

Molokai Advertiser-News

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The Militia of Molokai's Community Newspaper—Every Wednesday

March 9, 2005



Anti-Drug Demonstration

Friday afternoon at the intersection of Maunaloa Highway and Kalae Highway, two groups from the Ho'olehua and Molokai Youth Center held signs with anti-ICE and anti-drug messages. The choice, and consequences, is up to each sovereign person.



Constitution: The Forgotten Law

In the late 1800's, school books taught that every American should automatically know which federal laws apply to them and which did not, because, every American should know the Constitution. Failure to know which laws apply to them as Citizens of the States, and those that only apply to Territorial citizens, would result in the unfortunate situation of un-Constitutional laws being forced onto them.

The sad truth is that this warning taught to school children a hundred years ago is not taught today. Citizens are blinded with ignorance and have no leadership to correct the wrong. We don't know, and just assume we're being treated properly. But the truth is we are being governed by un-Constitutional laws, and rogue agencies like the DEA, BATF, IRS, MPD, FDA, Homeland Security, TSA, STATE and COUNTY, etc.

In the 1990's, Congress attempted to pass legislation to require all Congressional legislation to specify the Constitutional Intent of each law. Such legislation never passed. The thought of Americans realizing that federal controls on citizens are un-Constitutional struck terror into the hearts of Congressmen.

In *Foley Brothers v. Filardo*, the Court said: "It is a well established principle of law that all federal legislation applies ONLY within the territorial jurisdiction of the United States unless a contrary intent appears."

The key is, territorial jurisdiction. Congress / Federal Government jurisdiction is the District of Columbia (not exceeding 10 by 10 miles, U. S. Virgin Islands, Guam, American Samoa, Northern Mariana Islands, Puerto Rico and the Trust Territory of the Pacific Islands). These geographic lands belong to the exclusive jurisdiction of the U. S. government and are controlled by such, under no obligation or limitations to the Constitution, as long as the legislation does not "prejudice any claims of the United States, or of any particular states."

When the U. S. government passes legislation for its territorial jurisdiction, it is "exclusive," to its jurisdiction, the same as a State's legislation is for regulating within its territorial jurisdiction. The federal government has limited powers over the states, and those powers have to be granted by the State and the Constitution. These limited powers are listed in Article 1, Section 8 of the U. S. Constitution.

Congress has long forgotten about this requirement to specify which laws apply to the States and which apply only to federal territory. Are you a federal employee? Do you earn federal income? Do you live within a 10 mile radius of Washington D.C., Guam, American Samoa Islands, Virgin Islands, Northern Mariana Islands, Puerto Rico or Trust Territory of the Pacific Islands). NO! Well why are you filing a FEDERAL INCOME TAX RETURN?

Wake Up America! Question authority and be free and Sovereign!—The MAN

IRS Enforcement vs The People!

Wages are NOT income, so why pay "income taxes" to the IRS?

Terrorism = "the unlawful use of force and violence against persons or property to intimidate or coerce... the civilian population, or any segment thereof, in furtherance of political or social objectives" (28 CFR 0.85(1)). Hmm... sounds sort of like the raid described here: <http://www.taxableincome.net/reconsider.html>

"When people hear you've been raided, no one's gonna listen to you anymore," said the IRS terrorist in my livingroom, 5/6/03. [What matters here is not OUR "victory" or "defeat". Watch, see the IRS for what it is: a criminal terrorist organization.] Almost funny irony: it's now against a federal crime to knowingly give money to a terrorist organization. Keep that in mind on April 15th.

In the Income Tax Act of 1913, Congress, included an illegal non-apportioned, direct tax on the salaries, wages and compensation of ordinary Americans and instituted withholding at the source, providing the federal government's foreign creditors with the ultimate form of lender security – the labor of its enslaved citizens. However, in 1916, the Supreme Court brought the ultra vires action of Congress and the Executive branch to a screeching halt. The Supreme Court ruled in *Brushaber v. Union Pacific*, 240 U.S.1, that WAGES ARE NOT INCOME within the meaning of the 16th Amendment.

Sen Dan Inouye wrote: "...Based on the research performed by the Congressional Research Service, there is no provision which specifically and unequivocally requires an individual to pay income taxes." [MAN: American workers must stop sending extortion money to IRS !]

Question: What law requires payment of IRS taxation?

Answer: None, but the IRS has guns for enforcement of their extortion.

In the transcript of the Oral Argument, Chief Justice Rhenquis and the United States attorney (Kent Jones) admit there is NO statute (LAW) that makes it a crime for "failure to file" an income tax return. "I'm not familiar with a statute that makes that a crime by itself" ... "but the fact that you didn't file...frankly...it's my impression that that would not by itself be a crime....We'd better not let the word get out...We'll keep it just among ourselves."

IRS Tax Panel Seeks Public Comments! DEADLINE DUE March 18, 2005

At the first public meeting of the President's Advisory Panel on Federal IRS Tax Reform, the Panel announced that as part of its process of making recommendations on fundamental tax reform it was seeking comments from the public regarding the current tax system. In its first request, the Panel is soliciting comments on the following specific topics: (Quoting from the panel's website, www.taxreformpanel.gov)

1. Headaches, unnecessary complexity, and burdens that taxpayers - both individuals and businesses - face because of the existing system.
2. Aspects of the tax system that are unfair.
3. Specific examples of how the tax code distorts business or personal decisions.
4. Goals that the Panel should try to achieve as recommends options for reform.

We The People is encouraging everyone to take a few moments out of your busy lives and pen an articulate, deliberative note to the Panel with your comments. Your comments will become part of the public record for reform or ending the IRS.

We urge everyone to consider the significant consequences of missing this historic opportunity to put before the Panel, and document for our children's National Archives, the most important matters of constitutional abuse, moral outrage, and concern for the future of this nation as the Panel ponders whether to continue to impose upon the People a method of taxation that violates virtually every Constitutional principle and protection provided by the Bill of Rights. The time has come to personally Petition the President's tax panel with your Grievances.

The DUE DATE for comments is 5 PM, March 18, 2005. WTP strongly urges comments be sent via US Mail with delivery verification.

To facilitate the Advisory Panel's consideration and review, there are two methods by which statements can be submitted. Please use only one of the methods.

1. Typewritten statements may be mailed to the panel at:
The President's Advisory Panel on Federal Tax Reform
1440 New York Avenue NW Suite 2100
Washington, DC 20220
2. Email as a MS Word attachment to: comments@taxreformpanel.gov
Page Limit - The Advisory Panel strongly encourages parties to limit their statements to a maximum length of 5 pages of double-spaced written text in 12 point font.

Identification and Cover Sheet - Each page of the submission should be clearly marked with the submitter's name or organization name. Each submission should also include a cover page with the submitter's name (and organization if applicable), date of submission, and contact information (if the submitter chooses to provide it). Each submission should be clearly marked as originating from one of the following categories of submitters: Individuals, Business, Government, or Organizations and Associations.

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MHS Varsity Math Team at Mid-Pacific Institute: (1-r) Louiegy Ponce, Ashley Ponce, Liz Bachtel, Devon Kikukawa, Ayla Bicoy, Crystal Yuen, Zaneta Whitten, Jason Piros, DaytonWong (MHS photo)

**MHS Math Team Rocks at Mid-Pac
 Secures Hold on 2nd Place**
 information submitted by MHS Math Dept.

After winning OML Meet #3 at Windward Community College, the Farmer Varsity Math Team was flying high into heir next contest at Farrington High School on January 15, 2005. The Farmers had just three days of school after the Winter break to prepare for competition so it was a good thing they had two practices during the break.

The Farmer team jumped out to an early lead, scoring 66 points in the first half of the meet, with 22 points in Exponents and Los, (event1) and 31 points in Factoring (event 3). The Farmers followed up scoring 32 points in linear inequalities to finish with 98 points for the meet only to be edged out by Hanalani who came back in the 2nd half to earn a total of 101 points. Wit Sacred Hearts placing 3rd, the Farmers were able to move into a 2nd place tie for this season in the B Division. During this meet, Dayton Wong became the first Farmer competitor in the history of the Varsity Math team to score a perfect 30 points. He was followed by Jason Piros with 22, and Louiegy Ponce with 16. Sophomore Zaneta Whitten came through big by scoring 18 points, followed by Liz Bachtel with 6 and Frank Borden with 6. Also on the traveling squad for this meet were Aaron Delos Reyes and Lamertia Gorsich.

After OML Meet #4 the standings were: Hanalani (5); Molokai (12); Sacred Hearts (12); Saint Francis (18), Kalaheo (20); Damien (20), Castle (27.5); Kapolei (32.5); Assets (35); Kahuku (35).

At OML Meet #5 at Mid-Pacific Institute once again the Farmers jumped out to an early lead by scoring 66 points in the first half of the meet, with 29 points in Area of Convex Polygons, 20 points in Complex Numbers, and 17 points in Systems of Linear Equations. Although

the team could only add four points in the 2nd half of the meet, they had built enough of a lead that Hanalani was unable to catch up this time. In this low scoring meet the Farmers were able to place first to solidify their position in 2nd place in the league. The team will have to work hard to maintain this position in the last two meets of the season, and even harder to catch Hanalani who has established a good lead with their consistent performances. This meet the Farmers were led by Louiegy Ponce with 25 points, the second time this season he has earned 25. Dayton Wong added 19 points with Jason Piros scoring 9 points. Other scorers for the meet were Ayla Bicoy with 8, Devon Kikukawa with 7 and Zaneta Whitten with 2. Also on this trip for the Farmers were Crystal Yuen, Liz Bachtel and Ashley Ponce who scored 2 points in t he Junior Varsity division.

After OML Meet #5, the Farmers have taken sole possession of 2nd place in their division: Hanalani (7); Molokai (13); Sacred Hearts (17); Damien (23); Kalaheo (24); Saint Francis (24); Castle (37); Kapolei (40.5); Assets (42); Kahuku (44.5).

**MHS Graduate
 Sarah Cruz Named
 to Dean's List**

Named to the Azusa Pacific University's Dean's List for the Fall 2004 semester an academic standing of 3.5 or better grade-point average is Sarah A. Cruz of Kaunakakai, HI (96748). A 2004 magna cum laude graduate of Molokai High & Intermediate School and the daughter of Mr. and Mrs. Joseph E. Cruz, Cruz is a Liberal Studies major.

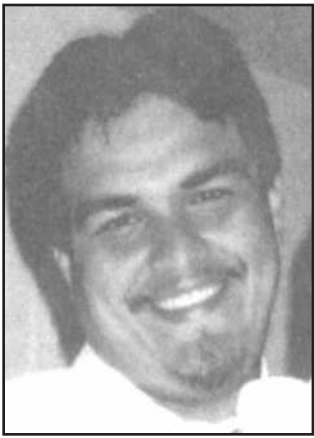
**Molokai Schools named on list for
 "Restructuring"**

Six campuses on Maui & Molokai are proposed for State takeover for falling short on the No Child Left Behind Act. Schools face major restructuring to meet goals imposed by Federal Law. Restructuring will take effect in the 2005-2006 school year.

NCLB Federal Act requires public schools to show continued progress toward the goals of having all children proficient in reading and math by 2014. Schools named had not met goals. Restructuring will not mean more funding, according to a DOE official. The firms hired to provide consultation to the schools must make their assessment costs based on what the schools already have in their budgets.

Molokai schools named are: Maunaloa Elementary, Molokai High, Molokai Intermediate School.

Motorcycle Accident Claims Life of Cy Huntsman



A motorcycle accident claimed the life of 21-year old Cy Huntsman in Tennessee. Huntsman is the grandson of William Wallace, Jr. of Ho'olehua, Molokai, and the son of Ziona Huntsman, former Director of Nursing Service at Molokai General Hospital. He also is survived by wife, Ashley Bell Huntsman; daughter McKenzie Huntsman; brother, Charlie Huntsman; and paternal grandparents James and May Huntsman. He was employed by Dearfoam Manufacturing.

Cy Huntsman had purchased a new motorcycle on Friday, Feb. 4. While traversing Pleasant Grove Road in Sumner County that evening, he lost control of the motorcycle, hit a speed limit sign and collided with a fence post. Witnesses said he had not been wearing a helmet. Huntsman was flown to Vanderbilt Medical Center and treated for severe head trauma. He died Sunday, Feb. 6. Services were held February 10 in Tennessee.

Obituaries

Robert Henriques

ROBERT JOSEPH HENRIQUES, 71, of Honolulu, died February 28, 2005 at his residence. He was born on March 9, 1933 in Honolulu, Hawaii. Former resident of Molokai and has property & apartments in Molokai.

Survived by sons, Robert Henriques, Joseph Henriques; daughters, Virginia Nikolaidis, Mary Henriques, Judy Henriques-Hubin; 11 grandchildren, 10 great grandchildren; sisters, Lorraine Alameida, Marilyn Costello, Barbara Cervantes, Marylou Staszko; companion, Illona Honig.

Visitation from 10am to 11:30am on Thursday, March 10, 2005 at St. Augustine's Catholic Church in Waikiki, mass at 11:30am. Burial to follow at Diamond Head Memorial Park at 12:45pm. Aloha Attire.

Arrangements by: Nuuanu Memorial Park & Mortuary

Joe Wampler

Joseph Crocket Wampler, 84, of Hoolehua, died Tuesday, February 22, 2005.

Living and farming on Hawaiian homestead lands, he was known for his energy and efforts to successfully farm papaya, taro, and Sun Hemp.

Military Force Is a Myth of Democracy

Americans my age will recall Douglas MacArthur's quote: "There is no substitute for victory." The remark captures an essential element of our military tradition. When the United States goes to war, it fights to win, to force the enemy to do our will. To sacrifice our soldiers' lives for anything less-- as MacArthur charged was the case in Korea and later unambiguously became the case in Vietnam -- smacks of being somehow un-American. Now, the President wants military force to establish democracy?

But among the various official statements being issued to explain events in Iraq, any mention of military victory has become notable by its absence. Tacitly, the Bush administration has all but given up any expectation of defeating the enemy with whom we are engaged to force democracy upon them. [Democracy is force without restraint]

In the early days of the insurgency, Lt. Gen. Ricardo Sanchez vowed to use "whatever combat power is necessary to win" displaying all the pugnacity of a George Patton or Stormin'Norman Schwarzkopf. "That's what America expects of me," declared Sanchez in December 2003, "and that's what I'm going to accomplish." Senior commanders no longer make such bold promises.

The Bush administration's aim is to relieve itself of responsibility for waging a war that it began but cannot finish. The US must find a way out of Iraq/Afghanistan before our overstretched forces suffer irreparable damage.

Optimists are placing their hopes on a crash program to create a new Iraqi security force that just might permit us in a year or so to begin reducing the size of our garrison. Pessimists have their doubts. But virtually no one is predicting we will be even remotely close to crushing the insurgency, those Iraqi patriots who want the US military occupation of their country to end. The decisive victory promised by the war-advocates back in March 2003"--remember all the talk of "shock and awe" --pau.

Following the starwars assault on Baghdad, a low-tech enemy force estimated at about 10,000 fighters has stymied the mightiest military establishment the world has ever seen. Seems a lot like the American war for freedom against King of England.

In a war such as in Iraq, time is more likely to work in the opposition's favor.

No doubt President Bush hopes the citizenry will continue to snooze. Better to talk about Social Security and gay marriage and the Terrorist Boogyman than to face the fact that we are spending billions dollars per month and losing, on average, two soldiers per day simply to prolong the stalemate in this battle over Iraq's oil and democracy.

The idea that aggressive use of military force by the United States might transform the Islamic world and cement US global pre-eminence is a dangerous delusion, based on lies that Arabs flew airplanes crashing into New York's Twin Towers [WTC].

9/11 NO PLANE HIT PENTAGON

CNN reporter Jamie McIntyre says he inspected the Pentagon site and it is obvious no plane crashed there. "From my close-up inspection, there's no evidence of a plane having crashed anywhere near the Pentagon. The only site, is the actual side of the building that's crashed in. And as I said, the only pieces left that you can see are small enough that you pick up in your hand. There are no large tail sections, wing sections, fuselage, nothing like that anywhere around which would indicate that the entire plane crashed into the side of the Pentagon ...".

Oklahoma and the Twin Towers and Pentagon were inside jobs.

Over two dozen Federal Agents, who are willing to testify, that WTC was an inside job have been placed under a gage ORDER. Plus there are over hundred New York City firefighters and police officers, who will testify that the WTC was and inside job. Strange that all US and Israeli Government Employees, who worked in the WTC were given work vacation NOTICES the night before and mysteriously did not go to work the morning of the bombing. One of the so-called Arab pilots was found dead in an alley in Boston three days after the WTC bombing. Another so-called Arab pilot was arrested last year in Europe and is in a prison cell. Three others are alive and well at their homes. So, who was flying the planes?

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