

Molokai Advertiser-News



Volume 23 Number 16 The Militia of Molokai's Community Newspaper—Every Wednesday April 18, 2007

Kilohana School: Family Night at the Art Museum



The Kilohana Community Center was transformed into an art museum, for a couple of hours with prints of the Mona Lisa, Starry Night, a Picasso, and Gaugain and more to inspire future artists. The Visual Arts Festival offered parents and students opportunity to try their hand at drawing and painting --

you could get a personalized caricature by artist Suzanne, try your hand at your own pencil version of a classic by one of the masters, then using markers to color your version. Crayon resist, collage and a quiet corner for reading with Siri Andeerson, Eric Carle's *A Very Hungry Caterpillar*...and nearby parents, aunties, and grandparents were really immersed with creat-



ing a collage of the *Very Hungry Caterpillar*!

One of the most popular activities was balloon sculpting, taught by Mrs. Val Hart and her helpers Mrs. Vanessa Gonzales and Keola. Keiki learned to use a special balloon pump to put just enough air into those special balloons to make a doggie. Keola was quick with his hands and confident about making sculptures to helping the little kids.

Kilohana teachers, aides, volunteers including PCNC, PSAP, Ohana Council, PTSO teamed to provide snacks and the manpower for the event which was the brain-child of Andrea Benis, creative volunteer where drama, music, and art calls for time



and energy. The April 12, Parents' Night at Kilohana School was an artful success to all ages who attended. Auntie Andrea's idea was to get parent (adult) help with painting a permanent backdrop for the May Day stage.

Standards of education criteria were met for creativity, self-initiative, teamwork, problem solving especially in the visual arts and much more...in less than two hours.

The Kilohana School Spring Bazaar will be held on Saturday, May 12th, the day before Mother's Day, where you'll have an opportunity to get a caricature for your mom (not for free, though as Maka and Joy got).



WACO 1993 APRIL 19 MEMORIAL 07

MASS MURDER of 78 mostly elderly and mothers and children by US GOVERNMENT perpetrated at WACO under the Clinton regime by law enforcement BATF-FBI-Military with impunity. Perpetrators given awards; surviving victims prosecuted, found NOT guilty, send to prison 40 years.

A memorial to be held tomorrow for the 78 victims of the mass murder by U.S. government at Waco, Texas in April 19, 1993. The wrath of the full force of murderous violence by law enforcement under Clinton Administration orders to show Congress their powers over innocent people with bombs, military tanks, snipers, and arson, and then call for more funding.

The current news, however is filled with reports of the Virginia Tech mass murder on 4-16 of 32 people by one VT student with mental problems, so you will only see this Waco reminder in The MAN. WACO: Never again! Hey, didn't they already do more: Oklahoma City federal building bombed with law enforcement complicity killing some 240 people; and, then they did 9-11, killing 3,000 more?

Now 14 years later, Minister Fagan Livingston is the only Davidian still being held prisoner because he refused to appeal as others had done.

The surviving Davidians were found guilty of a misdemeanor gun crime and their sentences "enhanced" to 40 years each for using a gun in the commission of a crime, DESPITE THE FACT THAT ALL WERE FOUND NOT GUILTY of any other crime by reason of self-defense when the BATF/FBI and Military attacked the church members and murdered and burned to death 78 Davidians, mostly unarmed senior citizens and mothers and young children in April 1993. They appealed and had their sentences reduced from 40 to 15 years on appeal. Most of them are not returning to Waco. The non-U.S. citizen sect members were being deported to their native lands, Australia, UK. US citizen church members were forbidden to meet with their fellow Davidians as a condition of their parole, Clive Doyle reports, his voice breaking.

The DOJ et al refused all communication with their victimized peaceful prisoners. At first they even blocked Doyle's mail saying it was because he was a "felon". When he pointed out he had been found not guilty of all charges, they haven't even been able to determine how long the restrictions will be imposed.

Clive Doyle now holds devotional meetings at his apartment. The memorial will include a reading of the names of the 78 Davidians AND 4 BATF agents who perished in Operation Show Time that became the worst mass murder by government in USA.

Please say a prayer, and a minute of silent thought to remember WACO-93.

A new pastor at Waco's Mt. Carmel wants to forget about the 1993 mass murder under the Pres. Bill Clinton and Janet Reno USAG law enforcement regime.

[Ed's note: Drunk with power, emboldened fascists stooges & sycophants are taking dead aim at everything we've fought to achieve as Sovereign American Citizens. "A free people ought not only to be armed and disciplined, but they should have sufficient arms and ammunition to maintain a status of independence from any who might attempt to abuse them, which would include their own government."--George Washington. Wake up: United, we are Sovereign! — The MAN]

Hawaiian Research/Monsanto is now accepting applications for seasonal employment at our Molokai location

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Press Release by Hui Ho'opakele 'Aina 1500 new homes on the West End?

An attempt to get enough votes to stop subdivision of existing Kaluako'i land parcels has been abandoned by the West Molokai Association. This is a huge issue for Molokai and it's potential impact can not be underestimated.

Without a prohibition on further subdivision, Maui County zoning rules could allow for up to 1500 additional homes to be built in the Kaluako'i area. One property owner on the west end has already exercised the provision to subdivide by dividing a single beach front lot into two lots and is now attempting to sell one of the two lots at a profit of \$1,360,000.

In the voting process, 65% of the landowners on the west end voted against subdivision, thus demonstrating that the majority of residents on the west end recognize the potential future harm that extensive subdivision would create, however in order to mandate a new CC&R preventing subdivision, a super majority of 75% would have been required. Despite the efforts of the West Molokai Association and the west end community, this percentage was unattainable.

Nowhere does Molokai Ranch's Draft EIS of it's proposed La'au development ever address the cumulative impact of this issue. In fact Peter Nicholas on several occasions alluded to the fact that the subdivision issue would be resolved. Well it has not been resolved and in light of the current vote, there appears to be no resolve in sight. Under the current county rules, all of these new subdivided lots would be guaranteed water meters by Molokai Public Utilities. This is especially insulting to Homesteaders who have been promised first rights to water yet have been kept from subdividing their own lots because of water limitations.

The Position of Hui Ho'opakele 'Aina is that no new subdivision should be allowed on the West End of the island. This includes the private subdivision of Kaluako'i lots as well as the proposed subdivision at La'au by Molokai Ranch.

Prior to any new development, it is essential that a thorough water management plan be conducted that will guarantee the complete future development of Hawaiian Homestead lands, protect our agricultural lands and accommodate for TMK's already in existence (TMK = lots already subdivided) This was the purpose of project #7, one of the original core projects of the EC. Project #7 would have placed a water moratorium on additional allocations of water being transferred to the west end until a thorough water management plan was established. Project #7 was deactivated by the EC board in 2003, just months prior to the time that the EC voted to support La'au development. An attempt to reactivate project #7 has continuously been stalled by the members of the EC board that support the La'au development.

The cumulative impact of future subdivision in the Kaluako'i area as well as the cumulative impact of other potential developments on our island should have been long resolved before any plans of La'au development were even discussed. It should be clear by now that the move to rush the development of La'au was poorly conceived.

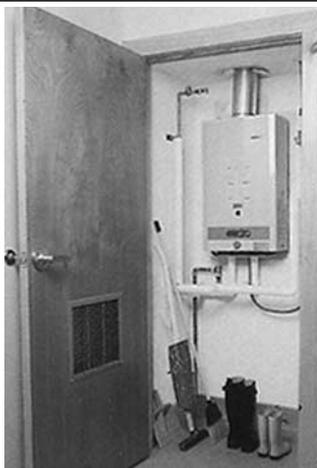
Mahalo, Steve Morgan Hui Ho'opakele 'Aina



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"Where Rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them." Miranda v Arizona, (1966)

The Moloka'i Advertiser-News



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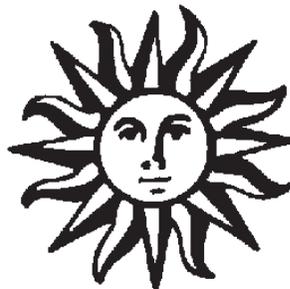
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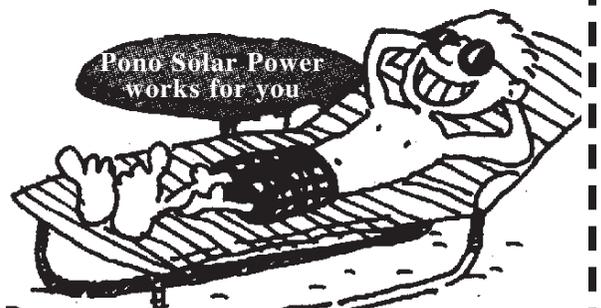
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Sensei Kenny Endo and his students lead Kilohana students through a basic taiko rhythm for an experience of the traditional Japanese art.



Taiko Master Kenny Endo Brings Taiko to Kilohana

Begun centuries ago as a Shinto ritual, Taiko has grown in popularity in recent years. Classes have been held and Taiko groups have visited and performed on Molokai. Master Taiko Artist, Kenny Endo and three of his students brought an exciting traditional drumming program to Kilohana, April 20, the day before Earth Day. Earlier in the day, Kilohana students were treated to a Fire Safety program by the Hawaii Fire Safety Department mobile trailer.

Educated as a Jazz musician, Kenny Endo traveled to Japan, living and learning about the traditional art of taiko. In an artful demonstration of the sounds of different taiko, different percussion instruments used in taiko compositions and the *shinobue*, bamboo flute, Yoko described different environmental sounds depicted by how Sensei Endo played the taiko - the wind through bamboo shades, the ocean waves, rain, and even snow! The language of taiko, how a piece is learned and remembered was told as Kilohana students repeated the onomatopoeic phrases. The festival season in "Mikoshi daiko" a piece composed in Japan to depict the small shrines used in festivals.



Then students were given the opportunity to listen, watch and play the taiko after a basic demonstration with Sensei Endo - impressing everyone with their efforts. Then teachers were invited to also have the experience. But first a demonstration by Sensei Endo and his student Ian... which got the audience laughing ... the students got the joke! Adam said, "Jodan, as they say in Japanese," a joke, Sensei Endo taught the teachers a simple rhythm pattern, they watched, "Sore," said Sensei ... and then the skies opened up with a sudden downpour of rain! Did the teachers perform "Ame ga furu (rain falls) Daiko"? (Look carefully behind Aaron and Sensei Kenny to the left of the photo and you can see the rain). Although the saying on Molokai is "We need the rain," this time it brought an unexpected close to the outdoor program.



Molokai High School Events

Athletics

- Girls Basketball Fri., April 27, 2007 7:00 pm vs Kaahumanu Hou Christian
- Girls Basketball Sat., April 28, 2007 7:00 pm vs Kaahumanu Hou Christian

School year registration

Is your child planning to transfer to Molokai High School or from MHS to another school for the 2007-2008 school year? If so, please contact MHS Registrar, Mr. Lloyd Yonemura, immediately so the registration process can be simplified and shortened. Call 567-6950, ext 229, for information or assistance!

Events

- April 18, 2007 Read Across America Day! Students from Molokai High School will be visiting the elementary schools to read to the students.
 - April 27, 2007 MHS will be sponsoring a workshop for all juniors (and their parents) who are seriously considering college after completing high school. Interested juniors or their parents should notify Mr. Yonemura in the Registrar's Office by April 27, 2007.
 - May 5, 2007 Junior Prom, 6:00 pm, Lanikeha Center.
 - May 8, 2007 Senior Project Showcase, 6:00 pm, Molokai High School.
 - May 9, 2007 MHS School Community Council Meeting, 3:00 PM, MHS Library.
 - May 15-17, 2007 MHS Drama Club presents, "The Heiress" in the MHS cafeteria. Show starts 7:00 pm, nightly!
 - May 22 - 24, 2007 Heads up! Early notice! The MHS library will be hosting a small BOGO (Buy One, Get One, free) Book Fair. Purchase orders, charge cards, checks, & cash will be accepted. Great for summer reading, gifts, or incentives!
- Note: To prepare for the library re-tiling, the library will close from June 4-7, 2007, to pack up all the books. Volunteers would be greatly appreciated. Please contact Diane Mokuau at 567-6950, Ext. 273

The Chipper that ALMOST WAS Mine?

The nice clerk at YB cleared up the confusion about freight charges for the wood chipper George Peabody had come to pickup for eastend tree trimming, and told him it was ready behind the office at the wharf. The orange monster had the right bill of lading numbers, paid for, but looked a lot larger, much larger than the Woodchuck chipper he was expecting. Doubtful his mini truck could tow it, he checked with the clerk, and this one belonged to the County land fill recycle operation, bill of lading notwithstanding. Peabody towed away his little chipper.



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HAWAII JUST DID PERJURY DAY April 15 for the IRS

Today is the day when millions of Americans in Hawaii commit perjury. Most of them do it by, "cheating" on their tax returns, misrepresenting facts in order to keep more of their hard-earned money, and then signing, under penalty of perjury, the facts are true.

This is ultimately good for the government because guilty people are quiet and subservient, wanting nothing more than to go unnoticed. And, since many these perjurers include judges, lawyers, and jurors, then so much the better; the corruption of the justice system makes the IRS more invincible.

Others, commit perjury openly under direct threat of imprisonment, swearing that our nontaxable income is taxable. Filing correctly, according to the best of our knowledge and belief that our income is non-taxable as the law shows, and that the truth there is no tax liability statute that requires most Americans to pay tax on their earned wages, would land us in jail for a long time. From my perspective, this does not seem like a bad choice. Why take the high road when it's so long, so expensive, so lonely, and in the end you are betrayed by the very people you set out to save when they sit on your jury at your trial?

I believe there is a very important place for people who want to avoid trouble, and that place is on juries. Cleverly disguised as brainwashed sheep, educated people who know the meaning of the words "reasonable doubt" can get onto juries and acquit people. Because judges and prosecutors collaborate to misuse the federal rules of evidence and keep all exculpatory evidence out of court, I believe that a reasonable doubt exists in every single federal case. In tax cases, there is also conflict of interest for the judge and the lawyers on both sides.

Marcie Brooks, the heroine juror in the Whitey Harrell case who appears the movie "America: Freedom to Fascism" demonstrates the power of one juror. I wish that she could have been there for me, and I wish that I could be there for someone else. But because of the path I've taken, I will never get onto a jury again. I urge others to accept if they are called. And when you sign that tax return that you know is a lie, think of yourself as an undercover agent for freedom.

WAKE UP TAXPAYERS !! NO Payroll Deduction AGREEMENTS !

by Janet Lee
You have been tricked and deceived... Again - who is the enemy of the America people?

The IRS has found it "necessary" to unlawfully harass, intimidate, threaten, [TERRORIZE] incarcerate and ruin the livelihoods of tax professionals (attorneys and CPA's) who expose the truth about the following:

1. Private entities, states and political subdivisions are NOT REQUIRED to enter into federal payroll deduction agreements, <http://www.irs.gov/irm/part5/ch14s10.html> 5.14.10.2 (09-30-2004) Payroll Deduction Agreements

1.The use of Form 2159, Payroll Deduction Agreement, must be strongly encouraged when the taxpayer is a wage earner, particularly if the taxpayer defaulted on a previous installment agreement.

2. Private employers, states, and political subdivisions are not required to enter into payroll deduction agree-

ments. Taxpayers should determine whether their employers will accept and process executed agreements before agreements are submitted for approval or finalized. (See the rest of this section at the link in item 1 above.)

2. The filing of a withholding agreement (W-4 or W-9) or its equivalent is voluntary [26 CFR 31.3402(p)-1(b)].

3. The voluntary withholding agreement may be terminated at any time by the worker or the hiring entity [26 CFR 31.3402(p)-1(b)(2)].

*4. Payroll deduction agreements for taxes apply to CONSENTING employees of government agencies, federal employees and retirees, military personnel and Department of Defense employees who participate in the VOLUNTARY deduction program, IRM Part 5, Chapter 1, Section 7 (IRM 5.1.7) <http://www.irs.gov/irm/part5/ch01s07.html>, see 26 USC 3402(p)(3)(A), 31CFR 215.2(n)(1).

5. The IRS "Questionable W-4 Program" and their "Lock-In Letter" apply to those employees of government agencies, federal employees and retirees, active military personnel and Department of Defense employees who CONSENTED to participate with the voluntary withholding agreement, not the private sector.

6. The term "employee" 31 CFR 215.2(h)(1)(i) does not include retired personnel, pensioners, annuitants, or similar beneficiaries of the Federal Government, who are NOT performing active civilian service or persons receiving remuneration for services on a contract-fee basis. They are not subject to withholding and have no duty to file any form W-4 or W-9, unless they desire to VOLUNTARILY enter into agreements.

7. In most states, the withholding and deducting from pay for any federal taxes; fees and other charges (levy, lien, penalties or interest); or benefits and privileges (social security, Medicare, disability, etc.) must be knowingly and VOLUNTARILY agreed to in writing by BOTH parties (worker and company). It's state jurisdiction, not federal.

8. No law requires you to disclose a social security number EEOC v.Information Systems Consulting CA3-92-0169-T IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION.

9. Accordingly, the federal government can only act on the States; and only in the strictly limited, exclusive jurisdiction of Article 1:8:17.

There are no federal income taxes imposed upon an American working and living within the 50 states party to the more perfect Union, see 26 CFR 301.6361-4.

10. According to the United States Government Accounting Office, see (USGAO) report dated 09/15/03, it states in part, "Under current law, the IRS does not have statutory authority to impose a penalty to enforce employer compliance with the reporting requirement. The reporting requirement was promulgated in Treasury regulations."

11. The IRS clearly violates the law when it instructs the private sector entity to disregard the worker's W-4 (or its equivalent). "The Company is not authorized to alter the form [W-4 or its equivalent] or to dishonor the worker's claim. The certificate goes into effect automatically" U.S. District Court Judge Huyett, United States v. Malinowski, 347 F. Supp. 352 in 1992.

12. "... the withholding party is not responsible for misstatements made on form (W-4 or equivalent) by an owner of income and hence would not be liable for tax which should have been withheld. Defendants manifest courtesy as to whether the plaintiff

would pay tax ... but this is none of their concern." Holmstrom v. PPG Industries, 512 F.Supp 552, 554 DC WD Pa. 1981.

Also see: Murray v. City of Charleston 96 U.S. 432 (1877).

13. The private sector entity is not a duly authorized or delegated "tax collector" under IRC 6301, and no implementing regulation exists under 26 CFR.

14. The private sector entity is not a duly authorized or delegated "assessment officer" under IRC 6201, and no implementing regulation exists under 26 CFR.

15. The private sector entity is not a duly authorized Withholding Agent (defined in IRC 7701(a)16, 26CFR 301.7701-16) to withhold from one's pay or remuneration (IRC 1441, 1442, 1443, and specifically in 26 CFR 1.1441-7).

16. The private sector entity lacks requisite Form 2678 filed with the IRS, or a Form 8655 Reporting Agent Authorizing Certificate from the Treasury Financial Management Service, specific to each worker.

17. No state-federal agreements for administration of qualified state income taxes are authorized by Part 215 of 31 CFR specific to each private sector worker. The authority applies exclusively to federal government agencies and personnel; it does not extend to general population in States of the Union.

18. No Standard Agreement with the Secretary of the Treasury and Fiscal Assistant Secretary (or his delegates) pursuant to 31 CFR Subpart B-Standard Agreement 215.6 specific to each private sector worker exists.

19. No Section 218 Voluntary Agreement exists for coverage of social security specific to each private sector worker, pursuant to 42 USC 418.

20. "Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them." Miranda v. Arizona, 384 U.S. 436, 491. Consent for federal or state withholding and deductions from pay must be explicit, voluntary and in writing.

21. Employees of government agencies; federal employees, agents, representatives must act ONLY within the bounds of lawful authority pursuant to the Supreme Court case of Federal Crop Insurance vs. Merrill, 33 US 380 at 384 (1947) that states: "Anyone entering into an arrangement with the government takes the risk of having accurately ascertained that he who purports to act for the government stays within the bounds of his authority."

22. IRC section 7608 states whom the Secretary has authorized to see one's books and records. According to 7608(a) Revenue Officers are NOT authorized to see one's books and records.

23. According to 7608(b) Revenue Officers are NOT authorized to enforce under subtitle E (liquor, tobacco and firearms).

24. Every section of the private law, IRC and 26 USC- Internal Revenue Code had its origin in the legislature as a statute. Then to put the statute into law, an agency had to write a regulation which puts it into force and effect. Bureau of Alcohol, Tobacco, Firearms and Explosives (BATF) is the only agency that wrote the regulation; the Internal Revenue is not a federal agency. BATF is the only agency that can contract with the IRS to apply and enforce BATF regulations, see 26 USC 301.7513(1) and (2).

25. Employees of government agencies; federal employees, agents, representatives know or should know that when they violate the 14th Amendment Section 3, they shall have engaged in insurrection or rebellion, for which they may lose their pay and retirement.26. Employees of govern-

ment agencies; federal employees, agents, representatives know or should know that under IRC 7433, they can be sued civilly for up to \$1,000,000 for their unauthorized collection actions.

27. Employees of government agencies; federal employees, agents, representatives know or should know that under IRC 7214(a)(2), they can be sued criminally up to \$10,000 or imprisoned not more than 5 years, or both for their unlawful acts of demanding other or greater sums than are authorized by law.

We are unable to refer you to any knowledgeable licensed tax professional who cares to be attacked by a rogue agency, that is not a duly authorized agency of the United States Government, see DIVERSIFIED METAL PRODUCTS, INC. v. T-BOW COMPANY TRUST, INTERNAL REVENUE SERVICE, AND STEVE MORGAN Civil Case 93-405-E-EJL, USDC Idaho.

However, the IRS typically lacks lawful capacity, authority, and jurisdiction against private sector workers and businesses, under which a claim against the IRS employee under Title 18 Section 1918 may be an option. Additionally, a Writ of Quo warranto may be exercised against the IRS employee under 63 Am. Jur. 2d 441.

No law compels a work eligible man or woman to submit a form W-4 or W-9(or their equivalent) nor disclose an SSN as a condition of being hired or keeping one's job. With the exception of an order from a court of competent jurisdiction issued by a duly qualified judge, no amounts can be lawfully taken from one's pay (for taxes, fees or other charges) without the worker's explicit, knowing, voluntary, written consent.

* This confirms IRC 6031(a) which IRS officials deceitfully removed >from the back of lien documents which states that only federal employees may have their wages taxed.

Janet's Note: In addition IRS officials have been deceiving we the people for decades by leaving IRC 6331(a) off the back of IRS liens and levies because it exposes that only "officers, employees, or elected officials of the U.S., the D.C. or any agency or instrumentality of the U.S. or D.C.!" Instead, they start with (b)! ec. 6331. Levy and distraint

* (a) Authority of Secretary If any person liable to pay any tax neglects or refuses to pay the same within 10 days after notice and demand, it shall be lawful for the Secretary to collect such tax (and such further sum as shall be sufficient to cover the expenses of the levy) by levy upon all property and rights to property (except such property as is exempt under section 6 3 3 4

<<http://www4.law.cornell.edu/uscode/26/6334.html>>) belonging to such person or on which there is a lien provided in this chapter for the payment of such tax. Levy may be made upon the accrued salary or wages of any officer, employee, or elected official, of the United States, the District of Columbia, or any agency or instrumentality of the United States or the District of Columbia, by serving a notice of levy on the employer (as defined in section 3401(d)) of such officer, employee, or elected official. If the Secretary makes a finding that the collection of such tax is in jeopardy, notice and demand for immediate payment of such tax may be made by the Secretary and, upon failure or refusal to pay such tax, collection thereof by levy shall be lawful without regard to the 10-day period provided in this section.

Quo Warranto FRAUD !