

# Molokai Advertiser-News

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April 20, 2005

## IRS 1040 Tax Plundering YOU

by Lee S. Wishing

In a week I will be a reluctant recipient of plundered property. The modern day Robin Hood purloined the cash last year on my behalf and without my knowledge. Technology comes into play too. Using a piece of sophisticated software, my computer and a phone line, \$646 will be wired directly to my bank account.

The software? TurboTax. The confiscator? The Internal Revenue Service.

A few days ago I finished my taxes. Trusting the accuracy of TurboTax as I have for years, I briefly reviewed the computer generated return, electronically filed the 1040 and requested that the refund be sent to my bank account. Later, reviewing a printed copy of the return, I told my wife, "We are going to be recipients of property that doesn't belong to us!"

Knowing that we are not acquainted with any lawbreakers and questioning the veracity of my concern she said, "Sssssh, I don't want the kids to hear this. They'll believe it." "But it's true!" I replied.

It is true, really.

My wife and I have four kids. Specifically, we have four little tax credits between the ages of five and nine...two boys, two girls...who are worth \$1,000 each at tax time.

Line 43 of our 1040 shows that the tax on our income is \$3,354. Line 51 notes that the child credit is \$3,354 making the total credits, line 55, offset our tax liability.

But my zero tax liability isn't the point of this story. I really have a negative tax liability. The federal government will not only return the money I had withheld during the year, they'll be kicking in another \$646, which is the difference between the total of the child tax credits on line 55, \$4,000, and my tax liability of \$3,354 on line 43.

Believe it or not, the federal government is going to give me \$646 of your money. The formula on Form 8812...the Additional Child Tax Credit form...that determines I get an extra pile of dough is complex. I checked the calculation and it was correct. I called a tax accountant and he said it was correct.

But is it right?

My six year-old daughter, Mary, asked me what I was writing about. I explained the concept: "I just filled out our tax forms and I learned that the federal government will be giving us money that doesn't belong to us. They will be taking it from other people and giving it to us."

"That's not right!" said my first-grader.

Eight year-old daughter Sarah was listening. "I don't like that. I mean, I don't like that the government is going to take money from other people and give it to us," she said sadly.

Gosh, that's clear thinking. But the tax system blurs clear thinking.

Another clear thinker, the 19th century French economist and legal philosopher Frederic Bastiat, defines my \$646 serendipity as legal plunder in his book "The Law." Bastiat says that identifying legal plunder is simple: "See if the law takes from some persons what belongs to them and gives it to other persons to whom it does not belong."

I'm sure, however, those who developed Form 8812 were concerned about me. They were trying to be charitable.

Again, Bastiat is instructive. He says, "Nothing can enter the public treasury for the benefit of one citizen or one class unless other citizens and other classes have been forced to send it in. When the law does this, it is an instrument of legal plunder."

Bastiat also calls legal plunder "organized injustice." That's a far cry from charity. The purpose of the law according to the Frenchman is "to prevent injustice from reigning." It is injustice to deprive a person of liberty by taking his property through the force of law and to give it to another.

Bastiat begins his book stating that life, liberty and the ability to create personal property are gifts from God. I can't do anything about the \$646 now, but I can encourage our legislators to turn away from legal plunder and to, as Bastiat says at the close of his book, "try liberty, for liberty is an acknowledgement of God and His works."

Lee Wishing is administrative director of The Center for Vision & Values at Grove City College. Contact him at [lwishing@gcc.edu](mailto:lwishing@gcc.edu).

## TAX Act of 1939: IRS is dead!

In 1939, by an act of congress specifically the act of February 10, 1939, 53 Stat. 1 ch. 2 in section (4), congress REPEALED all permanent and temporary federal "internal revenue laws" including but not limited to subtitle A the "income tax code."

February 10, 1939, 53 Stat. 1 ch. 2 sec. 4 (Ref: Internal Revenue Code 1939, page 1) Sec. 4. Repeal and Savings Provisions. - The Internal Revenue Title, as hereinafter set forth, is intended to include all general laws of the United States and parts of such laws, relating exclusively to internal revenue, in force and effect on the 2nd day of January 1939 (1) of a permanent nature and (2) of a temporary nature if embraced in said Internal Revenue Title. In furtherance of that purpose, all such laws and parts of laws codified herein (Internal Revenue Code 1939, 26 USC), to the extent they relate exclusively to internal revenue, are repealed, effective, except as provided in section 5, on the day (February 11, 1939) following the date of the enactment of this act.

To date, no act of the Congress of the government of the United States has been found to reenact the internal revenue laws of the United States including but not limited to subtitle A the "Income Tax Code".

No government can give anything to anybody without first taking it from someone else! Government is, by its very nature, legalized taking. A limited amount of government is a necessary burden for national defense and internal order. Anything else is a crime against Freedom and Liberty!

**"On Law & Tyranny" ...read it and weep!**



## New Kainalu Bridge Progressing

Motorists driving eastend around MP-18 are urged to slow down and drive extra carefully because you will have to share the one lane road over the old bridge at Kainalu with other cars coming in the opposite direction. [photo by The MAN]

## Pakalolo Choppers Buzz Eastend

Marijuana police were again in eastend skies last week with their noisy invasive helicopters causing locals in Mapulehu, Pukoo, Kainalu, Waialua to complain about them flying too low. "500 feet is the limit! They are below that. What is the probable cause for such police action? Disturbing the peace." [Ed note: Green Harbest \$\$]



## POSSE COMITATUS

The Posse Comitatus Act of 1878", restricts military forces from performing domestic law enforcement duties, like policing and war on drugs. It was enacted after the Civil War in response to the perceived misuse of federal troops in the South.

What does this mean to us? It means that the military and local law were never meant to co-mingle as they do now in Green Harvest. It means that law enforcement was intended to STAY in the hands of the Sovereign People. This is important because local police are supposed to protect the rights of the residents, and uphold the laws.

More and more we see the men in full military black on our TV screens because they want to make this image acceptable, regardless of the illegality of it. Why do they undermine and phase out Posse Comitatus? Because they have plans for us. They don't want any inconvenience from a little old Constitution and Bill of Rights that was put in place to protect civilians from the control of a government run amuck.

First American troops on our city streets ... then UN troops .... then war on American soil for the first time in 160 years.

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## Hokule'a Continues 30-year theme: "Malama Hawai'i"

In March, Hokule'a celebrated 30 years of taking the message of "Malama Hawai'i" around the state and around the South Pacific area. According to Penny Martin, the Polynesian Voyaging canoe will be making a visit to Molokai the week of Earth Day. Three days, Tuesday thru Thursday will be scheduled for Molokai students to visit the vessel and to learn about the traditions of Voyaging and Hawai'i.

An open house is scheduled for Friday, April 22 at Kaunakakai Wharf. The community is welcome.

The Hokule'a is scheduled to sail from Maui to Molokai on Sunday, April 17 with a mostly Moloka'i crew led by Mel Paoa who has been on voyages to Tahiti and Rapanui.

### • BULLETIN BOARD •

• **SignUp NOW Free Cancer Screen Men and Women**

• **Na Puuwai taking appointments now, ph560-3653**

• **April 16, Saturday**

• **Uncle Mutt Aea Memorial Walk/Run, MHS Track & Field, 7am registration for the 3-mile event.**

• **Kaunakakai School Festival of Learning & Hoolaule'a, 9am-2pm**

• **Salvation Army All-you-can-eat Pancake Breakfast, tickets \$5, 8am, Lanikeha.**

• **April 17, Sunday**

• **Hokule'a arrives at Kaunakakai Wharf from Maui. Capt. Mel Paoa at the helm.**

• **April 19-22 Hokule'a visits by School students.**

• **April 22, Friday,**

• **Hokule'a "Open House for the community."**

• **April 23, Saturday**

• **Punana Leo O Molokai Hoomau**

• **One Alii Park 10am: \$8 at door; \$5 presale from any ohana, Guy's, Rawlins.**

• **April 29, Friday MAY Day is Lei Day**

• **Kilohana School May Day Program**

• **Kaunakakai School May Day Program, 8:30-10am**

• **Kualapuu School May Day Program 8am-10am.**

• **May 6, Friday**

• **Maunaloa School's May Day Program, 9am-11am**



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## Abolish Social Security! NOW !

by Jacob G. Hornberger

In their desire to reform or save Social Security, some advocates of free enterprise display a reluctance to openly call for the repeal or dismantling of Social Security or even to suggest that their Social Security reform plan would gradually tend in that direction. For example, the conservative Heritage Foundation, whose mission is to formulate and promote conservative public policies based on the principles of free enterprise, limited government, individual freedom, traditional American values openly declares that the President has put forward a bold and responsible proposal that would permanently save Social Security and make the program a better deal for all Americans.

This reluctance to call for an end to Social Security seems odd, especially given that Social Security is arguably the crown jewel of socialism, an economic philosophy that is directly contrary to the principles of free enterprise, an economic philosophy to which advocates of freedom are committed. Socialism leads to poverty and to what Ludwig von Mises termed "planned chaos" as the people in the former Soviet Union discovered, while free enterprise is the key to economic prosperity and harmony.

What better example of socialism is there than Social Security, especially given its core feature: the coercive redistribution of wealth from young to old, from poor to rich, and from blacks to whites? How much more socialistic can you get than that?

Moreover, doesn't the government's administration of Social Security, even within some of the Social Security reform plans, constitute a perfect example of central planning, a core feature of socialism, in this case, over people's retirement?

How is Social Security consistent with traditional American values? Don't forget that early Americans, owing to their devotion to free enterprise, lived without this socialist program for some 150 years after our nation's founding.

Just a bit of Googling reveals that Social Security, enacted in 1935 as part of President Franklin Roosevelt's New Deal, originated with the Iron Chancellor of Germany, Otto von Bismarck, who himself got the idea from 19th-century German socialists. That's undoubtedly why the Social Security Administration's website extols Bismarck, not America's Founding Fathers, and even has a picture of him posted there.

So, why not repeal Social Security, or even gradually demolish it, rather than simply reform it or, even worse, save it?

One answer might be that because people have paid into the system, they're entitled to get it back. But by now, everyone knows or should know that Social Security is actually nothing more than a tax-and-spend welfare scheme, not an investment-and-retirement fund, and therefore that the scheme does not legally give rise to any contractual obligation, as the U.S. Supreme Court held long ago. Moreover, as everyone knows or should know, Social Security is a law that legally can be repealed as easily as it was enacted. Moreover, doesn't a commitment to reform or save Social Security, rather than dismantle it, reflect doubts about whether a free people can actually be trusted to do the right or responsible thing in the absence of government coercion? Indeed, doesn't it reflect reservations about the efficacy of freedom and free markets?

Why not end Social Security rather than simply reform or save it? That's a good question, one that the reformers should answer. Because to ultimately restore freedom and free markets, it is necessary to dismantle socialism.



## Molokai's Forum For Freedom Individual's Sovereignty vs Slavery

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

All Men are created equal, endowed by their Creator with unalienable Rights, Life, Liberty, Property Ownership. Governments in America are instituted to secure these Rights —D.O.I., 1776

### 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.)

### Mainland Militia Protect US Border on Mexico Against Illegal Invasion

When these pandering public servants betray United States Citizens, and will not perform their sworn duty, than it is time for the people to lead the leaders, As Jim, Chris, and 1000 Minutemen and women volunteers have attested, and intend to execute their oath of allegiance to protect this country from the enemy... both foreign and domestic, see the established rules in the United States Constitution, the supreme law of the land; particularly; Article 4 Section 4 : which guarantees in part, to each State in the Union, Protection from Invasion.

Less than 10 miles from the Mexican border, a vacant lot in Sierra Vista, Ariz., looks like a trash dump. Between the chaparral and scrub oaks are backpacks, sweatshirts, jeans, sneakers, used toilet paper and water bottles filled with urine. Chris Simcox, a small-town newspaper owner, flips through a book he picked out of the refuse titled Aprenda Ingles sin Maestro (Learn English Without a Teacher), shakes his head and says, "Welcome to the invasion."

Minutemen catch 141 illegals so far.

Minutewoman Lupe Moreno, a county worker from a southwestern state, claimed that she spends most of her working time in court, testifying against welfare fraud perpetuated by greedy public servants on behalf of illegal aliens, who fraudulently enroll illegal invaders into the welfare system that is meant for American citizens.

New Mexico official hopes to expand citizen volunteer project to 2nd state, and said there were too many fine people to mention, but one thing is for certain, I was never prouder to have met their acquaintance, and to have been part of such an important, and historic event.

In its second day of operations, the civilian volunteer Minuteman Project claimed to have aided the Border Patrol in the apprehension of 141 illegal aliens along the Arizona border and deterred many more from attempting to cross from Mexico.

With the project gaining favorable attention, a city official from New Mexico announced he would like to expand the project to his state. I firmly believe that we proved our point, and the Minuteman Project is an overwhelming success. I want to thank every participant for showing the world that their are still some proud American's hanging around to exerceise their constitutional duty, and to show leadership doing the job that our disdainful public servants, fail to do.

Off record, several Border Patrol Agents told jim Gilchrist that they appreciate what the Minutemen were doing to bring attention to the problems with our porous border, and that the 23 mile section of the San Pedro Valley that the MinuteMen Volunteers are observing, has virtually dried up. Out of the approximately 1,000 per day apprehensions made by the Border Patrol, they are down to less than 20 per day since the project started last week.

Next the Minute Men will Go after the treacherous public servants who do not uphold their oath of office and violate the public trust. We are going to target them and uproot them from public office, because they are not fit to hold public office.



ABOVE: MinuteMan's sign refers to Pres. Bush's ranch which is protected by all kinds of government security from illegal alien trespassers. Little people get zip.

United States Code: Title 8 Sections 1324 - 25 -26: defines several distinct offenses related to aliens. Prohibits alien smuggling, domestic transportation of unauthorized aliens, concealing or harboring, encouraging or inducing unauthorized aliens to enter the United States, and engaging in a conspiracy or aiding and abetting any of these acts.

"It has been successful," said Chris Simcox of Civil Homeland Defense, a group aiding the Minuteman Project. "No one has come across."

While President Bush and other officials have characterized the Minutemen as "vigilantes" and Mexico's President Vicente Fox has threatened them with prosecution, the group is getting more favorable attention from some media outlets and radio talk-show hosts impressed with their composure, discipline and orderliness.

This issue is not about race or ethnic group. We don't care if your skin color is purple - we cannot feed, clothe, medicate, and shelter any more illegal aliens. They are not undocumented workers ^ they are illegal aliens.

Over 10,000 illegal aliens cross our borders everyday. Since no one is enforcing our laws, the majority of them end up somewhere in our country, with American citizens, tax dollars and Social Security benefits paying their way, and being subjected to the myriad of diseases that heretofore were extinct. Tuberculosis, which claims two-million people a year now, and was virtually wiped out before the Mexican/Latino invasion, Chagas Disease, known as the "Kiss of Death," kills 50,000 annually, Hepatitis A and B -there have been 100,000 reported cases passed on by illegal workers/carriers in the food industry in the last couple of years, and leprosy also unknown in the United States exceeded 7,000 new cases come with illegal invaders, along with malaria, which had been obliterated, the new and exciting West Nile Virus, and E-coli intestinal parasites. Mycobacterium bovis, which causes tuberculosis, found in rotten cheese imported illegally from Mexico, and has resulted in an outbreak you may have read about it in New York this week.

And, cost to deal with illegal immigrants is huge: Arizona Governor Janet Napolitano said she has billed the federal government for nearly \$118 million in costs for imprisoning criminal illegal aliens for which Arizona has not been reimbursed; and it is costing California \$10.5 billion per year for education, medical care, and incarceration. California schools used to be in the top-five percentile until they instituted bilingual education. Idaho has applied to the federal government for disaster relief caused by the enormous influx of illegal aliens.

Someone wrote the following, "The Third World is at your doorstep and anxious to present you with the bill as they jump on "the entitlement bandwagon."

Meanwhile, Albuquerque City Councilman David Pfeffer said he wants to bring the Minuteman Project to New Mexico. Pfeffer said he wants to be personally involved in the volunteer effort to patrol the border for illegal immigrants and smugglers.

"I would be willing to get involved with an effort along New Mexico's borders," Pfeffer said. Pfeffer said he attended a gathering Friday of Minuteman volunteers in Tombstone and that the meeting helped persuade him to support the effort. "What I understood from their message ... was that we have a serious problem at the border."

Pfeffer said he would "absolutely" be willing to get involved with a New Mexico citizen border-patrol project.

As for carrying a weapon, Pfeffer said he "wouldn't go out there unarmed."

"There is a Mexican drug cartel that has threatened peoples' lives because of this," Pfeffer said. "The smugglers that come across the borders will shoot at you."

## 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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