

Molokai Advertiser-News

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The Militia of Molokai's Community Newspaper—Every Wednesday

January 10, 2007

IRS Victim Finally Set Free, and Larken Rose is Speaking Out the Truth!

He committed no crime; was not allowed a Constitutional defense; imprisoned 1-year. As many of you know from personal experience, it's more than a little annoying being in a contest where we use persuasion via evidence and reason, while the other side uses "persuasion" via inflicting pain and suffering.

If someone wants to say that most Americans owe federal income taxes, I will use words to try to prove them wrong, but never in a million years would I advocate that they be robbed and put in a cage for saying what they think. Yet that is exactly how our wonderful "public servants" treat us: they respond to our voicing opinions by trying to cause us suffering. (How they sleep at night I'll never know.) Sure, they give occasional lip service to the First Amendment, but then violate it in every way they can think of. Consider a few examples from my case:

1) Years back the IRS started procedures to get a court injunction to forcibly shut down my web site, under the strange excuse that they were investigating my "abusive tax shelter." When I asked what I was doing that was remotely close to being a "tax shelter," IRS agent Chris Roginsky, after much evasion and obfuscation, identified my sin: I voiced an opinion the IRS didn't like. (The injunction never happened.)

2) On May 6, 2003, when a dozen armed IRS agents raided my house, they took every copy they could find of my "Theft By Deception" video, my "Taxable Income" report, etc., despite the fact that the Supreme Court says that's illegal (see Fort Wayne Books v. Indiana). IRS agent Donald Pearlman even admitted (twice) that they NEVER intended to return the videos, even after concluding their "investigation."

3) The affidavit of probable cause on which the search was based (which they kept secret for many months) goes on and on about how evil I am for expressing my opinions on my web sites, in the report, in the video, to my e-mail list, etc. Nowhere does that document even vaguely refer to my First Amendment right to voice my opinions. The affidavit looks like it was written by the Thought Police.

4) When they raided Dr. Tom down in Texas, stealing all of his copies of the video as well, he called the Civil Rights division of the DOJ to complain. The attorney he talked to there said he could file a complaint, but it probably wouldn't be processed. Why? Because it would be a conflict of interests, because the DOJ was trying to STOP THE DISTRIBUTION of our perfectly legal video. Yes, their own attorney admitted that. [Free copy of the IRS 861 CD, call George Peabody 558-8253]

5) After my conviction, Judge Michael Baylson said I had the right to speak my mind, and that he'd never do anything to try to take away my strongly-held beliefs. Then he made it clear that he'd make my sentence a lot worse if I didn't take down my perfectly legal web sites and stop selling my perfectly legal video (which I did).

We speak our minds, they intentionally hurt us to make us shut up. They don't bother with evidence and logic. They have no need to. They can just assert that we're wrong, and then torture any heretic who would dare say otherwise. A lot of people have been terrorized in a lot of ways for not parroting the Gospel According to the Feds. While I'm not thrilled about what they've tried to do to my family (Tessa is about to go to prison for 30 days for the "crime" of being married to me), our loss has been relatively mild compared to a lot of other people.

There is a particular heretic that they are now trying to destroy who is about as undeserving of this torture as anyone I've ever met. Dr. Charles Thomas Clayton was recently sentenced to five years for expressing his opinions, by helping to produce video "Theft By Deception", presented by George Peabody on AKAKU and OLELO community TV. Dr. Tom selflessly donating tens of thousands of dollars for the hardware and software to make the video to show the truth of fraud by IRS.

Dr. Tom, in seeking the truth of the IRS laws, went to try to get answers from those in government, from everyone from the President's chief of staff to the IRS attorneys specializing in 861 at IRS headquarters, because he saw 100,000,000 of his neighbors being robbed by the I.R.S., and he couldn't stand it. He saw it as our duty to do anything we could to spread the truth and end the IRS lies. For that, he was branded by the IRS as a criminal, and the feds are now doing everything they can to destroy him, financially and emotionally. They want him utterly ruined for speaking his mind.

I ask only that you do something really easy: please let Dr. Tom know that you appreciate his sacrifice, that he is not forgotten, that his efforts were not in vain, and that his courage is honored. His e-mail is: ironman@excessiron.org

The end of the IRS is near, but more people must resist this treason.
Sincerely,
Larken Rose

What Your Taxpreparer Won't Tell You: Income NOT taxable by Constitutional Law

26 CFR 1.312-6(b) does plainly speak of THREE types of income: 1) "all income exempted by statute"; 2) "income not taxable by the Federal Government under the Constitution"; and 3) income which is "includible in gross income under section 61." see that regulation on the IRS's own web site at: http://www.access.gpo.gov/nara/cfr/waisidx_05/26cfr1d_05.html

Your tax preparer, CPA and tax attorney accepts as unquestionable IRS tax doctrine that "ALL income is taxable". (All of the tricks with deductions, deferments, credits, etc., are based on their ASSUMPTION that your income is taxable in the first place.) They believe that all income fits neatly into two categories: 1) Non-taxable: Income exempted by the statutes of the tax code; 2) Taxable: All other income.

But, IRS regulations clearly state that SOME kinds of income are non-taxable because of the Constitutional limits on taxation, so you're supposed to LEAVE OUT of the calculation of your taxable income because such income is, "under the Constitution, not taxable by the Federal Government." Your tax preparer should say "I didn't know it said that, and I'm not sure what income it's talking about," and, be curious enough to want to then go figure out what it means before continuing to pass himself off as a tax "expert." You NOW know something about tax law that all those highly-paid tax "experts" DON'T know.

It would be a MISTAKE to report such income on a tax return, or to pay taxes on it, if it is tax-exempt. This isn't a protest against the law; this is the government's own law books telling you how to properly COMPLY with the law, and to do that you are SUPPOSED TO leave out of your calculations any income you may receive which is non-taxable due to the Constitution limitations on taxation of income.

Are those Constitutional limits still applicable?

Yes. There have been no Constitutional amendments relative to Congress' taxing power. So anything that was, "under the Constitution, not taxable by the Federal Government" in 1956 (or 1925), is still not taxable today. Remember, 26 CFR 1.312-6(b) does still plainly speak of THREE types of income: 1) "all income exempted by statute"; 2) "income not taxable by the Federal Government under the Constitution"; and 3) income which is "includible in gross income under section 61."

Do those in government WANT us to know how to OBEY the law? The IRS' "mission statement" says that their reason for existing is to help people "UNDERSTAND" and comply with their tax responsibilities. I did raise these questions, but the IRS agents would not answer. Since then, hundreds of people have sent letters to IRS officials, asking several basic questions about how we are to COMPLY with the federal tax laws. The last question was: "What types of income ... under the Constitution, is not taxable by the federal government?" Again, we got ZERO answers.

When I went to trial, I filed a motion asking the judge to inform the jury that "gross income" means all income, except for what is exempted by statute OR exempted by the Constitution itself. He refused to tell them that.

The IRS' own regulations say it--"under the Constitution, not taxable by the Federal Government" why don't their employees know about it? WHAT income might is that?

In Federalist #45, James Madison the Father of the Constitution said that federal taxes would primarily apply to FOREIGN commerce, meaning trade which crosses country borders. Foreign trade income is taxable by federal government.

The Supreme Court ruled that because the Constitution grants Congress the general power to tax, AS WELL AS giving Congress specific jurisdiction over commerce with FOREIGN nations, the federal government could apply an income tax to an American BUSINESS engaged in INTERNATIONAL trade [Peck v. Lowe, 247 U.S. 165].

Constitutionally, the income tax is only supposed to be applied to income which comes from "commerce with foreign nations", is my conclusion from that.

It is the job of the government's regulation-writers to make it knowable and precise; the law books themselves must specifically TELL us what our legal obligations are.

See for yourself what the regulation says:

http://iroyou.info/TaxableIncome_Net/exhibits/1956regs.html

The regs specifically say that income which citizens and domestic companies receive from FOREIGN commerce "must be included in their gross income." It then mentions nonresident aliens, foreign corporations, and certain matters involving federal possessions (e.g., Guam, Puerto Rico), but nowhere does it specifically mention the DOMESTIC income of the average American. (The only time income from inside the U.S. was mentioned was when it was received by foreigners, which again constitutes international trade.)

But surely that just means that income from international trade is taxable in ADDITION to domestic trade, right?

No. If that was the case, the law would just say that Americans are taxed on income from "foreign OR domestic commerce," which would have been easy to say. But it's NOT the law.

Federal employees are one of the few Americans required to file and pay the IRS Income Tax.

Federal Employees Owe IRS \$3Billion Back Taxes, says IRS Records

Federal employees are one of the few Americans required to file and pay the IRS Income Tax.

And as the 2006 tax season approaches, the federal government is still trying to recover nearly \$3 billion from its own employees who failed to file income tax returns for 2005.

More than 450,000 active and retired federal employees did not voluntarily comply with federal income tax requirements for the 2005 tax year, according to documents obtained through the Freedom of Information Act. The total balance owed is \$2,799,950,165.

The documents show that every federal agency has employees who failed to comply with federal tax laws.

Seventy-one employees in the Executive Office of

the President, which includes the White House, owe \$664,527 in taxes for 2005. About 20 of those employees have entered into an IRS payment plan, bringing the EOP balance down to \$455,881 owed by 50 employees.

The White House did not respond to repeated requests for comment.

In fact, about one third of the delinquent employees, or 149,500, entered into a payment plan, but the total owed is still more than \$2 billion.

At the IRS, employees can be fired for failure to pay federal income taxes. But an IRS spokesperson tells WTOP it's no easier to collect from federal employees than it is to collect from the general public.

In the past, IRS officials have been quick to compare the federal workers' rate of compliance with the

general public's. But this year, the IRS is not able to track the compliance rate for the general public. The percentage of federal employees who still owe back taxes for the 2005 year is 3.3 percent of the workforce including retirees.

The federal agency with the highest number of delinquent taxpayers is the United States Postal Service, where 56,652 employees owe more than \$320 million. So far, about 22,000 of those have a payment plan.

A spokesperson for the Postal Service says the agency hopes all of its employees follow the law, but will leave enforcement to the IRS.

The agency with the best compliance rate is the IRS. About 3,000 Treasury employees owed \$13,489,683 -- 1,437 of those feds have payment plans.

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OBITUARIES

Joseph Pagay

Joseph Pagay, 74, of Kalae passed away on December 14, 2006 at his home. He was born on October 8, 1932 in Paia, Maui. He is survived by his wife Patricia Sanchez Pagay and children Donna Kane of Seattle, WA; Lorna (Edward) Maloney of Barchois, Quebec, Canada; Sharon (Patrick) Maresh of Glenco, MN; Brian (Suzanne) Quiniones of Enterprise, AL; Clyde (Ann) Quiniones of Honokaa; Stacey (Puni) Quiniones of Pukoo; Shayna Pagay of Laporte, TX; Shannon Pagay of Kalae; brothers Paul (Mamo) Pagay of Pukalani; Philip (Teresa) Pagay of Victorville, CA; sisters Margaret Vea of Lanai City; Rita (Primo) Acoba of Panama City, FL; and many beloved grandchildren, great grandchildren, nieces and nephews. Services were held on January 13, 2007 at St Sophia Catholic Church, followed by inurnment at the Molokai Veterans Cemetery in Hoolehua.

Gertrude Pauole Frantz

Gertrude Kanalu Pauole Frantz, 83, of Ho'olehua passed away on December 18, 2006 at Molokai General Hospital. She was a retiree of the State of Hawaii Department of Transportation. Auntie Gertrude was also a past president of the VFW Women's auxiliary, Ahaui Kaahumanu, AARP, Molokai Main Street Association and an early organizer of the Molokai chapter of the American Cancer Association. She is survived by daughters Coleen (John) Lane of New Hampshire; Kathy (Alan) Lauder, NM; Mary (David) Witherow, PA; and sons Mitchell Frantz of Molokai and Kalae (Donella) Frantz of Oahu. Sisters Harriet Potter, Mary Horner & Violet Rodrigues of Molokai, Bessie Demello of Maui and Katherine Vie of Oahu. She is survived by 11 grandchildren, 6 great-grandchildren and many nieces and nephews. Services for Auntie Gertrude will be held on January 13, 2007 at Kalaikamanu Hou Hall. Burial followed at the Molokai Veterans' Cemetery in Hoolehua.

Elsie Will

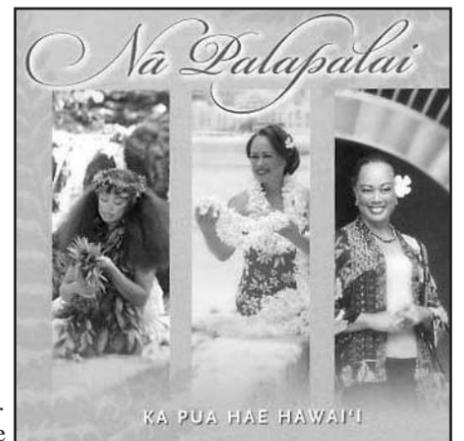
Elsie Will, 84, of Kala'e, passed away on December 30, 2006. She was born in Honolulu on September 25, 1922. Elsie Will is survived by her daughters, Pamela Markham and Marsha Hayakawa; sister Gertrude Lahela Scott; her grandchildren and great-grandchildren. A memorial service will be held on January 12, 2007 at the Kalaikamanu Hou Congregational Church.

New CD Release:

Na Palapalai:

"Ka Pua Hae Hawai'i"

The Big Island trio Na Palapalai, are recipients of numerous Na Hoku Hanohano awards for Hawaiian Album, Hawaiian Language, Group of the Year and Haku Mele. Their third album, Ka Pua Hae Hawai'i offers a collection of Hawaiian standards and original compositions sure to captivate all Hawaiian music enthusiasts.



Ka Pua Hae Hawai'i exemplifies the unmistakable sweet falsetto sound of Na Palapalai (the Ferns) and is a perfect musical representation of inspiration from the past with today's contemporary mark on it. Guest performers like Hoku award winner Aaron Sala, and guitarist Shawn Ishimoto, are a welcome addition to the concise harmonies and pristine presentation showcased on this new album.

Among the sixteen cuts on this new album are "Hualalai," "Kimo Henderson Hula" penned by Helen Desha Beamer, "Promises of God's Love," and the title song "Ka Pua Hae Hawai'i." Original songs "Ka La Olinolino," "Kaua'i Ka Malie," and "Lovely tiare Tahiti," were penned by Kuana Torres.

Produced by Koops² entertainment and distributed exclusively by Mountain Apple Company, the trio Na Palapalai begin the new year with style. Look forward to the continued revival of this style of music through Na Palapalai for generations to come.

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

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

Bill of Rights 2nd Amendment:

"A well regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed."

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

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

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

"The people cannot delegate to government the power to do anything which would be unlawful for them to do themselves."- John Locke

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

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

Enforce the Bill of Rights !

Lost Freedoms to Police state!

America is being arrested, one by one, day by day. One day it will be you, or someone you love, or a good friend. The POLICE STATE is here, and it crept up on you like the dead of night, while you slept right through it. You thought it was only in Washington DC or perhaps New York City, Los Angeles, Denver, or Chicago. Well folks it is in Arkansas, Arizona, Delaware, Florida, Ohio, Texas and everywhere else in the former republic that was once considered free with liberty, many moons ago. Now we just have the POLICE STATE and the future looks dismal for all. "Unless", we stand up to it and fight it, with our every breath.

Rick Stanley

2nd Am Freedoms Somewhat Protected ?

President Bush signed into law a measure to prohibit the confiscation of firearms from law-abiding citizens during states of emergency.

Called the Disaster Recovery Personal Protection Act, prohibits any agency using federal disaster relief funds from seizing firearms from law-abiding citizens during emergencies such as last years Hurricane Katrina when the Mayor and police chief said that all firearms would be confiscated and only police would be armed, then raided homes with guns drawn and forced people to give up their guns that they needed to defend themselves from roving gangs of thugs in the striken neighborhoods of N.O.

The Citizens Committee for the Right to Keep and Bear Arms [CCRKBA] officials hailed the new protection for lawful gun owners, and the 2nd Amendment. They also expressed hope that Congress would pass legislation that would allow any person with a valid permit to carry a concealed firearm issued by a state to carry it into any other state. HR 4547, introduced by Rep Sterns with 85 cosponsors, and S.3275 by Sen. George Allen with 21 cosponsors would require states to honor each other's CC permits and licenses, but would not create a federal licensing system. Hmmm, sounds good.

DEMOCRATS in CONGRESS PASS NAZI-fication of USA

The very first bill passed by the House of Representatives this year was H.R. 1., ostensibly for the purpose of making the United States more secure against future terrorist attack. The implementation of this report was new House Speaker Nancy Pelosi's first priority for the 110th Congress. She succeeded. The House of Representatives easily passed it. The vote was 299 Ayes, with 68 Republicans voting with the majority, and 128 Noes. The Senate is expected to do the same, and President Bush will doubtless sign it into law.

H.R. 1. When fully implemented, the new law will create a federal police leviathan that will place the American people into a giant prison.

As many have already observed, a close analysis of the 9/11 report reveals the creation of Homeland Security identity checkpoints on America's roads and highways. Mandatory biometric iris and finger scanning systems at all American airports and seaports. The creation of a national I.D. card. The expansion of "no-fly" and "watch" lists. The implementation of special screening for all airline passengers, which paves the way for invasive body scanners. The federal takeover of publicly owned communications networks and increased government surveillance of Americans' financial records and activities. H.R. 1 simply continues the dangerous, unconstitutional Police State policies of both Democrat and Republican administrations to Nazi-fy the USA, Hawaii.

George W. Bush and the Democrats in Congress are pushing hard and fast to implement it. And unless the American people offer the strongest resistance quickly and loudly, our children will find the cage locked shut with no chance of escape.

The American people need to heed the warning of Winston Churchill who said, "If you will not fight for the right when you can easily win without bloodshed, if you will not fight when your victory will be sure and not so costly, you may come to the moment when you will have to fight with all the odds against you and only a precarious chance for survival. There may be a worse case. You may have to fight when there is no chance of victory, because it is better to perish than to live as slaves."

America, are you listening?

Mark 666: Invisible RFID Ink Safe For People, Company Says

A startup company developing invisible RFID ink has tested its product on cattle and laboratory rats.

Somark Innovations announced this week that it successfully tested biocompatible RFID ink. The passive RFID technology could be used to identify and track cows, dogs, cats, prime cuts of meat, and human military personnel.

Chief scientist Ramos Mays said "This proves the ability to create a synthetic biometric or fake fingerprint with biocompatible, chipless RFID ink and read it through hair." Co-founder Mark Pydynowski said during an interview Wednesday that the ink doesn't contain any metals and can be either invisible or colored. He declined to say what is in the ink, but said he's certain that it is 100% biocompatible and chemically inert. He also said it is safe for people and animals.

The process developed by Somark involves a geometric array of micro-needles and a reusable applicator with a one-time-use ink capsule. Pydynowski said it takes five to 10 seconds to "stamp or tattoo" the skin, and there is no need to remove human hair or animal fur. The ink remains in the dermal layer, and a reader can detect it from 4 feet away. [Can you say NAZI Concentration Camp Tatoo? Mark of the Devil]

The amount of information contained in the ink depends on the surface area available, he said. The U.S. Department of Agriculture calls for a 15-digit number to track cattle. The first three digits are "840" for the U.S. country code. The remaining digits are unique identifiers. The numbers would link to a database containing more information. "It can say where the person has been, who it has talked to, who it has eaten with, and who else it has been in contact with," Pydynowski said.

In other words, Big Brother can put the Mark of the Beast on anyone!

Wake Up America!

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

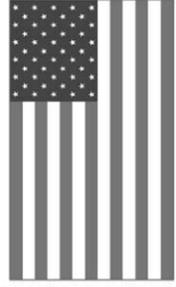
The crime on our streets is a tiny fraction of the crime in the offices of our politicians and bureaucrats - the massive majority of crime is committed by the criminal classes in power. Just look at the constant abuse of power in our State government offices and you will realize the extent of crime in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

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

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

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

"A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed." Exercise the 2nd Amendment.

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