



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...

Trust Me I Remember Those Who Stand by Me...

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TX COC&I Region 3	Texas			donates \$ 10.00 a month...



- Congratulations to Pagan Notes on your release...
- Congratulations to Mongol Bouncer on your release...
- Congratulations to Highwaymen Beast on your release...
- Congratulations to Outlaw Alibi on your release to a 1/2-way house...
- Congratulations to Outlaw Crazy Lee from England on your release...
- Congratulations to Outlaw Rab from Cotswolds Chapter, England on your release...
- Congratulations to Outlaw Gary from Cotswolds Chapter, England on your release...
- Congratulations to Hells Angel Billy "The Butcher" from Santa Cruz Charter on your release...

- Welcome Devils Dicile Bando to the NCOM Brothers Behind Bars Newsletter Mailing List...
- Welcome Sacramaniacs Jordan to the NCOM Brothers Behind Bars Newsletter Mailing List...
- Welcome back Wino's Crew Mark to the NCOM Brothers Behind Bars Newsletter Mailing List...
- Welcome Iron Horsemen Hellraiser to the NCOM Brothers Behind Bars Newsletter Mailing List...
- Welcome Iron Horsemen Jesse James to the NCOM Brothers Behind Bars Newsletter Mailing List...

Editor's Note: For February there was 1 Issue, For March there were 2 Issues; For April 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](#)....

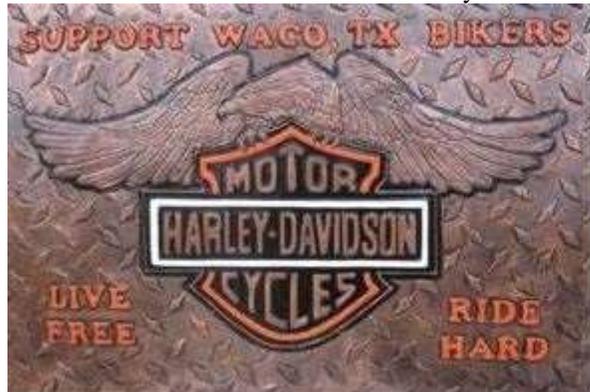
The 8th Item for this Benefit was made by & donated by **Avenger Pork Chop**... Leather Belt - Size 38 - "COC" on the Belt Buckle - WACO on the back - GBNF on both sides. [Thank you Pork Chop](#)...

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



The 10th Item for this Benefit was donated by **Iron Horsemen Crooked Nose Mike**... "Support Waco, TX Bikers" [Thank You Mike](#)....

The 11th Item for this Benefit was donated by **Ghost Rider White Boy**... Skull & Cross Bones... [Thank You White Boy](#)... I'll Frame.



Jeff "White Boy" Brooks
W.S.P. 2014



The 12th Item for this Benefit was donated by **Friend Kevin**... Little Biker Bear... [Thank You Kevin](#)... I'll Frame.



"Little Biker Bear"

This is a one of a kind drawing done for B.B.B.'s in March of 2016. It is the only one and I will not duplicate it. Hope you like it.

With Respect
Kevin Padgett



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*

Puns for Educated (or Sick) Minds (2 of 26 puns):

1. The fattest knight at King Arthur's round table was Sir Cumference. He acquired his size from too much pi...
2. I thought I saw an eye-doctor on an Alaskan island, But it turned out to be an optical Aleutian....

Devils Diciples MC 44th Anniversary – Aug 20, 2011 – **California** - By Bill Hayes; www.Bikernet.com - "44" for "DD" A legendary club celebrates a heavy milestone... The firestorm of social change that was burning across America in the 1960s was flaming its hottest in 1967. "The Summer of Love," the Vietnam War, daily new waves of sex-drugs-&-rock'n'roll & so many other cultural U-turns were pounding this country & its traditions. One of those U-turns, however, wasn't so new. It was a familiar bend in the road that had been traveled before - 20 years or so earlier. And it didn't really buck any traditions—it actually reinforced a big one. Just like the WWII vets—and their attitudes of brotherhood formed in war's trenches—the veterans of the Vietnam War came home to find some degree of peace in the spirit of a big motorcycle. And the people who ride them. The result was another era that saw many of the major MCs formed.

The Devils Diciples was one of those, established with twelve originals—all ex-military members. Forty-four years later, they are still rolling strong. A lot of seniority comes with years like that; & seniority means a lot. It means you've been around. It means you're seasoned. And it means that all signs point to you being around for a long time to come. The Devils Diciples MC's history is more than legendary - from the purposeful misspelling of "Diciples" ("Our original members intentionally misspelled 'disciples' to 'diciples' so as to distance ourselves from religious affiliation") to its continually expanding place among the true senior survivors in the MC world.

And forty-four years later, they are celebrating an especially poignant anniversary. In the MC world, patches & specific designations mean specific things. Using the numbers of corresponding letters of the alphabet to represent a club name is a tradition—in this case, "44" translates to "DD." This 44th anniversary is important. The Southern Calif portion of the MC's "rolling anniversary"—an anniversary that roledl out across the U.S., touching all the states that have DDMC chapters—was a 3-day camp-out at the Wooden Nickel Ranch; out in the rural country atmosphere of Southwestern Riverside County in the community of Menifee.

Nothing calls back the feel of the era in which the Devils Diciples were established like a remote & secluded campground like this. Back in those days, this was what runs were about. Whole weekends, either private or semi-private, were put on by a club or a group & held in locales far removed from the outside & mainstream world. They were about fun & brotherhood—there was a serious lack of any commercial agenda.

Devils Diciples member "Chainsaw" explained the "rolling" nature of the "44" milestone: "This party is the Montclair chapter's tenth anniversary, & our club, as a whole, is having its 44th anniversary. And each chapter in each state will have a 44th anniversary party until the Nationals where we'll all meet & have the big get-together. That way all the brothers in each state get to participate in one way or another. It works out good & everybody's happy! We've got brothers from all over the U.S. right here this weekend. We've got Arizona, Nevada, Alabama; & we've got brothers flying in from Michigan. Everybody can participate & attend them all if they want—if we can afford it, we're gone!" Back in the day, these events were an open-heart, open-arms demonstration of the close-knit families that clubs grew into—especially after surviving the horrors of war. This weekend with the Devils Diciples MC proved that brotherhood of that kind is still very much alive & well.

ATF finishes probe of guns in Waco biker clash - March 8, 2016 – *Texas* - By Dane Schiller; www.chron.com - Fed authorities have finished their testing & review of 151 firearms, as well as bullet fragments & cartridge cases, recovered from the deadly biker clash last year at the Twin Peaks in Waco. The work was done by the ATF at the request of Waco Police, who are leading the investigation of the incident, which left 9 people dead, nearly 2 dozen wounded, & 170 charged with engaging in organized crime. “We are just processing it for them; we are not making investigation decisions,” said Special Agent Nicole Strong, of the ATF’s Houston Division. “Now it is up to the **P.D.** to determine what they do with that information.”

McLennan County authorities contend the clash was rooted in an ongoing beef between the Bandidos & Cossacks MCs as well as their supporters. The ATF looked into whether the guns had been used in previous crimes, as well as traced who first purchased them, to who had possession of them during the May clash. Authorities have yet to say who they believe fired the first shot, let alone sort out who among the bikers was acting as an aggressor & who was acting in self-defense. Most of the guns had not been fired, but were handed over by the bikers.

Lucien Haag, a New Mexico-based firearms & ballistics expert, contends that even with the ballistics & related work completed, it might be tough to know for sure who fired which gun or under what circumstances. He said, for example, that a biker could say that amid the chaos he grabbed a gun that was left on the ground & sought to defend himself but did not realize that it had just been used to shoot someone else & dropped. Some guns are a lot easier to connect to bullets than others, & bullets that have bounced off walls, pierced gas tanks or gone through a body can be mangled & tough to work with, he said. “We all like to solve puzzles, but these are high stakes: People are going to go to jail or be acquitted, hopefully on the physical evidence,” Haag said.

So far, 106 of the bikers arrested that Sun afternoon have been indicted by a McLennan County grand jury. Charges against the remaining defendants are expected to also be considered by grand jurors. No trial date set for any defendant.

Jay Dobyns Loses Again - Mar 9, 2016 – *Arizona* – By The Aging Rebel; www.AgingRebel.com - Fame whore Jay Dobyns’ 8-year-long, mostly secret lawsuit against the ATF seems about to actually end. In anticipation of that end, Dobyns told the Dobyns-friendly Arizona Republic that he wasn’t going to get richer because U.S. Court of Fed Claims Chief Judge Patricia Campbell-Smith was incompetent. Dobyns was an agent with the ATF who became famous for hanging around with & prospecting the Hells Angels MC in Arizona from early 2002 through July 2003. The very flawed & corrupt infiltration in which he participated was later called “Operation Black Biscuit.” The name was coined on the set of the defunct Fox reality series America’s Most Wanted. The ATF made Dobyns a celebrity & created a monster. Dobyns wrote a book about his biker adventures titled No Angel: My Harrowing Undercover Journey To The Inner Circle Of The Hells Angels & was the subject of 2 more.

Broken: He soon annoyed his ATF supervisors who described Dobyns as “broken” & “unfit for duty.” Dobyns complained that he was threatened with retaliation by the Hells Angels & the ATF was doing nothing to protect him. He sued the Bureau & reached a \$373,000 settlement in Sept 2007. Someone fire bombed his

Tucson home in Aug 2008. Dobyns claimed the fire was a murder attempt that resulted from the ATF’s refusal to protect him. The ATF thought Dobyns set the fire himself & questioned his sanity. Dobyns then filed his current suit against the Bureau in Oct 2008. The ATF countersued for the royalties from Dobyns book. It has been frequently reported that the **HAMC** was responsible for the fire at Dobyns home but Dobyns told The Aging Rebel “I have never said to anyone publicly or privately that the Hells Angels burned my house down. Find where I have. I have said that ATF let someone get away with it & in the process also get away with attempting to murder my family. Believe it or not but my beef is not with the Hells Angels. They are in my rear view mirror. My beef is with ATF.” In Aug 2014, after a month long secret trial, Fed District Judge Francis M. Allegra ruled that the ATF owed Dobyns \$173,000, which was his yearly salary in 2007. Dobyns had sought \$7.2 million for pain, suffering & emotional distress & an additional \$10 million for “economic damages.”

Unfair Lawyers: Allegra also suspected that the ATF’s lawyers had treated Dobyns unfairly during the long suit. Allegra ordered an investigation into the conduct of the Gov’t attorneys & in anticipation that the report would find those attorneys guilty of misconduct, Dobyns filed a motion for relief. A week ago Judge Campbell-Smith, who now presides over the case, accepted the investigator’s report & overruled Dobyns motion. Although her decision, like most of the case, remains sealed the acceptance & ruling indicate she has ruled against Dobyns. Dobyns may yet find a way to continue his suit but he didn’t sound like it in comments published today in the Republic. “I think she put her competence – or incompetence – on display,” Dobyns said about the judge. “Is it smart for Jay Dobyns, as a plaintiff before that court, to say that? Probably not, but I don’t care anymore. I don’t care if I offend her. I think her response was incomplete.” Whether Dobyns likes it or not, the judge’s ruling may mean that his personal, bespoken spotlight is finally starting to dim.

Mo’ Waco - Mar 14, 2016 – *Texas* – By The Aging Rebel; www.AgingRebel.com - The best place to hide a leaf is in a forest. The best place to hide the truth about what happened in the parking lot of the Twin Peaks restaurant in Waco is in a confusion of noise. The noise about what happened last May 17 has been coming from 3 distinct dispute that have been talking over each other for ten months. First, Waco, McLennan County & Texas have brought criminal charges against 186 people so far. Officials argue that going to the Twin Peaks for brunch wearing the wrong article of clothing was a terrorist act. Apparently – & several police have come right out & said it – the wrong article of clothing was one with any colors or words that indicated that one might have chosen a side in an alleged dispute between the Cossacks & Bandidos MCs. Second, some of those 186 criminal defendants argue that their constitutional rights were violated when Waco, McLennan County & Texas irremediably wrecked their lives by accusing them of murder; by disseminating prejudicial & really unflattering photos of them; & by making them pay more money than most people have in their checking accounts in order to get out of a crappy jail. Most of these defendants think they were punished for surviving a disaster devised by someone else. Virtually ignored in coverage of the case have been the litigations that claim the Twin Peaks restaurant franchise in Waco was to blame. **Page 4**

Management Knew: Waco Police Public Information Officer & McLennan County Sheriff manqué W. Patrick Swanton introduced the notion that the restaurant did it. In his first press

conference Swanton said: “We have been made aware here in the past few months of rival biker gangs...rival criminal biker gangs being here & causing issues. We have attempted to work with the local management of the Twin Peaks to get that cut back to no avail. They have not been of much assistance to us. However we continued doing our part on gathering intelligence. Apparently the management wanted them here so we didn’t have any say so on whether they could be here or not. We do know that they are an issue. We do know that they are criminal biker gangs very well known in our area. There were at least 3 rival gang groups here this morning for whatever reason. As they were here we had officers on scene. We expected issues & because of the problems we had at least twelve Waco officers along with several other DPS (Texas Dept of Public Safety) officers that were assisting us in trying...to...maintain security for the perimeter & for the citizens of our area.” The next day Swanton said, “Management knew there were biker gangs. We have talked with them; asked them to limit the amount of some of that going on; & they have not been much of a help on that. They knew that there were issues. They knew that we were here & that there were going to be additional issues but they continued to let those groups of people into their business.” The Waco Twin Peaks franchise & its investors have been the correspondents in 5 opportunistic civil suits. The Don Carlos Restaurant that shared a parking lot with the Twin Peaks is suing for damages to its restaurant business. The family of Waco victim Jesus Delgado Rodriguez is suing the restaurant for wrongful death. Astoundingly Yvonne Reeves, the wife of Owen “Big O” Reeves & mother of Richard Matthew “Chain” Jordan, III joined the wrongful death suit. Two Texas residents identified only as M.K.H. & C.R.H. sued the restaurant for personal injuries. The family of Matthew Mark Smith, a Cossacks sergeant at arms who was shot 3 times & died at Waco believes the restaurant is responsible for his death. And Cossack Melvin Pattenaude, one of the defendants in the criminal case, is suing both the Waco Franchise & its former franchisor. Front Burner Restaurants. Four of the suits were filed in Dallas, The fifth was filed in Waco.

One Case: In response, the restaurant & the franchisor have replied that the damages were caused by “unknown criminal actors & LE.” Since the cases all originated from the same event, the restaurant wanted them consolidated so the Twin Peaks would only have to defend itself once rather than 5 times. About 2 weeks ago, on Mar 3, TX Court of Appeals Judge Elizabeth Lang-Miers agreed with the Twin Peaks & ruled that all 5 of these cases could be litigated at the same time in a kind of court called a multidistrict litigation court. Disasters, like plane & train wrecks, are usually tried in MDL courts. And, it is probably accurate to categorize Waco so far as a train wreck. The consolidation isn’t likely to result in the public disclosure of any of the Twin Peaks Massacre’s many secrets. But it may discourage the lawyers in these suits from spreading quite as much disinformation as they have up until now. The Twin Peaks franchise in Waco & its employees seem to have also been victims in this case – not victimizers. None of the investors or employees shot, stabbed or clubbed anybody. None of them acted irresponsibly. Reports created after the shootout portrayed the restaurant’s manager as rude to police but that didn’t seem to be an issue before 9 people died. The restaurant is only being sued because its owners are rich. Somebody should tell the lawyers in this case that the city of Waco, McLennan County, the state of TX & the Dept of Justice are richer.

----- Puns for Educated (or Sick) Minds :-----
 3. She was only a whisky-maker, but he loved her still...

Nut Cop On Video - Mar 14, 2016 – *Texas* – By The Aging Rebel; www.AgingRebel.com - A Fort Worth police officer identified only as “W. Figueroa” was video recorded Sunday afternoon spraying a pack of sport bikes with pepper spray. TV station KXAS has reported that multiple drivers complained to police Sunday afternoon about sport bike riders performing stunts on Highway 287. Figueroa pulled over a red pickup truck driven by Brittany Botella for “blocking traffic to record motorcycles driving recklessly” with her cellphone. Botella, who is 6 months pregnant, told KXAS “I looked out my mirror & I seen all the Mace going towards all the bikes. And then it hit us. And then I started choking & that’s exactly what happened.” Markus Hernandez, who was riding in the back of Botella’s truck & who has asthma. had to be hospitalized after being exposed to the spray. Botella was cited for driving without a license. Hernandez was cited for standing in the back of a moving vehicle.

Honor: The Fort Worth PD publishes an “Honor Code” on its website. The code pledges: “I will respectfully serve the citizens of Fort Worth & the Fort Worth PD. I will dedicate myself to the protection of life, property, & our public trust. My integrity, character, & courage will be above reproach, & I will accept no less from other members of our Dept.” Fort Worth police issued a statement this morning that claimed, “An investigation was begun immediately upon receipt of the video this morning. At this time, detectives are trying to locate witnesses & identify the officer involved.” The video, below, was shot by Jack Kinney with a GoPro & uploaded to YouTube by Chase Stone. Both men are from Longview, Texas & both belong to an informal riding club called East Texas Heat.

Group Of Bikers Flip Stereotype On Its Head And Help Local Teen - March 14, 2016 – *California* - By Emerald Pellot; www.LittleThings.com - Ben Martinez practically bragged to reporters that he & his bike friends frightened an onlooker. Now before you go judging this group of tough-looking, hard-edged bikers, remember: looks can be deceiving. A local biker group in Bakersfield, CA, decided to do a very good deed for Ben, a teen who is battling alveolar rhabdomyosarcoma. The condition is an aggressive cancer that affects the torso, arms, & legs. Ben always dreamed of being a biker, & for one day he got to be. The group gave him his own personalized vest & dubbed him with the new name “Giant Slayer.” The teenager then hopped on a member’s bike & led a group of nearly 100 bikers around the neighborhood. Ben was ecstatic & certainly felt like the coolest kid in town that day. “It felt great. I like to feel the wind,” Ben told ABC KERO as he joked. “And we scared some other guy. Nothing better. It felt great.” This just goes to show that while many saw the bikers & thought they were scary; they couldn’t have been more wrong. These men & women clearly have some of the biggest hearts out there. Some do good wearing a badge. Some do it in scrubs. Some do it in a pair of tattered sweatpants as they juggle a household full of kids. Others do it in leather.

----- Puns for Educated (or Sick) Minds :-----
 4. A rubber-band pistol was confiscated from an algebra class,
 Because it was a weapon of maths disruption...
 5. No matter how much you push the envelope;
 It’ll still be stationery...
 6. A dog gave birth to puppies near the road
 & was cited for littering...
 7. A grenade thrown into a kitchen in
 France would result in Linoleum Blownapart...

Motorcycle Profiling Bill Moving Through Legislature – Mar 15, 2016 – *Maryland* - By David “Double D” Devereaux; www.MotorcycleProfilingProject.com - A bill to address motorcycle profiling is quickly moving through the state legislature putting Maryland on the threshold of becoming the 2nd state in America to adopt a law to condemn & prevent motorcycle profiling. SB0233 passed the Senate on a 47-0 vote on 3/3/2016 & now has been assigned to the House Judiciary Committee where 18 members, including the committee chair Delegate Vallario, are sponsors on the identical cross-filed House bill, HB0785. HB0785 received a public hearing on 3/10/2016 & was again unopposed by LE. The final step in the process is nearing & passage by the entire House chamber seems likely considering that HB0785 has 62 delegate sponsors in total. The hearing on Mar 10th was very well attended by the Maryland motorcycling community & many came from as far as Washington State. As everyone gathered at the Navy Memorial Stadium in Annapolis, the sense of unity in the community was undeniable. MC members & independents were responsibly assembling in order to protect their collective rights base by participating in the democratic process. At 1pm the House Judicial Committee hearing room began to fill up. There wasn't a single seat available. It was standing room only with motorcyclists lining every wall. It was an impressive demonstration of grassroots manpower, impossible to ignore, magnifying the testimony of the 2 individuals selected by the community to testify in support of the legislation.

The Motorcycle Profiling Project, *founded* by David “Double D” Devereaux & Bill “Colt” Kaitz, was created for the purpose of replicating the successful process used to pass the first law addressing motorcycle profiling in Washington State. What's happening in Maryland proves that both the policy & strategy promoted by the MPP, a movement based on grassroots manpower & unification, is highly effective at securing critical civil liberties for motorcyclists. So it was appropriate that Colt & Double D were chosen to testify & represent the community. After the legislation was introduced by the primary sponsor Delegate Anderson, Colt began by outlining a persuasive pattern of evidence demonstrating that motorcycle profiling was common & pervasive in the state of Maryland. From mass profiling stops at the “Blessing of The Bikes” conducted under automatic weapon cover to multiple agency helmet pretext stops, the tangible evidence is irrefutable.

Double D was next, articulating the underlying Constitutional & fiscal implications of motorcycle profiling & testifying about the empirical success of this model policy first adopted in Washington State in 2011. Simply put, this law is highly effective, has zero fiscal impact & does not impact LE's ability to do their jobs. The movement to end motorcycle profiling in America has gained momentum & the issue is becoming recognized as a legitimate policy issue in the eyes of legislators coast-to-coast. Every state that successfully passes laws condemning motorcycle profiling makes the next state's success more likely. Washington State & Maryland utilized the exact same blueprint, from beginning to end, & that blueprint can be applied to your state greatly increasing the likelihood of success in the legislature. That, after all, is the primary reason that the MPP was initially created.

----- **Puns for Educated (or Sick) Minds** :-----

- 8. Two silk worms had a race. They ended up in a tie...
- 9. A hole has been found in the nudist-camp wall.
The police are looking into it...

Patch Irrelevant in Homicide - Mar 16, 2016 - *New York* - By The Aging Rebel; www.AgingRebel.com - A judge in Staten Island ruled yesterday that membership in a MC was irrelevant to the case of a biker accused of 2nd-degree murder & 1st-degree manslaughter after a deadly, June 29, 2014 fight. State Supreme Court Justice Stephen Rooney dismissed the charges against Steven Bonfiglio for the homicide of Stephen McMahon. The charges will be refiled & Bonfiglio is due back in court on Apr 28.

Misfired: On the Sun night of his death, McMahon got into a loud argument with his girlfriend, Kirsten Morgan, at the Boulevard Tavern on Staten Island. After McMahon was thrown out of the bar she was joined by her ex-boyfriend, Michael Raimo. Raimo is the father of Morgan's 16-year-old son. He is also a member of the Bridgerunners MC. Raimo & Morgan were then joined by 2 other Bridgerunners. One of them was Bonfiglio. Bonfiglio started home by himself while Morgan & Raimo remained at the bar but before he got home Raimo called him & asked him to drive Morgan home. So he did & when Bonfiglio & Morgan arrived McMahon was waiting for them. He had been waiting for them for forty minutes. McMahon stuck an automatic pistol in Bonfiglio's chest & pulled the trigger. It misfired.

Ball Peen Hammer: Bonfiglio produced a ball peen hammer, which he told police, he carried because he sometimes needed it to start his motorcycle. When he struck McMahon with it McMahon dropped the gun. The 2 men struggled. McMahon took the hammer away from Bonfiglio & started to beat him to the ground with it. Bonfiglio snatched the pistol from the ground, cleared it, pointed it up at McMahon & fired. McMahon died the next day. The entire fight was caught on surveillance video. Police found an unfired bullet & a spent cartridge on the ground near McMahon. Bonfiglio threw the gun away but after his arrest he told New York City police where they could find it.

Motorcycle Gang Expert: Bonfiglio was indicted by a grand jury. The grand jury based its indictment, in significant part, on testimony offered by an unnamed “motorcycle gang expert.” The logic appeared to be, “It had to be murder because Bonfiglio belonged to a MC.” Judge Rooney thought the “expert's” testimony poisoned the indictment. “There is nothing, in terms of gang affiliation, to show intent, motive, or to rebut justification,” Rooney ruled. “The expert testimony was gratuitous & had no probative value.” After yesterday's dismissal, Staten Island (Richmond County) District Atty Michael McMahon issued a statement that read, “We respect the court's decision & will now move forward to re-present this case to a Richmond County Grand Jury for its determination.”

----- **Puns for Educated (or Sick) Minds** :-----

- 10. Time flies like an arrow. Fruit flies like a banana...
- 11. Atheism is a non-prophet organization.
- 12. Two hats were hanging on a hat rack in the hallway.
One hat said to the other: ‘You stay here; I'll go on a head.’
- 13. I wondered why the cricket ball kept getting bigger.
Then it hit me.
- 14. A sign on the lawn at a drug rehab center said:
‘Keep off the Grass.’
- 15. The midget fortune-teller who escaped from prison
was a small medium at large...
- 16. The soldier who survived mustard gas & pepper spray
is now a seasoned veteran...
- 17. A backward poet writes inverse...

Nervous Neighbors Newz Noise - Mar 17, 2016 – *Arizona* – By The Aging Rebel; www.AgingRebel.com - Apparently Donald Trump has sucked all the air out of the newsroom at **TV** station **KNXV** in Phoenix. Or maybe there is just no news today. There's not much news here either. Except for the breaking **KNXV** exclusive that the Mesa charter of the Hells Angels **MC** has rented out a discount movie theater called Pollack Tempe Cinemas from 11:30 Sat morning until 2 that afternoon "to screen a movie about the history of their biker club. About 100 people are expected."

Exclusive! Many of them are expected to eat popcorn. Pollack Tempe Cinemas claims on its website that visitors "will find the popcorn & items in the concession stand cost less than competitors'." Some of the Hells Angels may also be expected to drink large cups of some kind of cola. Many of them are expected to have fun. Pollack Tempe Cinemas brags about its "all-digital format with state-of-the-art digital video & surround sound" & its recently "refinished" floors.

Breaking! In a story you can only see on **KNXV** & YouTube, at least for the time being, neighbor Juanita Foster said she was scared. Real scared. "If something should go wrong, you're putting everyone's life on the line," she explained. When asked what she was going to do when Hells Angels come to see a movie in her neighborhood, Foster said "I'm going to keep my kids inside the house.... I can pray about it, & hopefully they just see their movie & go home." The **TV** station reports that Tempe police are also concerned about what might happen when scores of Hells Angels are locked up in a dark movie theater on a Sat afternoon & then let loose into the blinding Arizona sunshine to play. Particularly if they have consumed large amounts of candy & sugary drinks. Tempe police plan to "up" patrols & will be working closely with the discount theater's "security." Motorcyclists not attending the screening should be on the lookout for courtesy motorcycle safety inspections by Tempe Police & members of the Arizona Gang & Immigration Intelligence Team Enforcement Mission this weekend around the intersection of South McClintock Drive & Elliot Rd.

Fort Worth Officer Pepper Sprayed Bikers, is this Attempted Murder? – Mar 19, 2016 – *Texas* - By David "Double D" Devereaux; www.MotorcycleProfilingProject.com - Many are familiar with the recent video depicting a Fort Worth police officer, now placed on administrative leave, pepper spraying a pack of motorcycles as they ride by. The bikes are forced to veer into another lane attempting to avoid being sprayed. This is clearly a case of officer negligence & excessive use of force. But could this be considered deadly force or even attempted murder? Pepper spraying moving motorcyclists on a roadway could easily lead to serious injury or death. This is just another incident in a well-established pattern of evidence justifying a law addressing motorcycle profiling in Texas.

Officer Violated Reasonable Use of Force Standards: The officer's actions clearly fall outside the lines of legal behavior. It is not an officer's job to punish suspects. Suspects, even those arrested, are presumed innocent until proven guilty. Punishment in our criminal justice system is determined in the judicial arena, after an individual has been found guilty. So an officer's use of force is confined to effectuating an arrest or detention or a threat to public safety or the officer. An officer can use force in order to arrest or detain an individual. An officer may use only that force which is both "reasonable & necessary to effect an arrest or

detention." Anything more is excessive force. *Payne v. Pauley*, 337 F.3d 767 (7th Cir. 2003). Clearly spraying pepper spray at a pack of passing motorcycles is not reasonable or necessary. In fact, he had a truck detained at the time the motorcycles passed.

- *There is* no indication that the officer was attempting to arrest or detain the passing motorcycles. The bikes were not moving at a high rate of speed or driving recklessly at the time they were sprayed. The officer makes no attempt to have the motorcycles pull over if he did believe some violation had occurred.

- *There is* no indication that the passing motorcycles are an immediate threat to the officer or the public's safety. There is no obvious justification for the use of force. And there is definitely no justification to use this level of force.

Fort Worth Officer Pepper Sprayed Bikers...Was This Deadly Force? In fact, it was the officer that represented a threat to public safety & arguably was initiating deadly force. Although it's true that pepper spray will likely not kill anyone, consider the totality of the circumstances. Motorcycles were moving in a pack on the roadway with many motorcycles & other vehicles. This officer attempted to spray the moving motorcycles with pepper spray which, if effective, creates a very high likelihood of an accident resulting in serious injury or death. The circumstances do not conform with judicial guidelines on the constitutional use of deadly force. These motorcyclists are not threatening the officer or another person with a deadly weapon & they do not pose a threat of serious physical harm or death to the officer or another person. And even if a threat could be articulated, the officer made no attempt to give a warning before initiating deadly force. In *Tennessee v. Garner*, 471 U.S. 1 (1985), the Court articulated "three circumstances when an officer can use deadly force: first, when the officer is threatened with a deadly weapon; second, when the officer has probable cause to believe that the suspect poses a threat of serious physical harm or death to the officer or to another; or third, when the officer has probable cause to believe that the suspect has committed a crime involving threatened or actual serious physical harm or death to another person. The Court also noted that, when feasible, a warning should precede the use of deadly force. (See **LE& the Law** with Ken Wallentine, Sept 5, 07)

Was This Attempted Murder? As commonly understood, "attempted murder is the incomplete, unsuccessful act of killing someone." In most jurisdictions, attempted murder charges consist of 2 elements: First, the offender took some action towards killing another person. Second, the offender's act was intended to kill a person. The first test has been explained. The officer took actions towards killing another person. But the second test requires intent. The video shows the officer emerging from his vehicle with spray canister in hand & he deliberately points it towards the moving motorcyclists & begins spraying. The well-known effects of pepper spray are debilitating & extreme. Pepper spray causes intense pain, burning, & even loss of vision. An accident would have been more than the probable outcome if the officer's attempts were successful. Indeed, an accident would have been highly likely. What other outcome other than serious injury or death did the officer hope to achieve?

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Texas Need An Anti-Motorcycle Profiling Law: Motorcycle profiling is an epidemic in America & Texas is no exception. The pattern of evidence is undeniable. In addition to this incident, consider the undisclosed settlement after Chris Moore sued authorities for \$1 million dollars after falsely arresting Moore & using excessive force when arresting him. And let us not forget

Waco, where 177 individuals were mass arrested with no individualized probable cause, just generic cookie cutter warrants, & all given \$1 million dollar punitive bonds to send a message. Representing profiling on a massive scale, the commonality of those arrested was membership in motorcycle organizations & clubs. Legislators in the state of Texas should take note. The model law adopted unanimously in Washington State in 2011, & now on the verge of being law in Maryland, is highly effective, has no fiscal impact, & does not impact L.E.'s ability to do their job. What it does do is substantially reduce incidents of profiling. This in turn reduces the state's exposure to civil liability, the current gross mismanagement of public resources currently being used to profile motorcyclists, & secures the rights base of nearly a million people in the state of Texas.

Where Have All The Sidecars Gone - Mar 21, 2016 – U.S.A. – By The Aging Rebel; www.AgingRebel.com - There is a Presidential campaign going on & the result of that, in about ten months, will be an inaugural parade in Washington. The parade is always led by local motorcycle police. D.C. cops ride Harleys. Police in this country have been riding Harleys since 1908. The D.C. cops have been riding Harleys since 1917. The capitol has about 75 motorcycle cops & 40 of them are assigned to the Presidential Motor Unit. The Pridential Unit has been around since 1921. The motorcycle cops in the Capitol, as opposed to most other northern cities, ride year round. Sometimes it snows & sleets in D.C. So, every year around Columbus Day the local motorcycle cops bolt sidecars onto their bikes for stability & leave them on until spring. Pittsburgh police, who have been riding Harleys since 1909, also ride year round & bolt on sidecars in the winter. Since 1933, the inaugural parade every r years in Jan has been led by police motorcycles with sidecars. And therein lies a brief tale about the changing, American motorcycle industry.

Void Warranty: H-D hasn't made sidecars for 5 years. It is worse than that. Peter Hermann of The Washington Post reports that District police do have spare sidecars but they are incompatible with newer Harleys. D.C. Police Chief Cathy L. Lanier told the Post "the problem now is finding enough older-model motorcycles with hardware to accommodate the sidecars." Lanier said, "the most significant issue is that the automatic braking systems on the new motorcycles is not compatible with the brakes on the sidecars." "We're going to make what we have work as long as we possibly can," she said. There are about 20 United States Park Police in Washington who ride Harleys in the winter & they face the same dilemma as the District cops. They ride in the inaugural parade too, & since they couldn't get sidecars from Harley that force bought 6, custom made sidecars from a small Seattle company called Liberty Motors. The Post reports, "Liberty has designed a bracket that can fit its sidecars onto the newer Harleys," & Harley has assured the Park Police "that if this is done correctly, the alteration would not void the Harley warranty." Until less than 3 months ago, the only sidecar motorcycles for sale in the United States were either Urals (which started as a Soviet knock off of BMWs) & the current nostalgia incarnation of Royal Enfields. Then around Christmas, Victory Motorcycles, a company that is headquartered in Medina, Minnesota & makes its bikes in Spirit Lake, Iowa, announced it was going to manufacture a police sidecar motorcycle.

----- Puns for Educated (or Sick) Minds :-----

18. In a democracy it's your vote that counts.

In feudalism it's your count that votes...

19. When cannibals ate a missionary, they got a taste of religion.

How Officers Get Away With False Arrest – Mar 26, 2016 – *Washington* - By David "Double D" Devereaux; www.MotorcycleProfilingProject.com - The latitude given officers in cases of false arrest is often troubling. Take the case of Adam Miller, a motorcyclist from Richland, Washington, that was recently arrested based on an officer's false identification of Miller. An officer was looking for a black motorcycle that he claims he had clocked at 126 mph multiple times throughout the day. Miller was riding a red motorcycle & exiting a parking lot when he was detained & then arrested by a Washington State Patrol trooper. Although Miller was found not guilty based on this obvious detail in traffic court, what recourse does Miller have to recover costs related to his seemingly false arrest?

A Case Of Mistaken Identity & False Arrest: Miller, writing to the MPP, describes the incident in detail: "*Back on Memorial day of this year, in Richland, Washington, I hopped on my Red 2010 Vmax for the first time in a week, & went to Winco to rent a couple of movies. I was leaving the parking lot when a state trooper pulled up behind me & flipped on his lights. I didn't think much of it, & pulled over across the street. I was not dressed for much more than a short ride, red t-shirt, blue jeans, helmet & boots. He accused me of doing 126 mph, & that he had clocked me multiple times throughout the day doing various illegal speeds. He claimed he had the entire area looking for me, & that I was being a menace to the holiday traffic by riding the way I was. I asked how in the world he would look in a grocery store parking lot to find me even if I was running & or speeding like this? He made it very clear the reason he knew I was there was that another officer had reported me in the parking lot. From here I am booked & had to pay 1000 bucks to get out. I absolutely did not do this! I never approached the speeds I was accused of.*"

The Trooper Was Looking For A Black Bike, Not A Red Bike! Miller was given a public defender, but decided to hire an Atty anyway. Upon discovery, it became apparent that Miller was falsely identified. Miller writes, "The discovery painted a much much different picture than the one this officer painted in his report. First, a state patrol vehicle had no audio & no video of anything. It wasn't functioning." Conveniently, technology intended to provide public accountability related to police activity was inoperable depriving Miller, & the general public, a way to corroborate some elements of the story. Miller continues, "Second, the [other] officer he claimed called in my location doesn't exist. In fact, the video evidence even corroborates this, given that the only other officer on scene didn't show up till after I was in the process of being pulled over & arrested. In fact, I was damn near in cuffs by the time the second officer even showed up. Third, this officer called out, not once but twice, a Black Bike, with black helmet. Google a 2010 Vmax, & see for yourself, my bike is bone stock, no mods visual or otherwise. It's Red! The last call out before he arrests me, & I quote, "same bike, red shirt". In traffic court, Miller prevailed. Clearly Miller was not riding a Black bike & was not the individual the WSP trooper thought he was. Miller writes, "The case has now been tried, & a not guilty verdict returned. The officer was proven to be "less than forth coming", aka lied through his teeth."

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Despite Not Guilty Verdict, Legal Costs Threatening Financial Ruin: According to Miller, despite being found not guilty, he incurred almost \$5k in legal costs & as a Veteran & current student he is near financial ruin. "*I have a spotless record minus some Minor speeding infractions, I have never been*

arrested, I am a veteran of Bosnia, OEF, & OIF. I am a full time college student currently, & my budget is quite fragile, the 4500 this has cost me, not to mention the personal leg work I have done to save costs, is set to put me into financial ruin, I have less than a month before I am no longer viable financially, & that 4500 would certainly bridge a gap. This situation has caused some serious undo stress & emotional entanglement, . . . My life is being ruined by an officer who chose to act instead of think."

Can Miller File Suit For False Arrest? So what recourse does Miller have? He was arrested & shouldn't have been. But it's not that simple. Establishing that there was not reasonable suspicion to stop Miller may be difficult because it requires demonstrating that the officer specifically targeted Miller knowing that he wasn't the individual he was looking for. Miller says, "I have had 3 different lawyers look at this case now, & all of them are of the same conclusion. "This officer lied, & this case doesn't hold water." I inquired of my lawyers about a civil suit, & they said that unless I can prove the officer specifically targeted me I have no case." According to findlaw.com, false arrest is "the claim that is most often asserted against police". These claims are based on police violating 4th Amendment rights against unreasonable seizure. "If the officer had probable cause to believe the individual had committed a crime, the arrest is reasonable & the Fourth Amendment has not been violated. Police can arrest without a warrant for a felony or misdemeanor committed in their presence." But what about cases like Miller's, where the information the officer relied upon turns out to be false? Or the officer is mistaken or confused? According to findlaw.com, "even if the info the officer relied upon later turns out to be false, the officer is not liable if he believed it was accurate at the time of the arrest." So the question in Miller's case is, "What did the officer believe at the time of the detention & arrest?" In other words, did the officer believe that Miller was the motorcyclist that he claims he observed doing 126mph? Was he merely confused because of the black helmet? Was Miller just in the wrong place at the wrong time?

Was Miller Specifically Targeted? On the other hand, the WSP trooper's probable cause arguably relies on questionable foundations. Miller was riding a Red motorcycle & radio transmissions clearly prove that the trooper called in a Black bike. Maybe with this alone, the trooper still has plausible deniability. Maybe he made a mistake. But, according to Miller, other factors reveal that the trooper relied on blatantly false claims to bolster probable cause. Remember the other trooper that allegedly called in Miller's presence in the Winco parking lot that, upon discovery, does not appear to exist? Or what about the fact that all of the video & radio transmissions were inoperable/not functional eliminating the opportunity for accountability? Was this trooper upset with the actions of a speeding motorcyclists earlier in the day, so much so that he targeted the first sport bike rider he saw?

Conclusions: The standards for establishing false arrest give so much deference to **L.E.** that victims like Miller are often not given the opportunity to recover Atty fees or other damages incurred as a result of their arrests, despite being found innocent of any wrongdoing. Miller has approached 3 Attys that all believed the trooper lied to establish probable cause. But they also believe proving the trooper targeted Miller would be difficult to establish. There ought to be an avenue for victims like Miller to recover Atty fees & expenses related to an arrest relying on the foundation of inaccurate info or an officer's mistake, however unintentional the mistake is claimed to be. A trip to the store should not cost anyone thousands of dollars due to a mistake made by **L.E.**

Waco grand jury indicts 42 more bikers in Twin Peaks melee - Mar 23, 2016 - *Texas* - By Dane Schiller; www.Chron.com - A McLennan County grand jury on Wed indicted 42 more bikers for their alleged roles in a May melee at the Twin Peaks restaurant in Waco that left 9 people dead & nearly 2 dozen wounded. All told, 148 bikers have now been indicted, according to court records. They are accused of engaging in organized criminal activity to commit murder & assault, & face 15-years-life prison if convicted.

McLennan County District Atty Abel Reyna did not respond to a request for comment. He had previously said that each of the 177 persons arrested that Sunday in May, as well as a few others who were later arrested, would have their cases presented to a grand jury to see if they should face trial. Police & prosecutors have said the clash was the result of an ongoing turf war between the Bandidos **MC** & the Cossacks **MC**. Defense lawyers, however, have said most of the violence was the result of bikers acting in self-defense, & they note that at least r of the people slain that day were shot by police bullets. After the shooting in a commercial shopping center, investigators found 151 guns & hundreds of other weapons, including hatchets, machetes, pipes & hammers on the bikers & scattered around the scene, from vehicles in the parking lot to inside the toilet of the Twin Peaks bathroom. It remains to be seen if prosecutors have completed their probe or will pursue indictments of other bikers. As of now, no case has made it to trial. Houston lawyer Paul Looney said he was heartened but not surprised that 2 of his clients, Morgan & William English, may be on the verge of getting their lives back. The couple, who live in Brenham, were among 6 members of the Distorted **MC** who were arrested in Waco, none of whom has been indicted so far. "From the first time that I met these people, I told everybody that would listen they would never be indicted by any grand jury," Looney said. "It was preposterous they were being held in the system because there was never a prosecutor anywhere that was going to want to indict these people," he said. "They were not just innocent but virginally innocent." Looney said the Englishes, like many others charged in Waco, have had their lives turned upside down. "The whole club, there was never even a hint of evidence that indicated criminality, but they have all had their lives destroyed," Looney said. "They have lost jobs, lost relationships, lost the respect of peers - lost family support groups - all over absolutely nothing. "He noted that all of them spent at least 2 weeks in jail after they were ordered held on \$1 million bond each. Even after the bonds were lowered, they had to come up with money they didn't have to spare. "What I continue to be amazed by is the extreme cruelty of authorities in continuing to make them dangle when they know they have nothing on them." He said that although his clients were not indicted, they still remain charged in the case & are free only on bond.

- **Puns for Educated (or Sick) Minds** :-----
20. If you jumped off the bridge in Paris, you'd be in Seine...
 21. A vulture carrying 2 dead raccoons boards an airplane.
The stewardess looks at him & says, 'I'm sorry, sir,
Only one carrion allowed per passenger.'
 22. Two fish swim into a concrete wall.
One turns to the other & says, 'Dam!'
 23. Two Eskimos sitting in a kayak were chilly, so they lit a fire in the craft. Unsurprisingly it sank, proving once again that you can't have your kayak & heat it too...
 24. Two hydrogen atoms meet. One says, 'I've lost my electron.'
The other says, 'Are you sure?'
The first replies, 'Yes, I'm positive.'

Kingsmen Indictment Unsealed - Mar 23, 2016 – *New York* – By The Aging Rebel; www.AgingRebel.com - Yesterday afternoon William J. Hochul Jr. who is the US Atty for the Western District of N.Y., announced the unsealing of a 46-count racketeering indictment against 16 members of the Kingsmen MC in N.Y., Tennessee & Florida. The accused men are Nat'l Pres David Pirk; Florida/Tennessee Reg'l Pres Timothy Enix; New York Northern regional Pres Filip Caruso; New York Southern Tier Reg'l Pres Emmett Green; & Kingsmen members Andre Jenkins; Edgar Dekay; Jason Williams; Thomas Koszuta; Gregory Willson; Robert Osborne; Stanley Olejniczak; Jack Wood; Ryan Myrtle; Thomas Scanlon; Glen Stacharczyck; & Sean McIndoo. The underlying investigation, which appears to have relied on at least 5 cooperating witnesses, seems to have been underway since at least 2009. It gained traction after the murder of 2 Kingsmen named Paul Maue & Daniel "DJ" Szymanski outside the Kingsmen's North Tonawanda, N.Y. Clubhouse in Sept 2014

Bad Boys: Large sections of the 73-page indictment read like a description of the clubhouse in Valhalla. "KMC chapter clubhouses maintained a supply of untaxed cigarettes, obtained from area Indian Reservations tax free, which were routinely sold for profit inside the KMC clubhouses." "KMC chapter clubhouses permitted illicit drug use & distribution, including cocaine, marijuana, & other controlled substances, between club members, associates, friends, & supporters of the KMC." "KMC clubhouses maintained a fully stocked bar, with a wide selection of beer & liquor, sales of which were utilized to generate income for the KMC." "Certain KMC clubhouses maintained gambling devices & machines, such as slot & poker machines, as a means to generate income for the KMC." "Members recruited women to perform 'strip' dances inside KMC clubhouses & to engage in sexual encounters with KMC members & associates in order to increase club profits & membership."

One Percenters: It all seems to have gone wrong when, "in 2013, certain KMC members sought to establish the KMC as a 1% club." "Following the 2013 determination for KMC to become a 1% club," the indictment claims, "violence & other criminal activity occurred within & among KMC chapters & clubhouses involving those KMC members who wished to leave the KMC & join rival motorcycle organizations." According to the indictment, members, & sometimes whole chapters, patched over to the Nickel City Nomads MC & the Pagan's MC. An apparent split developed in the club in 2013 between members loyal to club Pres David Pirk & "a former KMC Nat'l Pres." There were several patch pullings & assaults. Toward the end, members in Florida, where Pirk lived, were more loyal to Pirk than some members in New York. On August 3, 2014, prosecutors say, Kingsmen from the northern region of New York including Paul Maue armed themselves & went to the South Buffalo chapter clubhouse to confront Pirk "about KMC rule changes."

Take Care Of It: At the beginning of Sept, for reasons that are not entirely clear in the indictment, Pirk is accused of telling Kingsmen Nomad Andre Jenkins to talk to members of the Nickel City Nomads & the Outlaws MC. "On or about Sept 4, 2014, defendant Andre Jenkins told the person known to the Grand Jury that they were going to attempt to collect information from members of the Outlaws & the Nickel City Nomads, to pretend the person known to the Grand Jury was from Tennessee, & to pretend that defendant Andre Jenkins was no longer with the KMC." "On or about Sept 5, 2014," the indictment continues, "defendant

Andre Jenkins discussed the change in demeanor of the Nickel City Nomads towards him & stated that KMC members Paul Maue & Daniel 'DJ' Szymanski were the only ones who knew what he was doing there. Sometime on or about & between Sept 4, 2014 & Sept 6, 2014, defendant David Pirk told defendant Andre Jenkins to 'take care of it' in reference to killing Paul Maue & Daniel 'DJ' Szymanski." "On or about Sept 6, 2014, at approximately 2:42 a.m., defendant David Pirk called Paul Maue via cellular telephone after which Paul Maue & Daniel 'DJ' Szymanski exited out the North Tonawanda KMC Chapter clubhouse located at 322 Oliver St, N. Tonawanda, NY. On or about Sept 6, 2014, defendant Andre Jenkins shot & killed Paul Maue & Daniel 'DJ' Szymanski behind the North Tonawanda KMC Chapter clubhouse." Jenkins was arrested near Savannah, Georgia 2 months after the murders. He was convicted of murdering Maue & Szymanski in Aug 2015 & sentenced to serve life in prison last Oct.

Yesterday's Waco Indictments - Mar 24, 2016 – *Texas* – By The Aging Rebel; www.AgingRebel.com - If it quacks it's a duck. So it is beginning to look a lot like a Fed RICO case is pending in Waco where the local authorities dither & stall & keep stupid secrets & spin & wash dry evidence & dozens of defendants arrested last May 17 continue to twist slowly in the wind. A North Korean style grand jury indicted 48 more people yesterday. Seven of them were not arrested last May 17. In a statement issued after the grand jury recessed, McLennan County DA Abelino Reyna said that 6 of the newly indicted had not yet been arrested so their indictments were state secrets. Presumably, the 6 inditees who have not yet been arrested are among the 7 inditees who were not arrested last May 17. The names of the 7 inditees not arrested last May are Stephen Dudley, William Flowers, James Hardin, John Lewis, Richard Lockhart, Keith McCallum & Richard Smith.

Screw Official Police Secrecy: At first glance, the 2 most interesting names on this secret list are Dudley & Smith. Dudley was treated at the Hillcrest Medical Center Emergency Room last May & released. So it took Waco authorities ten months to decide that Dudley was not a victim. Dudley's indictment is ironic. All of the defendants indicted in November are accused of "intentionally, knowingly & recklessly" causing "bodily injury to" Dudley. So now, it seems, after almost a year's consideration, Dudley will be charged with injuring himself. Of course, Clifford Lee Pierce, the Cossacks prospect who was long rumored to have sparked the explosion of violence but actually did not, & who was paralyzed, is also charged with shooting himself. Smith, meanwhile, was riding with James "Spaz" Anderson last Sept 3 when Anderson was killed in a motorcycle accident in Nebraska. Anderson was wounded last year in the Twin Peaks parking lot & after his death, Waco Judge Ralph Strother ordered that a bullet that remained in his body be removed for forensic analysis. Marshall Mitchell, Pres of the Bandidos Nomad chapter, told a Texas Ranger named Gary Phillips that he had traveled to Waco with Smith before the police contrived confrontation in the Twin Peaks parking lot last Spring. Smith was interviewed & turned loose & the fact that he is being indicted here suggests, but hardly proves, that this case has always been part of the "ongoing" Fed racketeering case against the Bandidos MC announced in Jan. Of course, because the case is "ongoing," the facts of the case cannot be obtained through the so-called Freedom Of Information Act. The others indicted yesterday are Timothy Bayless, Richard Cantu, Jr., Kenneth Carlisle, Nathan Champeau, James David, Marcus DeJong, James Devoll, Matthew Folse, Justin Garcia, Mario Gonzalez, Raymond

Hawes, Jarron Hernandez, Edward Keller, Narcisco Luna, Jr., John Martinez, Dustin McCann, Michael Moore, Jason Jesse Moreno, Elidoro Munguia, Robert Leon Nichols, Diego Obledo, Daniel Pesina, Ares Phoinix, Victor Pizana, Jerry Pollard, Jimmy Pond, Andres Ramirez, William Redding, Rolando Reyes, Sergio Reyes, Boyce Ray Rockett, James Rosas, Gregory Salazar, Andrew M. Sandoval, Phillip Smith, Seth Tyler Smith, Christopher Stainton, Andrew Stroer, Jose Valle, Mathew Yocum & Gilbert Zamora.

Fat Mexican Tab: All of those indicted yesterday were either members of the Cossacks MC, the Bandidos MC or members of a Cossacks or Bandidos support club. Nobody who was arrested for simply wearing a “Support the Fat Mexican” tab was indicted yesterday. During the interviews after the Twin Peaks Massacre last May, a DPS agent “pointed to a red & gold patch on” on an detainee’s “cut that read ‘Support the Fat Mexican.’ The Fat Mexican is the cartoon character that serves as the Bandidos logo.” The detainee “said, ‘We are not a support club, but they (the Bandidos) are the ones who blessed us to get the patches on our backs.’” On the other hand, the grand jury refused to “No Bill” anybody arrested last May either. Grand juries, at least in theory, investigate potential crimes & accuse persons of those crimes when the jury finds sufficient evidence to do so. Grand juries are also supposed to notice when there is insufficient evidence to accuse a suspect of a crime & in those cases the jury foreman is required to write “not found,” “no indictment” or “no bill” at the top of the prosecutor’s indictment form.

The Confederation: So it is ever more certain that Waco will be folded into a superseding indictment in the current Bandidos case. Call it destiny. Nobody has ever been able to say how McLennan County Texas was going to pay for such a huge case anyway. Multiple Fed intelligence gathering operations led to the intelligence, & RICO predicate, gathering disaster at the Twin Peaks. And it seems terribly naïve to suppose that Reyna simply decided to charge everybody in custody last May without assurances that the case would eventually turn Fed & that McLennan County wasn’t going to have to pay for it. The fact that no “Support the Fat Mexican” tab wearers were indicted yesterday probably indicates that the Dept Of Justice remains undecided about whether they can bring successfully racketeering charges against the Texas Confederation Of Clubs & Independents. It looks like that’s what the feds want to do. Last June Steve Cook, who is Executive Dir of the Midwest Outlaw Motorcycle Gang Investigators Association & in that capacity tends to be both chatty & informed about LE trends aimed at MCs, dropped a kind of big hint. Cook told Waco TV station KXXV, “We do a considerable amount of talking about these confederations & coalitions...and try to make them (police officers trained by Cook) understand a little bit the motives behind these is other than what they advertise.” KXXV reported, “Behind locked doors, officers learned how motorcycle gangs operate, often dealing in drug & human trafficking. Gangs often transport & sell methamphetamine & have a structure similar to military or paramilitary organizations. Cook said they’ve seen an influx of gang members that are also a part of MCs & club confederations.” Cook said, “They’re absolutely gangs. If you’re wearing a one percent diamond & you’re associating with the individuals these people & associating with the kinds of activities they are, they’re a gang by any classification & to take it a step further, they’re organized crime.”

Bandidos leader fighting Fed charges & outlaw reputation - Mar 26, 2016 – *Texas* - By Dane Schiller; www.HoustonChronicle.com - MC is about brotherhood, not crime, former Pres says... Jeff Pike makes his way through the crowd with a cup of Crown Royal whiskey & water in his hand & dark sunglasses framing his gray crew cut. The leader of the Bandidos MC wears a dark denim vest adorned with patches that say things such as “Expect No Mercy,” but he smiles at everyone. “How ya doing, brother?” Pike asks as he stops for another hug. “Good to see you. Good to see everybody.” At a 50th anniversary gathering of Bandidos, on a recent Sat afternoon along the banks of the San Jacinto River, one thing was clear: Among these people, Pike is a rock star, a father figure, a man who inspires & awes. “I love him to death,” said someone known as “Baytown Rob.” “He gives me the chills. A great, great man.”

Others feel far differently about Pike, a Bandido for 37 years & its international Pres for nearly 11 years. He & his vice Pres, John Portillo, as well as the group’s sergeant at arms, Justin Forster, are charged in a Fed indictment for their alleged roles in a racketeering conspiracy that includes drug dealing, assault, murder & other crimes. Prosecutors say they each face up to life in prison. Pike doesn’t expect to be convicted. “I don’t know what my brothers did or what they didn’t do,” he said. “I know I didn’t know nothing about it.”

The Dept of Justice contends Jeffrey Fay Pike is not just an outlaw biker but has been the leader of a sophisticated criminal organization with members who don’t trust outsiders & have no fear of authority. Joseph Arabit, head of the DEA’s Houston Division, said the Jan indictment “inflicted a debilitating blow to the leadership, hierarchy & violent perpetrators of the Bandidos Motorcycle Gang.” The investigation took almost 2 years, in coordination with the FBI & the Texas Dept of Public Safety, & aimed to stop the flow of methamphetamine being moved by the Bandidos. The indictment alleges that the Bandidos were at war with the Cossacks MC & details an array of violence, such as a shooting, a stabbing & multiple beatings. Last March, for instance, about 20 Bandidos & their associates allegedly used a claw hammer as part of an attack on a Cossack at a gas station in West Texas. Authorities paint a picture of Pike as working from behind the scenes, with Bandidos seeking to distance him from any criminality. Portillo allegedly tells Pike at one point to “turn his back from what I’m gonna do,” officials contend. The DPS’ yearly gang assessment continually places the Bandidos in the same tier as the Bloods, the Crips & the Aryan Brotherhood of Texas prison gang. Even so, indictments have been rare. And the Bandidos have generally avoided drawing publicity, at least until last May. A deadly clash with the Cossacks in May at a Twin Peaks restaurant in Waco left 9 people dead, nearly 2 dozen injured & 177 under arrest & charged by McLennan County authorities with engaging in organized crime. None of the cases have gone to trial, & defense lawyers have said most of those involved appear to have been acting in self-defense.

Pike was not in Waco that day; neither were Portillo & Forster. “He has kept a low profile, stayed out of trouble basically,” said a LE officer familiar with Pike who asked not to be named. “He is not one who has been arrested over bar fights, petty drug dealing, drive-bys or low-rent street gangster stuff.” The officer conceded there was no way Pike would know what every Bandido is doing but said he might be benefiting from crimes committed by others. “Is he a hands-on criminal? No, he’s too smart for that,” the officer

said. Pike challenges any notion that the Bandidos are an organization dedicated to breaking the law. "Prove it," he said. "Prove it. It just ain't there."

Pike has lived on 5 acres near Conroe for a dozen years. His wife is an accountant. They take cruise-ship vacations & post photos on Facebook. His 2 children went to a prep school before graduating from the Univ of TX at Austin. He is 60 years old & said he is semi-retired but has a shop on his property where he tinkers with cars & motorcycles. "I don't think I'm any different than most people," he said. "I get up & walk the dog. My wife goes to work. I do the dishes & make the bed." He said it is no secret that he has led the Bandidos, which considers Texas its turf every bit as much as the Hells Angels lay claim to Calif. "My neighbors know who I am. I keep quiet & keep my yard clean," Pike continued. "Kids come over on the weekends. Two grandbabies gonna be here any day now." Prior to the Fed indictment, Pike hadn't been arrested since 1992, & then for a misdemeanor marijuana charge that was later dropped. Has Pike just been so clever that authorities have been unable to catch him? "Don't believe everything you read in the newspaper," he said. "We are the bogeyman. We get blamed for everything." The Bandidos have changed mightily since they began in the Houston area in 1966, he said. They no longer look for trouble, & they are by no means a gang, he said. "Do they know more about this club than I do?" Pike said. "There is no way." He repeatedly portrays the Bandidos of today as a new breed: generally clean-cut guys who steer clear of the law, have good jobs, often wear khakis & golf shirts to work. The road wear still features a good deal of leather & assorted red & gold patches that speak to their bravado & about being **1%ers**, a reference to the share of motorcycle riders who back in the day embraced not obeying the rules of society. Many Bandidos sport vests, tattoos, earrings, big rings & bigger belt buckles, & they rarely go without sunglasses. Many members of the Bandidos are Latinos, & blacks are now allowed, Pike said. It's still men only. Nearly 100 in Texas have state-issued permits to carry concealed firearms. Pike does not appear to be flinching from the Fed charges. In fact, he agreed not only to an interview with the Houston Chronicle but also to allow a reporter & photographer to shadow him at the anniversary picnic for the group, which he said has 1,100 members, including 500 in TX. But he said the weight of the indictment - such as the conditions of his release on bond that require he not have contact with felons - does make it tough for him to lead the club, which is why, he said, he's stepping down. He recently removed the "Pres" patch from his Bandidos vest & intends to settle in as just another member.

Pike, who is originally from Los Altos in Northern Calif, said he moved to Cypress after high school when a friend told him about the job market in TX - & the drinking age. He was then 18. "I said, 'Hell, yeah,' & that is exactly why we came here," he said. "True story." He got a job in home construction & met Bandidos for the 1st time. They were hanging out, going to bars, & he was the only one who was not a member. He thought to himself, "I want to be one, too." On July 19, 1979, he became official. It is tough to explain the calling, he said. "It is one of those things that I have obviously done for a long time," he said. "I hate the cliché, but 'if you have to ask, you won't understand.'" Pike said he owns 3 **H-Ds**, & every Bandido must own one. He can choose to ride another bike, even one made in Japan, but he must at least have a Harley in the garage. Pike said he has rolled through nearly every state in the country but has never been to the N.E. He has logged 100s of thousands of miles, though he's hesitant about whether he

could have hit 1 million. "Someone would call bulls--t on that," he said. The Bandidos are about brotherhood, he said. "We have a meeting one night a week, we usually just drink a lot of beer & talk about where we are going to meet next week," he said. "What is the use of belonging to a club if you are not going to get together once in a while?" He said he has never threatened anyone or had anyone beat up, that there is no gang-like "blood in, blood out" rule, meaning the only way into the Bandidos is to kill & the only way out is to die. Anyone is free to leave whenever he wants, he said. "I treat most of them like not only they are my brother, but my son," he said of members. "Most of them just don't want to disappoint me." The biggest problem they have, he said, is the "Sons Of Anarchy," the television series about a fictitious & violent biker club. "People believe that (crap)."

The consensus among some police, lawyers & bikers is that Pike knows nothing can be gained by going head-to-head with law enforcement. In fact, years back, Pike severed ties with the club's chapters in Europe & Australia over their propensity for bloodshed & mayhem, as well as drawing recruits who didn't own motorcycles. "The best battles are never fought," he said. "If you have to resort to violence, you have already lost. The cops are the only ones who are going to win." Back in TX, Pike drew the ire of some older members with the 2011 redesign of the large patch worn on the back Bandidos' riding vests. And among the 1st things he did as Pres was do away with the large "El Presidente" patch worn on the back by each of the group's past leaders. He replaced it with a small tab on the breast that reads, "Pres." "Things have quieted down considerably in the last 35 years," he said. "They want to say I cleaned up the club or tried to. Maybe I did, but it is not me. I didn't have to say it." A former Bandido, who spoke on the condition of anonymity, sees Pike as a man with street smarts & an edge. "He is a badass & takes care of business," the former Bandido said. "Takes zero s--t." But Pike is quiet & careful, the man said. "Make no mistake at all, he knows his (phone-wire tapped) & only confides in a few." Pike drew rare public attention when he was arrested in Jan. An **FBI SWAT** team, in battle dress, cut through his front gate with a power saw & awakened him with a loud speaker. Pike came out barefoot & unarmed. During court testimony following the arrest, an **FBI** agent complimented Pike. "Every meeting I have had with Pike has been cordial," said **FBI** Special Agent Scott Schuster, who described how a few years ago he paid a visit to Pike at his home to let him know the **FBI** would be photographing a Bandido funeral. "He is a very smart man." Pike's Houston lawyer, Kent Schaffer, & his client are mystified by his arrest. "On the one hand, he knew as Pres that there would always be some cop out there who would love to make a case on him, but any case they have made on him now is not based on any evidence," Schaffer said, "so he is happy about that." Pike has avoided legal trouble because he is not a criminal, said Schaffer, who has known him for 30 years. "I'm not saying he's a Boy Scout," Schaffer said. "If you pick a fight with him, you are going to lose, but you shouldn't pick a fight with anybody." Five of the 6 past Press of the Bandidos landed behind bars while in office; the only exception was a Corpus Christi man in a provisional role who led the group for about 6 months. The 1st was founder Don "Mother" Chambers, who was convicted of a double murder near El Paso for settling a score over a drug deal & was sentenced to life. The last was George Wegers, who pleaded guilty in Washington State to Fed racketeering charges & was sentenced to about 20 months. Pike said he wants to leave a different legacy: "The only El Presidente that never went to prison." **Page 12**

Motorcyclists Unite on Anti-Profiling Bill Language – Mar 27, 2016 – U.S.A. – By Motorcycle Riders Foundation; www.MRF.org - Consistent with the MRF's 2016 Legislative Agenda as voted on by its Sustaining State Motorcyclists Rights Organizations, the MRF has aligned with other national motorcyclists' rights organizations on proposed Fed anti-profiling language. (The full version of the language can be read on our website at www.MRF.org)... The MRF recognizes the importance to all motorcyclists of this much-needed language, & we applaud the hard work of organizations that are addressing this issue legislatively on the state level. The time has come, however, to address profiling on a national level. There is a public misconception that profiling is strictly an issue that affects only MCs; in reality, nothing could be further from the truth, as profiling injustices continue to happen across the country to all types of motorcyclists. This issue is a matter of civil liberties, & now is the time to roll up the sleeves & get to work. To that end, at the most recent Anti-Profiling Action Group meeting in Las Vegas, ranking members from many motorcycling organizations all agreed to support anti-profiling language, including James "Doc" Reichenbach II, Chairman of the National Coalition Of Motorcyclists, Frank Ernst, Chairman of the NCOM Legislative Task Force, & David "Double D" Devereaux, representing the Council Of Clubs & author of this anti-profiling language. Other members of the Anti-Profiling Action Group include the Committee Lead Russell Radke, MRF Pres Kirk "Hardtail" Willard, Committee Secretary Shelly Holcomb, MRF PAC Treasurer Lenny Holcomb, & nationally known motorcyclists' advocate Dick "Slider" Gilmore. As the true "boots on the ground" of motorcycling rights, the MRF is asking each of you to reach out to your Fed legislators & ask them to support anti-profiling language. Time is of the essence—we need to know who will support us & who will not by May 1, 2 weeks prior to our "Bikers Inside the Beltway" national biker lobby day on May 12, 2016. Please send all responses from your legislators—both those that are in favor & those that are against—to Russell Radke at Russell@MRF.org. Russell will then forward all the compiled information to the MRF's analyst to compile into a list of talking points for the MRF's national biker lobby day known as Bikers Inside the Beltway to be held in Washington D.C. on May 12th.

Anti-Profiling Victory at the State Level: Maryland recently passed an Anti-Profiling bill through both the House & Senate. Public Safety-Motorcycle Profiling-Training passed the Senate with a 47-0 vote & the House of Delegates with a 136-0 vote. Maryland would be the second state in the union joining Washington to pass an Anti-Profiling bill after a procedural vote across both bodies & a signature by the Governor.

A BILL - To eliminate motorcycle profiling by L.E.: Be it enacted by the Senate & House of Representatives of the U.S.A. in Congress assembled,

Section 1. Short Title: This Act may be cited as the "End Motorcycle Profiling Act of 2013".

Sec. 2. Definitions: In this Act:

(1) **Motorcycle Profiling.** - The term "motorcycle profiling" means the practice of a L.E. agent or agency using the fact that a person rides a motorcycle or wears motorcycle related paraphernalia as a factor in deciding to stop & question, take enforcement action, arrest, or search a person or vehicle with or without legal basis under the United States Constitution.

(2) **L.E. Agent.** - The term "L.E. agent" means any Fed, State, local, or Indian tribal official responsible for enforcing

criminal or traffic laws, including police officers & other agents of a L.E. agency.

(3) **L.E. Agency.** - The term "L.E. agency" means any Fed, State, local, or Indian tribal public agency engaged in the prevention, detection, or investigation of violations of criminal or traffic laws.

(4) **State.** - The term "State" means each or the 50 States & the District of Columbia.

(5) **Local.** - The term "local" means any city, county, township, town, borough, village, parish or other general purpose political subdivision of a State including any L.E. or judicial enforcement district that is established under State law & any Indian tribe that performs L.E. functions, as determined by the Secretary of the Interior.

(6) **Indian Tribe.** The term "Indian tribe" has the meaning given the term in section 102 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 479a).

TITLE I - Prohibition Of Motorcycle Profiling:

Sec. 101. Prohibition - No L.E. agent or L.E. agency shall engage in motorcycle profiling.

Sec. 102. (a) Remedy: The United States, or any individual injured by motorcycle profiling, may enforce this title in a civil action for declaratory or injunctive relief, filed either in a State court of general jurisdiction or in a district court of the United States.

(b) **Parties:** In any action brought under this title, relief may be obtained against-

(1) Any governmental body that employed any L.E. agent who engaged in motorcycle profiling;

(2) any agent of such body who engaged in motorcycle profiling and

(3) any person with supervisory authority over such agent.

(c) **Nature of Proof:** Proof that the routine or spontaneous L.E. activities of L.E. agents in a jurisdiction have had a disparate impact on motorcyclists shall constitute prima facie evidence of a violation of this title.

(d) **Atty's Fees:** In any action or proceeding to enforce this title against any Gov'tal body, the court may allow a prevailing plaintiff, other than the U.S., reasonable Atty's fees as part of the costs, & may include expert's fees as part of the Atty's fee.

TITLE II - Dept of Justice Regulations & Reports:

Sec. 201. Atty General to Issue Regulations: (a) Regulations: The Atty General shall issue such regulations as the Atty General determines are necessary to implement this Act.

(b) **Reports: (1) In General:** Not later than 2 years after the date of the enactment of this Act, & annually thereafter, the Atty General shall submit to Congress a report on motorcycle profiling by L.E. agencies.

(2) **Scope:** Each report submitted under paragraph (1) shall include:

(A) the status of the adoption & implementation of policies & procedures by L.E. agencies as a result of the regulations required under section 201.

(B) a description of any other policies & procedures that the Atty General believes would facilitate the elimination of motorcycle profiling.

TITLE III- Miscellaneous Provisions:

Sec. 301. Severability: If any such provision of this Act, or the application of such a provision to any person or circumstance, is held to be unconstitutional, the remainder of this Act &

the application of the remaining provisions of this Act to any person or circumstance shall not be affected thereby.

Sec. 202. Savings Clause: Nothing in this Act shall be construed-

(1) to affect any Fed, State, or tribal law that applies to an Indian tribe because of the political status of the tribe; or

(2) to waive the sovereign immunity of an Indian tribe without the consent of the tribe.

The Ordeal Of Matthew Starkweather - Mar 28, 2016 – **Michigan** – By The Aging Rebel; www.AgingRebel.com - Matt Starkweather's 50-month-long ordeal by prosecution continues to mock the ever more vague concept of "justice." Starkweather, 36, is a member of the Battle Creek, Michigan chapter of the Iron Coffins MC. In the wee small hours of New Year's Day 2012 he fell into an argument, during a party at the clubhouse, with former chapter Pres Lee J. "Leeroy" Taylor - allegedly over \$2,500 that Taylor owed Starkweather. The men came to blows twice. The 1st time Starkweather prevailed. The 2nd time, Taylor emerged from a bathroom with a baton & a knife. He knocked Starkweather down & stabbed him in the neck. Two other chapter members, John Lindahl III & Mario "Paco" Barroso beat Taylor with the butt of a shotgun until he rolled off Starkweather. Taylor soon died. Starkweather called the police & was arrested for murder. In the coming weeks Lindahl & Barroso were also arrested. The case was both maudlin & banal but it was a MC case & MC cases glow. Homicide is homicide as iron is iron but MC cases glow as hot iron glows. Biker homicides & hot metal are both special cases & that seems to explain the continuing legal crusade against Starkweather. Barroso agreed to testify against both Starkweather & Lindahl in return for leniency but his testimony was disappointing & the charges against all 3 men were dismissed.

David Gilbert: Four months later a new prosecutor named David Gilbert was elected. He craved the heat in the case & in Dec 2014 he reopened it. He charged Barroso in March 2015 & charged him with murder. Even a blind man could see that Barroso was really being punished for failing to testify cogently enough to convict Starkweather & Lindahl. Gilbert's argument was that Barroso was a murderer because he handed Lindahl the shotgun Lindahl used to beat Taylor off Starkweather as Taylor was stabbing Starkweather in the neck. Apparently the 67-year-old Barroso had a lawyer but he still agreed to plead no contest to a charge of manslaughter & last year he was sentenced to serve between 71 & 180 months in prison. Starkweather was charged with murder again in Oct 2015. He had already spent more than 6 months in jail after he was charged the first time. He knew in advance that he would be charged again & did not try to flee. But he was still sent back to jail when he was rearrested, labeled a "flight risk" & denied bail again.

United States: The case against Starkweather has always been tainted as well as thin. Before he was elected Calhoun County Prosecutor Gilbert had been a close associate of the lawyer representing the third defendant, Lindahl. Lindahl's lawyer was named Matt Glaser. And earlier this year Glaser told the current judge in the case, Circuit Judge John Hallacy, "I told Gilbert about the information from Lindahl. I gave related attorney-client privileged information to Gilbert." Gilbert told Glaser he wanted to participate in Lindahl's defense for the "good press" it would lend to his campaign for District Atty. Gilbert also promised Glaser he would never prosecute the case. But, it turned out, the future prosecutor lied. Hallacy ordered a special prosecutor, a man

named Victor Fitz, appointed to the case. By then, Starkweather had spent 349 days in jail & Hallacy order the accused man to be released to confinement at his parents' home. At the time Judge Hallacy said that indefinite detention without bail was something that "happens in third world countries. This is the U.S."

0.002: Under the conditions of his release, Starkweather couldn't leave his parents' property, drink alcohol or associate with anyone in the Iron Coffins or anyone who was otherwise connected to the case. The morning after his release, Starkweather attended a mandatory probation hearing. He was given & flunked a breathalyzer test. For decades, the legal definition of alcohol intoxication was a blood alcohol concentration of 0.10. The legal definition of intoxication was eventually reduced 0.08. Starkweather's test indicated he had a blood alcohol concentration of 0.002 which was probably because he brushed his teeth that morning. Starkweather had used Crest. Crest contains an alcohol called sorbitol. The breathalyzer test found the sorbitol. A deputy also claimed that Starkweather had left the confines of his parent's home 3 times the previous night between 2 & 5 in the morning. He didn't speculate why. Starkweather spent another weekend in jail before he got the chance to tell Hallacy "I did not have anything to drink" & "I never left that house." Hallacy told Starkweather to remember that he was "under a microscope" & let him go home again. A couple of days after that, Special Prosecutor Fitz admitted that Starkweather's GPS monitor had "apparently" malfunctioned.

No Trial Date: But the case, & its magic glow, remains stuck in the mud. In arguing that Starkweather should be sent back to jail, Fitz told Judge Hallacy that Starkweather had stabbed himself in the neck to give himself a defense. Then last Thur, Hallacy removed Fitz from the case after Fitz admitted he had been briefed by former prosecutor Gilbert on the information Gilbert had learned from Lindahl's attorney Glaser. So Starkweather's ordeal by prosecution continues while Hallacy searches all of Michigan for an honest prosecutor. It might take awhile. It shouldn't be this hard. Yesterday, Easter, Starkweather was allowed to leave his parents' home to go to church. Afterward, Matt Starkweather's father Tom said, "No family should be put through anything like this. If the Gov't has a case let's go to trial tomorrow!" No trial date has yet been set since it turned out Special Prosecutor Fitz cheated & lied.

Denver police still investigating motorcycle expo fatal shooting – March 28, 2016 – **Colorado** – By Noelle Phillips; www.DenverPost.com - The Colorado Dept of Corrections employee identified as a participant in the brawl is no longer on administrative leave... It has been 2 months since 1 man was killed & 7 others were wounded in a brawl at Denver's Motorcycle Expo, but police have not decided whether to bring charges against anyone involved. Police had little to say about the case this week other than the investigation is ongoing. "What I can tell you is that we are still actively investigating this case, & that the case will be presented to the DA's Office upon conclusion of the investigation - though there is no timeline for when that will occur. The commander did not wish to elaborate on the investigative process or timeline to this point," Denver PD spokesman Doug Schepman said in an e-mail in response to The Denver Post's query. When pressed for details in what steps have been made, Schepman said police needed to protect the investigation's integrity.

The clash between the Mongols & Iron Order MCs unfolded Jan. 30 at Denver's National Western Complex. An argument between club members escalated into a fight with fists, knives & guns, according to prior police reports. Victor Mendoza, a 46-year-old Mongols member, was killed by a gunshot in the fight. The only person identified in connection with the shooting is Derrick Duran, a Colorado **DOC** employee who is a member of the **IO**. Duran was placed on administrative leave after the shooting, but no longer is on that restriction, said Laurie Kilpatrick, a corrections Dept spokeswoman. Duran has not returned to work although he has not been terminated nor has he resigned, Kilpatrick said. She was not able to offer further clarification on Duran's status, including whether he is being paid or why he had been removed from administrative leave. He has been employed at the corrections department since May 2012 & works at the Denver complex where convicts are evaluated before they are assigned to a prison where they will serve a sentence. The Dept has not issued any policy against its employees joining or associating with the **IO**, she said.

Stephen Stubbs, a Las Vegas atty who represents the Mongols & Mendoza's son, said he has talked with Denver police & the Mongols are cooperating with the investigation. Stubbs said Denver police have pledged to meet with him once they decide whether anyone will be charged. "They will inform family before anything goes public," Stubbs said.

The Denver Guessing Game - March 31, 2016 – *Colorado* – By The Aging Rebel; www.AgingRebel.com - Police stonewalled Denver Post reporter Noelle Phillips this week when she tried to update her paper's coverage of the aftermath of a deadly fight Jan 30 between members of the Mongols & Iron Order MCs. During the fight at the Colorado Motorcycle Expo a Colorado prison guard named Derrick "Kong" Duran shot & killed Mongol Victor "Nubs" Mendoza. A widely circulated photo shows an apparently intoxicated Duran with a pistol in his hand shortly before Mendoza was killed.

Press Conference: The week after the shooting, Las Vegas atty Stephen Stubbs held a press conference in Denver at which Stubbs announced that Mendoza had died "as he charged a man that was waving a gun at a large group of people." Stubbs did not name Duran. His statement was oblique. He said: "Shooting an unarmed person that tries to disarm you after you unlawfully brandish a gun cannot be self-defense. Running to the top of the stairs, pointing a gun at the crowd below & shooting an unarmed man that bravely tried to disarm you cannot be self-defense. "On the flip side, attempting to disarm a person with your hands after they pull a gun on you is lawful self-defense. Using your fists to defend yourself & your brothers against a group whose members just shot one of you is self-defense. "The Aging Rebel believes Duran killed Mendoza. Duran was taken into police custody after the shooting. He was placed on administrative leave by the Colorado **DOC**. He has not yet been charged with anything.

Coverage: On March 25 almost 2 months after the murder, the Facebook page Iron Order Truth Crew reported that an unnamed Fed police agency was investigating the case & that Duran was likely to be charged with "unlawful carry of a concealed weapon & unlawful carry in a prohibited place." You can find the Facebook post here. As reported this morning, Denver **PD** spokesman Doug Schepman told the Post, "What I can tell you is that we are still actively investigating this case, & that the case will

be presented to the **DA's** Office upon conclusion of the investigation - though there is no timeline for when that will occur. The commander did not wish to elaborate on the investigative process or timeline to this point." The Post also reported that Duran is no longer on administrative leave. According to a corrections Dept spokeswoman named Laurie Kilpatrick, Duran has not been terminated, has not resigned & has not returned to work. Kilpatrick wouldn't tell Phillips if Duran was still getting paid or not. You can read the complete Denver Post story here.

Some Waco Charges Dismissed – April 1, 2016 – *Texas* – By The Aging Rebel; www.AgingRebel.com - After 320 days, charges were dismissed today against 39 defendants who were arrested, imprisoned & shamed after last May's Twin Peaks Massacre. According to a press release issued by Houston lawyer Paul Looney of the firm Conrad & Looney: "The extended term of the grand jury expired last night at midnight. Judge Strother met this morning with **DA** Abel Reyna, Assistant **DA** Michael Jarrett & I. The judge agreed he did not sign an order to continue the prosecution of the unindicted cases & because that grand jury's term has expired without an order extending the prosecution...the prosecutions against the 39 unindicted bikers are terminated by operation of law & their cases are dismissed."

Names Are: Charges have been dropped against **6** members of the Distorted, **5** Los Pirados, **5** Bogatyrs, **4** Grim Guardians, **4** Los Caballeros, **3** Vice Grips, **3** Line Riders, **2** Valerosos & **1** each of the Cabballos Diablos, Rebel Riders, Campaneros, Westsiders, Los Comandantes & Queens of Sheba MCs. Charges were dropped against all **4** of the women who were arrested & held on \$1 million bonds last May. According to Looney, charges were dismissed today against Owen Bartlett, Gregory Corrales, Ryan Craft, Bohar Crump, Richard Dauley, Christopher Eaton, Brian Eickenhorst, Morgan English, William English, Don Fowler, Juan Garcia, Arley Harris, Jim Harris, Drew King, Richard Kerder, Jonathan Lopez, Mike Lynch, Sandra Lynch, Benjamin Matcek, Jeremy Ojeda, Julie Perkins, Kevin Rash, Theron Rhoten, Craig Rodahl, Bobby Samford, Jimmy Smith, Seth Smith, Jimmy Spencer, Brad Terwilliger, Royce Vanvleck, James Venable, Justin Waddington, Darrell Walker, Glenn Walker, Steven Walker, Ester Weaver, Walter Weaver & Michael Woods.

Probably Safe: Looney said Reyna was compelled by law to drop the charges. In Texas, when the grand jury following a felony complaint completes its term without issuing an indictment & without the trial judge continuing the prosecution for consideration by the next grand jury, the defendant's bond is discontinued & the prosecution is terminated. The defendants named above are not yet entirely in the clear. The state may still indict any of them at any time. But Looney's law partner, Clay S. Conrad thinks these 39 people are safe from further legal harassment. "They put together a special grand jury to indict these cases. There's nothing indicating the grand jury was not finished when their term ended March 31, 2016," Conrad said. "The case ended just the way we thought it would. These are people who were held on one million dollar bonds. The cases have all ended with a whimper, dismissed because there were no facts justifying the charges against them." Time will tell.

----- Puns for Educated (or Sick) Minds : -----

25. Did you hear about the Buddhist who refused Novocain during a root-canal? His goal: transcendental medication.

The Waco Biker Gang Shooting Investigation Is a Complete Mess - April 4, 2016 – *Texas* – By Leif Reigstad; www.HoustonPress.com - It's been nearly a year since 9 bikers were killed in a chaotic shootout between the Cossacks & Bandidos gangs at a Twin Peaks restaurant in Waco, & we still don't know much about what happened or who did what. And while 177 bikers were arrested at the scene, we still don't even totally know which ones will be charged with a crime.

A *Waco grand jury* handed out 106 indictments in Nov - a full 6 months after the shooting - & announced 48 more indictments last month. The indicted bikers were all charged with engaging in organized criminal activity, so it's pretty clear investigators remain unsure who fired the fatal gunshots, otherwise we'd probably see a few murder charges. When the District Atty's office announced the first round of indictments, it got the number of dead wrong, claiming ten people were killed instead of 9. At least it was able to get that cleared up the second time around.

Whether there will be a third round of indictments is unclear. There are 38 more bikers who were arrested & have yet to be charged. No one seems to be able to agree on what their status is. Houston lawyer Paul Looney, who represents 3 of the bikers arrested in May, told the Houston Chronicle that all possible charges are automatically dropped against the remaining non-indicted bikers because the grand jury has apparently passed the agreed-upon deadline to hand out indictments in the case. "It timed out," Looney told the Chron on Fri. "Pop the champagne."

But county officials handling the case apparently think they have all the time in the world. "Mr. Looney's version of what transpired today is sadly inaccurate," McLennan County DA Abel Reyna told KWTX-Waco on Fri. "We have not filed any dismissals in any of the remaining Twin Peaks cases... Furthermore, any McLennan County grand jury can hear evidence on this matter & decide to issue additional indictments. This is an ongoing, continuing investigation."

That investigation has been "ongoing" for a quite some time now, & has produced few public results. Last month, the ATF reportedly completed its report tracing the 151 guns recovered from the shooting scene (according to A.P., there were more than 400 weapons found at the scene, firearms included). While the ATF hasn't released that report, the AP says it reviewed grand jury evidence that showed 4 of the fatally shot bikers were hit with "the same caliber of rifle fired by Waco police."

Whatever else investigators may currently know about what happened, they aren't sharing. From the AP in Dec: *Police & the district attorney's office declined to comment on the latest evidence, but have defended the officers' use of force, claiming that bikers had also opened fire on police. Police have previously cited a gag order in the criminal case of one of the bikers. Media groups including the AP have fought the order, contending that it is overly broad & unconstitutional.*

With a gag order firmly in place & 100s of related cases that need to be tried, it seems like it will be a long, long time before we get anything close to a complete picture of what happened in Waco.

Derek Kinner - April 4, 2016 – *Florida* – By The Aging Rebel; www.AgingRebel.com - Derek Kinner, whose name should be familiar to at least some readers of this site for his righteous coverage of the murder of Black Piston Zachariah "Nas T" Tipton

in 2014, in Jacksonville's Folio Magazine, has died. During 33 years in journalism Kinner worked for the Barre-Montpelier Times Argus; Panama City News-Herald; Pensacola News-Journal; FL Times-Union; Dallas Times; WJXT; The A.P.; the Daytona Beach News-Journal; & Bloomberg News. Six months ago, in his own words, Kinner "went to the hospital with severe chest pain after 3 months of weakness that caused me not to be able to work & in cases even walk. They took X-rays & a Cat Scan & said my heart was fine & then casually told me I had a big black spot on my right lung & it was cancer & malignant." Two months ago, his illness was "upgraded from Stage 2 to Stage 4 lung cancer, which has spread to a lesion on my brain. Like I needed any help there to be nuts." His dying wish was to take a cruise. In Jan Kinner, who was not without friends, accepted \$1,000 in donations, bought a ticket & tried to board a Royal Caribbean Cruise ship called Enchantment of the Seas. He was turned away because he did not have his birth certificate with him. "Everybody knows that I am going to die & I have gotten so much support from so many people," Kinner said after he was turned back at the dock. "That's really my biggest concern, quite frankly, is them. They pitched in to do this & get it done. And I can't get it done." He went to a hotel instead & stared at the sea. A complete stranger paid his bill. Near the end, Kinner said "So many people have reached out & let me know how I affected their lives. Maybe I did something right. It's like Tom Sawyer being at his own funeral. And if you go quickly you never get to hear that." He checked into a hospice last Fri & died the next day. A former editor called Kinner "a determined & tenacious reporter, whose career spanned three decades & touched the lives of many in the Georgia/Florida area. His best reporting appears to have been as part of a team that went among the homeless in Jacksonville & reported on the lives of these souls who were cast aside by polite society. Derek loved to play golf. He was steeped in the Southern Rock culture & personally knew members of Molly Hatchet & other bands. During the past couple of years – in addition to freelancing for the AP & other outlets – Derek was working on a documentary film about Southern Rock & conducted several interviews with the musicians who played an integral role in the genre." H. L. Mencken, who bled out most of his words for the Baltimore Sun once, famously, said, "As I look back over a misspent life, I find myself more & more convinced that I had more fun doing news reporting than in any other enterprise. It is really the life of kings." Kinner also bled out his words & died without regrets. According to his sister Karyn, Kinner will be cremated & his ashes will be scattered at the beach. He is now drunk & on deadline & laughing in heaven. Derek Kinner was 57-years-old. **Requiscat In Pace**

----- Puns for Educated (or Sick) Minds (Last one): -----

26. There was the person who sent ten puns to friends, with the hope that at least one of the puns would make them laugh. No pun in ten did.

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...