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Bill of Rights Day Special **The Militia of Molokai's Community Newspaper—Every Wednesday** December 15, 2011

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

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?

Dr. Carter's translation of the **Bill of Rights** into Hawaiian language is supported by his extraordinary gift for the language, and his dedication to authentication and accuracy. "In order to acquire the style of "legal-speak" in Hawaiian, I studied the available copies of the Hawaiian constitutions of the 19th century (the ones published in 1839, 1840, 1852, 1864, and 1887). All five of those constitutions were published in both Hawaiian and English," explained Dr. Carter, who added "It's no surprise, for obvious reasons, that the U.S. constitution served as a model for the Hawaiian constitutions."

People who are fluent in Hawaiian will enjoy reading this historic document also because of Dr. Carter's effort to reproduce accurately the older style Hawaiian language. "I used some of the older vocabulary, spellings, and expressions, where possible, in order to capture some of that older "feel" in the Hawaiian translation that I wrote," wrote Dr. Carter who has a copyright on this unique document.

"A bill of rights is what the people are entitled to against every government on earth, general or particular; and what no just government should refuse, or rest on inferences." —Thomas Jefferson to James Madison, 1787.

“ ‘O ka palapala o na pono pilikino o ke kanaka, he kuleana no keia na na kanaka a pau, e ho‘omalu ana ia lakou mai kela aupuni keia aupuni ma ka honua nei, ma ke ‘ano nui a ma ke ‘ano ho‘okahi paha; a he mea no ho‘i keia he pono ‘ole ke aupuni pono e ho‘ole, a e kau paha ma ke kuhi wale ‘ana. ” — Thomas Jefferson ia James Madison, 1787.

The Bill of Rights:

Translated by Dr. Greg Carter for George Peabody
c 2006 by Gregory Carter

**Ten Amendments to the Constitution for the United States of America
Ratified effective December 15, 1791**

Ka Palapala o na Pono Pilikino o ke Kanaka:

‘Umi Ho‘ololi ‘ana i ke Kumukanawai no ‘Amelika
Huipu ‘Ia ‘Apono ‘ia no ka la 15 o Dekemaba, 1791

Preamble to the Bill of Rights

The Conventions of a number of the States, having at the time of their adopting the Constitution, expressed a desire, in order to prevent misconstruction or abuse of its powers, that further declaratory and restrictive clauses should be added; And as extending the ground of public confidence in the Government, will best ensure the beneficent ends of its institution:

‘Olelo Mua no ka Palapala o na Pono Pilikino o ke Kanaka

Nokamea, i ka wa o ka ‘apono ‘ana mai i ke Kumukanawai, ua ho‘ike aku na ‘Aha ‘Elele o kekahi o na Moku‘aina i ke ake e paku‘i ‘ia kekahi mau mamala‘olelo hou no ka ho‘ike ‘ana a no ka ho‘ohaiki ‘ana, i mea e ke‘ake‘a ai i ka wehewehe hewa a ho‘ohana pono ‘ole ‘ia ‘ana paha o kona mau mana; A nokamea ho‘i, ‘o ka ho‘oikaika ‘ana i ke kumu e hilina‘i ai ka lehulehu i ke Aupuni, he ‘oi loa no ia no ka ho‘oko i na kumu lokomaika‘i o kona ho‘okumu ‘ia ‘ana:

AMENDMENT I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

HO‘OLOLI I

‘A‘ole ka ‘Aha‘olelo Lahui e hana i kanawai e pili ana i kekahi ho‘oku ‘ana i ka ho‘omana, a e papa ana paha i ka ho‘omana ‘ana me ka noa ma laila; ‘a‘ole ho‘i e ho‘ohaiki ana i ka noa ma ka ‘olelo, a ma ka pa‘i palapala paha; ‘a‘ole no ho‘i e kaupalena ana i ka pono kivila o ka po‘e e ‘akoakoa malie, a e nonoi aku i ke Aupuni no ka ho‘oponopono ‘ana mai i na pilikia.

AMENDMENT II

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.

HO‘OLOLI II

‘Oiai, aia ka palekana o ke Aupuni ku‘oko‘a a he Kaua Maka‘ainana e ho‘onoho pono ‘ia nei, ‘a‘ole e kapae ‘ia ka pono kivila o ka po‘e e malama a e hapai i na Lako Kaua.

AMENDMENT III

No Soldier shall, in time of peace be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law.

HO‘OLOLI III

‘A‘ole e ho‘onoho ‘ia kekahi Koa ma kekahi hale i ka wa malu me ka ‘ae ‘ole o ka mea hale, ‘a‘ole ho‘i i ka wa kaua, aka na‘e, ma ke ‘ano i ho‘akaaka ‘e ‘ia ma ke kanawai.

[continued page 2 and 3]

The Bill of Rights in Hawaii 2011

AMENDMENT IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation and particularly describing the place to be searched, and the persons or things to be seized.

HO'OLOLI IV

'A'ole e hehiku 'ia ka pono kivila o ka po'e e noho me ka malu ma ko lakou mau kino a hale, ka lakou mau palapala a lako like 'ole, mai na hulina a hopuna 'ino, 'a'ole ho'i e puka aku kekahi Palapala Kena, koe wale no me ke kumu kupono ma ka ho'ohuoi, i kako'o 'ia e ka Ho'ohiki a ho'oa paha, a e ho'ike 'ano ana me ke kuhikuhi pono i kahi e huli 'ia, ame na kanaka a mau mea paha e hopu 'ia.

AMENDMENT V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

HO'OLOLI V

'A'ole e ho'okolokolo 'ia kekahi kanaka no kekahi karaima ho'opa'i 'ia me ka make, ame kekahi karaima 'ino loa paha, ke 'ole ka ho'ike 'ana a palapala ho'opi'i paha na kekahi Kiure Nui, koe wale no ma na hihia i ho'omaka ma ka 'oihana koa ma ka 'aina a moana paha, a ma ke Kaua Maka'ainana paha, a aia wale no a e hana maoli ana lakou ma ka wa Kaua a po'ino laha paha; 'a'ole ho'i e ho'okolokolo hou 'ia kekahi kanaka he 'elua ho'okolokolo ku'oko'a 'ana no ke karaima ho'okahi a he kulana pilikia no kona ola a kino paha; 'a'ole no ho'i e koi 'ia 'o ia ma kekahi hihia karaima e ho'ike ku'e ia ia iho; 'a'ole no ho'i 'o ia e ho'onele 'ia i ke ola, ke ku'oko'a, ame ka waiwai paha, ke 'ole i hana pono 'ia ma muli o ke kanawai; 'a'ole no ho'i e lawe 'ia aku ka waiwai o kekahi kanaka no na hana o ke aupuni ke 'ole ka uku kupono.

AMENDMENT VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defence.

HO'OLOLI VI

Mana hihia karaima a pau, e loa'a no i ka mea ho'opi'i 'ia, ka pono kivila i ka ho'okolokolo i mua o ka lehulehu me ka ho'oka'ulua 'ole 'ia mai, e kekahi kiure pa'ewa'ewa 'ole no loko mai o ka Moku'aina a 'apana ho'i o kahi e hana 'ia ai ke karaima, a he pono ua ho'omaopopo 'e 'ia ia 'apana ma muli o kanawai, a e ho'ike 'ia no ho'i 'o ia i ke 'ano ame ke kumu o ka ho'opi'i 'ana mai; a e ku no ho'i 'o ia, he alo no he alo, i mua o na ho'ike na ka 'ao'ao ho'opi'i; a ia ia no ho'i ka mana e loa'a ai na ho'ike na kona 'ao'ao, a e loa'a no ho'i ia ia ke Kokua a ka Loio no kana ho'opale aku.

AMENDMENT VII

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by jury, shall be otherwise

reexamined in any Court of the United States, than according to the rules of the common law.

HO'OLOLI VII

Ma na hihia waiwai ma kanawai ma'amau, e 'oi aku ai ka waiwai e pipi'i 'olelo 'ia ana ma mua o ka iwakalua dala, e malama 'ia no ka pono o ka ho'okolokolo kiure, a 'a'ole no ho'i e kilo hou 'ia kekahi mea i ho'okolokolo 'ia e ke kiure, ma kekahi 'ano ma kekahi 'Aha Ho'okolokolo o 'Amelika Huipu 'Ia, koe na'e ma muli o na lula o ke kanawai ma'amau.

AMENDMENT VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

HO'OLOLI VIII

'A'ole e koi 'ia ka bela he pipi'i kupono 'ole, 'a'ole ho'i e ho'ouku 'ia ka uku ho'opa'i he pipi'i kupono 'ole, 'a'ole no ho'i e hana 'ia ka ho'opa'i he loko 'ino a 'ano 'e ho'i.

AMENDMENT IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

HO'OLOLI IX

'O ka helu 'ia 'ana o kekahi mau pono, ma ke Kumukanawai, 'a'ole no ia e wehewehe 'ia i mea e ho'ole ai a e ho'opilikia ai paha i na pono 'e a'e e malama 'ia e ka po'e.

AMENDMENT X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

HO'OLOLI X

'O na mana i 'akuleana 'ole 'ia ia 'Amelika Huipu 'Ia e ke Kumukanawai, a i papa 'ole 'ia paha e ia i na Moku'aina, he ho'oka'awale 'ia no na na Moku'aina pakahi, a na ka po'e paha.

December 15: Bill of Rights Day in Hawaii 2011 is TODAY !

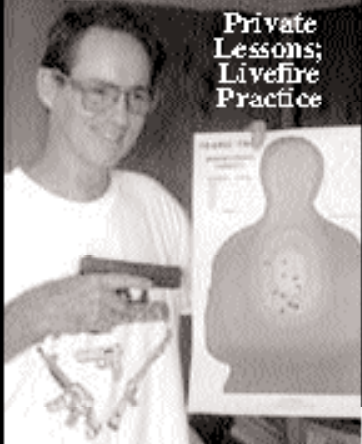
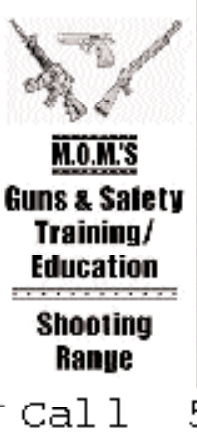


December 15th is Bill of Rights day. It is a day to honor those who founded America and all who are still fighting to protect America against those enemies, foreign and domestic, who would destroy our rights.

The Bill of Rights, properly known as the first ten articles of Amendment to the Constitution for the United States of America, are what makes America different from any other country. Freedom and Rights that are worth perpetuating, in order to preserve our sovereignty because government agents are Constitutionally limited to enumerated tasks and they are prohibited from violating any of the Bill of Rights.

But Americans have come to take Freedom for granted, and the federal and state government institutions are exceeding their authority. As we say in Hawaii: *Huka wai i ka pili!* Think about it!! Is creating Obama's federal national health care/gun control authorized by the Constitution for the United States of 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 extort 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!

S A F E T Y !		Private Lessons; Livefire Practice		Militia Of Molekai SUPPORTS  AGAINST ALL ENEMIES	F R E E D O M	Bill of Rights 2nd Am end ment: "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." Use it or lose it! ph. 558-8253 Join the club! N.R.A.		L I B E R T Y
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Bill of Rights Day Dec. 15, 2011 That's TODAY !! Resisted by Government and Fascist Media!!

THE ANNIVERSARY OF THE BILL OF RIGHTS: Our second great national holiday -- or at least it should be. No legislative proclamations, no media, not even government school teachers bother to mention it. Why is the government so resistant to a formal celebration of our founding freedoms from corrupt government and oppression enshrined in our Law of the Land: The Constitution?

Everybody remembers Philadelphia July 4, 1776 Unanimous Declaration of Independence -- that men may rightfully form or disband governments at will, for the higher purpose of protecting our God-given individual rights.

But that confederation of free men ended on June 21, 1788, upon ratification of the new U.S. Constitution for a federal government, making it the law of the land, replacing the Confederation of States with the United States of America. The people fell for the siren song of "federalism," accepting solemn promises that the powers of the new central government would be sharply limited to those expressly spelled out therein -- funding a Navy, granting patents and copyrights, coining metal money.

Fast forward 210 years. As a recipe for limited government, this Constitution for the United States of America has not been enforced by the sovereign People to keep the servant government constrained, and we The People are now threatened by the servant. In the face of this unchained monster, our remaining hope against outright tyranny lies in the fact that two states, Rhode Island and North Carolina, refused to ratify that Constitution until a Bill of Rights was added -- and Massachusetts, Maryland, South Carolina, New Hampshire, Virginia and New York ratified the federal Constitution only on the condition that certain amendments be quickly added.

And so, on the day we should probably celebrate as our second great national holiday, Dec. 15, 1791, the first 10 amendments -- aka the "Bill of Prohibitions" on government conduct were ratified. The Bill of Rights is all we have left to keep us free. Today, as usual, that anniversary passed with not even a mention on the daily news and propaganda broadcasts.

Why do the folks now in charge of our national offices -- including the government schools -- pass over and ignore the historic ratification of those 462 words which have made us for two centuries the envy of men and women seeking freedom the world around -- this Bill of Rights?

Maybe because they fear folks might actually read them, and then act on them?

They're in plain English, you know. It was never intended we should need an attorney to tell us what they mean -- let alone that we should tolerate black robed "judges" telling us they don't mean what we can plainly read there for ourselves.

It couldn't be because they're afraid we'd actually go read the First Amendment, which begins, "Congress shall make no law respecting an establishment of religion ..."?

Maybe The People would know the government is not allowed to establish some agency like the DEA, or IRS, or BATF, or Homeland Security et al, at Taxpayer expense, and issue them guns and badges, empowering them to enter onto our private property, arresting and jailing us and seizing our land and homes when no crime or injury has been committed?

Maybe the fascists running our government are afraid we'd actually go read the Second Amendment? The one that says, "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"? Fascists don't like that word "free" in there, and mere people with guns?

Only a "free" country requires that the large majority of the potential armed forces consist of free, private citizens better armed than the soldiers commanded by the central government. What the Second Amendment clearly means is that -- as a guarantee against the threat of internal government tyranny -- any law-abiding American adult has a right to own and carry with him a weapon of his choice: a belt-fed .30-caliber Browning machine gun or a shoulder-launched heat-seeking missile if needed to stand up to the FBI, the ATF or the 101st Airborne for acts of treason against any Citizen of the United States of America. And where the Second Amendment says that right to keep and bear arms shall not be "infringed," that means neither the weapon, nor its ammunition, nor the buying or transport of either, may be taxed, regulated or subjected to any "permitting" process. The government can't even require that the store clerk who sells me my machine gun "check my ID," or write down my name.

A federal firearms licensed store operator in Kaunakakai reports that Maui Police Chiefs' SOP requiring permits and other infringements is so screwed up that the store has had to hold at least six hunting rifles and one .22 hand gun for law abiding customers way beyond the 14 days the MPD is allowed to finish the paperwork.

Unfortunately, our servant government people have the guns to enforce their will with treasonous actions against you.

What are you going to do about it, now on December 15, 2011, in celebration of Bill of Rights Day in Hawaii?

And what about the 10th Amendment: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people." This means 90 percent of the laws, agencies, orders and regulators now pouring forth from Washington like a torrent from a broken dam are null and void -- if ever tested in the harsh daylight of the Bill of Rights.

Some fascist stooges running our now Master government will point out that the preamble to the Constitution advises us the purpose of the document is to "promote the general welfare," therefore Congress is allowed to enact any law and do anything to "promote the general welfare." But if that were the case, they need only 28 words: "The Congress may enact any law which the majority of both houses shall determine to their own satisfaction tends to 'promote the general welfare'; have a nice day."

So many restrictions on government power, in this modest little Bill of Rights; so concise and clearly written, is now deamed by treasonous fascist stooges in our Executive, Legislative, and Judicial branches of our servant government to mean the opposite of what they are understood to mean to a mere layman, who can read them written in plain English which we should all be able to understand without an advanced degree in Canonical Sophistry.

Get a copy of the Declaration of Independence and the Bill of Rights and read them to a child. It's our next-to-last best hope for their future, their freedom, their sovereignty.

The Hawaii Legislature has refused to establish Bill of Rights Day in Hawaii each of the past six years that a bill was introduced for our elected representatives and senators to bring the Bill of Rights to our attention in the schools and throughout our society at least once a year, lest THE SERVANTS forget We The People are sovereigns. What will you do on this Dec. 15, 2011?

And, what are you sovereign People going to do about Bill of Rights Day in the 2012 Legislature?

Maui County Fireworks Permit Schedule & Rules

WAILUKU, Maui, Hawai'i – In anticipation of a demand for fireworks permits, the Maui Fire Department is announcing its fireworks permit processing schedule.

But before people rush out and start buying their fireworks, the department asks them to be cautious and to consider the dry conditions out there.

“Although we have had some heavy rains recently, for the most part, this past year has been very dry, so the threat of wildfires is still a major concern,” said MFD Capt. Paul Haake. “When using fireworks, please follow the safety tips provided, use common sense, and watch out for each other. Hopefully, we can all have a safe and enjoyable New Year’s celebration and continue to celebrate every New Year with fireworks.”

Fireworks permits are required to purchase the firecracker type of fireworks and are good for 5,000 firecrackers. Cost of each permit is \$25, by check or money order to the County of Maui. Permit applicants must be 18 years or older and show proof of age at the time of permit processing. Fireworks permit processing will be offered at the following locations on the following dates so GET YOUT PERMIT is FIRST STEP:

December 22-30, 2011

County Parks Permit Office - Moloka'i

First day of fireworks sales is on December 26, 2011 and that the following stores are selling permit-required firecrackers :

Misaki's and Take's Variety (Molokai)

Novelty fireworks such as sparklers, snakes, fountains and cylindrical or cone fountains which emit effects not higher than 12 feet off the ground do not require permits.

RULES

Fireworks and firecrackers can only be legally set off from 9 p.m. New Year's Eve to 1 a.m. New Year's Day.

Setting off fireworks outside designated times is punishable by law. Violators are subject to fines of up to \$2,000.

Aerial fireworks are illegal. Importing and selling aerial fireworks without a permit is a Class C Felony.

General Prohibitions

It is unlawful to remove or extract pyrotechnic contents.

It is unlawful to throw any ignited fireworks from a moving vehicle.

It is unlawful to set off fireworks within 1000 feet of health care facilities and facilities for animals.

It is unlawful to set off fireworks by schools.

It is unlawful to set off fireworks on public roads, in County parks, at County facilities, cane fields, or places of worship.

It is unlawful for any person without a permit to set off, ignite, discharge or otherwise cause to explode any fireworks within 500 feet from any hotel.

It is unlawful for any person to offer for sale, sell or give any fireworks to minors, and for any minors to possess, purchase, or set off, ignite or otherwise cause to explode any fireworks, except that the parents or guardians may allow the minor to use fireworks while under the immediate supervision and control of an adult.

Safety Tips Regarding Fireworks Use:

Fireworks can be dangerous, causing serious burns and eye injuries.

Never give fireworks, even sparklers to young children. Sparklers burn at temperatures of 2,000 degrees Fahrenheit.

Older children should use fireworks under direct supervision of an adult.

Always read and follow all warnings and instructions listed by the manufacturer for the safe use and handling of fireworks.

Make sure you have a clear, flat area to use the fireworks; away from structures, dry grass or brush, and readily ignitable materials.

Have a water hose or bucket of water readily available in case of a fire.

BEST way to stay safe is not to use fireworks. Read your Bible, instead.

Tree Trimming-recyclechips eastend call 558 8253 for appointment/ estimate.

The Moloka'i Advertiser-News



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George

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Why Is OHA Giving Away \$15,000 Cash ? Makaala!

The plan for the OHA cash give-a-way to Hawaiians will see an almost a three dollar leverage for every one dollar in savings with a total of about \$500,000 in hopes of benefiting nearly 700 Hawaiians in Hawaii, says OHA. There will be a savings match component where families that save up to \$2,500 will receive \$15,000 in matching funds to help with purchasing a house anywhere in the state. It will provide hands-on assistance, helping families create plans and strategies to stabilize their finances, reach their goals and owning a home.

Interesting math problem:

\$500,000 / \$15,000 = 33.3 Hawaiians, not 700 Hawaiians.....mahaala!?!?

700 x \$15,000 = \$10.5Million

Who will be the lucky 33 Hawaiians?

Is this question too difficult?

Why is information about this giveaway popping up only on the publication of Indian Country Today? A previous cash giveaway program was announced last August only in an Hawaii First FCU Cash-Giveaway-can-Quintuple-Your-Bank-Account said the OHA news release. On the OHA and CNHA websites, one can find no announcement of this newest cash giveaway nor the previous cash giveaway. mahaala !

OHA press continues: “The community will definitely benefit from OHA’s investment,” Puaoi continued. “For every dollar invested in a home built or purchased, there is an economic benefit beyond the family – to the larger marketplace and Hawaii’s economy.”

For more information on the project call (808) 596-8155, toll-free (800) 709-2642 or e-mail mail to: info@hawaiiancouncil.org or visit the CNHA <<http://www.hawaiiancouncil.org/>>website.

OHA Cash Giveaway can Quintuple Your Bank Account: \$4per\$1 FREE

(Handy Tip: Deposit \$100M and make OHA give you \$400M. Not only will you prosper, but by bankrupting OHA, you will make Hawaii a better place.)

One of the most sought after economic advancement tools that is provided through this program is Hawaii First’s signature Individual Development Accounts which are matched savings accounts where participants set a goal, save their own money for that goal, then work tirelessly toward that goal by achieving regularly set deposits, financial education, financial counseling, small business development, etc.

Upon obtaining all of the requirements, their savings is then matched \$4 for every \$1 saved, giving them a credit toward necessary purchases required for their goal, which goes directly from Hawaii First towards their asset purchases.

“The partnership Hawaii First has established with OHA has been one of deliverables. We work on the front lines with our community members and see what works and what doesn’t from day to day. The impact these vital resources are making on our island is what keeps us striving to make these programs possible. It is our goal to address Kahua Waiwai, Maui Ola and Hoonaaauao. It is these three strategic goals that OHA has prioritized and we embrace,” said Laura Aguirre, President/CEO.

The Hawaii First Community Resource Center is a community outreach program of Hawaii First Federal Credit Union. This “first of its kind” no cost Community Resource Center, provides services to any residents of the Big Island, focusing on Hawaii’s much needed economic development, one family at a time. The HFCRC is there to help one reach their goal by providing the tools and resources necessary to obtain self sustainability in many areas.

OHA Driving Hawaiians Out

by Andrew Walden (originally posted February 1, 2009)

The Office of Hawaiian Affairs, backed by its client-protestors, is demanding the state legislature vote to abandon its right to sell state-owned ‘ceded’ lands. If the Legislature bows to OHA’s demands, the state will be in direct violation of the Admission Act—and contrary to OHA propaganda; it is native Hawaiians who will pay the price for OHA’s power grab.

OHA’s legal assault on ‘ceded’ lands began with a 1994 suit to prevent the State from selling about 500 acres in Lahaina to construct the Leialii affordable housing development and another approximately 1,000 acres in North Kona for the Laiopua affordable housing development near Kealakehe High School. The Hawaii Admission Act specifies five purposes for which the ceded lands “shall be” used including: “the development of farm and home ownership on as widespread a basis as possible....” HELLO! If the State cannot sell ‘ceded’ lands, it cannot promote “ownership” to Hawaiians.

Thousands of Hawaiians and non-Hawaiians have left Hawaii in recent years. In 2007 nearly 10,000 residents left. The primary reason for these departures is the lack of affordable housing in Hawaii. And yet the Office of Hawaiian Affairs has consumed the last 14 years seeking to prevent the construction of affordable housing on ‘ceded’ lands. According to OHA ‘ceded’ lands are to be used for the benefit of Hawaiians. In reality OHA’s policy is to grab power for its Trustees by preventing the use of ‘ceded,’ lands for the benefit of Hawaiians and non-Hawaiians alike.

It’s not just affordable housing which suffers. OHA trustees in 2007 blocked the County of Kaua’i from constructing a juvenile residential drug treatment facility near the Hanapepe Salt ponds. OHA’s motivation--to again assert authority over other entities’ land use decisions. As a result of OHA’s actions, Hawaiian and non-Hawaiian children are not getting the help they need to get off drugs.

OHA also claims ownership of subterranean fresh water resources. OHA’s grab for natural resources strangles economic opportunity. Lack of opportunity is the flip side of lack of affordable housing—together these two conditions, created by OHA, drive the continuing exodus of Hawaiians out of Hawaii. makaala!

Molokai's Forum For Freedom



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."

(Unanimous Declaration of Independence)

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

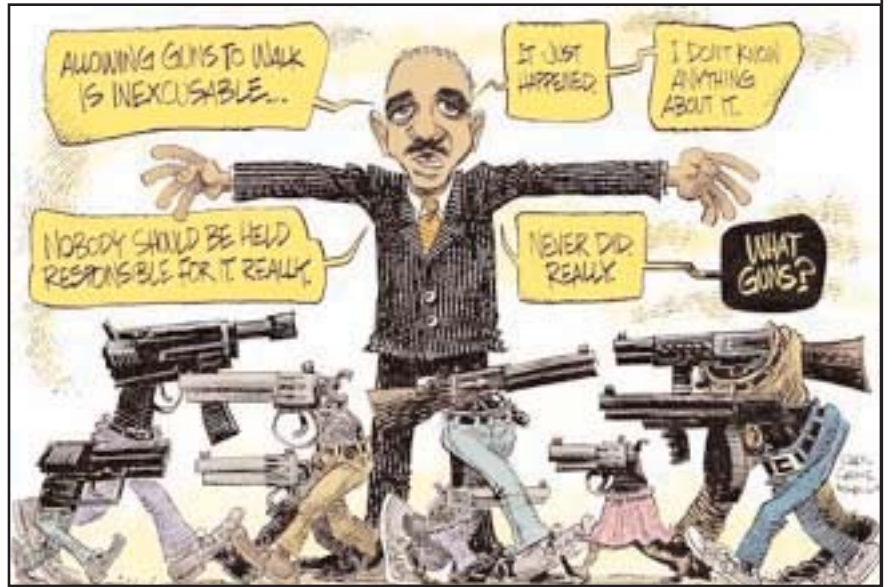
"Those who make peaceful change impossible, make violent change inevitable." -- Robert F. Kennedy

"Rebellion against tyrants is obedience to God." T.J.

Enforce the Bill of Rights !

"And how we burned in the camps later, thinking: What would things have been like if every Security operative [insert your favorite alphabet Gang DEA, BATFE, H.S., TSA, FBI, IRS, NSA, CIA, LEOs etc. here], when he went out at night to make an arrest, had been uncertain whether he would return alive and had to say goodbye to his family? Or if, during periods of mass arrests, as for example in Leningrad, when they arrested a quarter of the entire city, people had not simply sat there in their lairs, paling in terror at every bang of the downstairs door and at every step on the staircase, but had understood they had nothing left to lose [neither do you now] and had boldly set up in the downstairs hall an ambush of half a dozen people with axes, hammers, pokers, or whatever else was at hand. The Organs would very quickly have suffered a shortage of officers and transports and, notwithstanding all of Stalin's thirst; the cursed machine would have ground to a halt!" -- The Gulag Archipelago, Aleksandr Solzhenitsyn

Obama's BATF gotta go!



"Political Parties are likely in the course of time and things to become potent engines by which cunning , ambitious and unprincipled men will be enabled to subvert the power of the people and to usurp for themselves the reins of government."— George Washington

The time is NOW.....WAKE UP and TAKE ACTION

One of the goals of Fast and Furious was to make case for more gun control laws against American gun owners. And, Obama's Drug Enforcement Agency is being exposed by some DEA agents for illegal money laundering to Mexico.

PETITION Against Obama and the BATF and DEA:

Whereas the Second Amendment to the Constitution of the United States guarantees the right of the people to keep and bear arms;

Whereas the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) has spent more than four decades eroding our First, Second, Fourth and Fifth Amendment rights;

Whereas the ATF has used fraud and misrepresentation to misclassify firearms and ban the possession of firearms which are constitutionally protected;

Whereas, in incidents such as Ruby Ridge and Waco, the ATF used excessive force to that led to loss of innocent lives;

Whereas the ATF has stripped honorably discharged military veterans of their Second Amendment rights, without due process of law;

Whereas the ATF is currently attempting, in violation of federal law, to require reporting of multiple sales of common semi-automatic rifles;

Whereas the ATF, through Operation Fast and Furious, has shuttled firearms to Mexican drug mobs in order to increase pressure for gun control, and;

Whereas at least two firearms that were allowed by ATF to pass into Mexico were discovered at the crime scene of a murdered American federal worker,

Therefore, we petition the Congress of the United States to enact legislation to eliminate firearms from the jurisdiction of the Bureau of Alcohol, Tobacco, Firearms and Explosives.

Gun Rights Refresher

1. An armed man is a citizen. An unarmed man is a subject.
2. A gun in the hand is better than a cop on the phone.
3. If guns cause crime, then pencils cause misspelled words.
4. "Free" men do not ask permission to bear arms.
5. If you don't know your rights you don't have any.
6. Those who trade liberty for security have neither.
7. What part of "shall not be infringed" do you not understand?
8. The Second Amendment is to enforce the other 9 Amendments.
9. 64,999,987 firearms owners killed no one yesterday.
10. Guns only have two enemies; rust and politicians.
11. Know guns, know peace, know safety.
12. No guns, no peace, no safety.
13. You don't shoot to kill; you shoot to stay alive.
14. 911 - government sponsored Dial-a-Prayer.
15. Assault is a behavior, not a gun device.
16. Criminals love gun control -- it makes their jobs safer.
17. If guns cause crime, then matches cause arson.
18. Only a government that is afraid of citizens prohibits guns.
19. You only have the rights you are willing to fight for.
20. Remove the people's right to bear arms, you create slaves.
21. The American Revolution was about gun control.

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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Bill of Rights
2nd Amendment :
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to keep and bear arms,
shall not be infringed."

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Obama/Congress Big Tax Hike

In just one year, the largest tax hikes in the history of America will take effect. They will hit families and small businesses in three great waves on Jan. 1, 2013:

First Wave: Expiration of 2001 and 2003 Tax Relief — In 2001 and 2003, the GOP Congress enacted several tax cuts for small business owners, families, and investors (later re-upped by President Obama and Democrat Congress in 2010). The following tax hikes will occur on January 1, 2013:

Personal income tax rates will rise. The top income tax rate will rise from 35 to 39.6 percent (this is also the rate at which the majority of small business profits are taxed). The lowest rate will rise from 10 to 15 percent. All the rates in between will also rise. Itemized deductions and personal exemptions will again phase out, which has the same mathematical effect as higher marginal tax rates:

- The 10% bracket rises to a new and expanded 15%
- The 25% bracket rises to 28%
- The 28% bracket rises to 31%
- The 33% bracket rises to 36%
- The 35% bracket rises to 39.6%

Higher taxes on marriage and family. The "marriage penalty" will return from the first dollar of taxable income. The child tax credit will be cut in half from \$1000 to \$500 per child. The standard deduction will no longer be doubled for married couples relative to the single level.

Middle Class Death Tax. The death tax is currently 35% with an exemption of \$5 million (\$10 million for married couples). For those dying on or after January 1 2013, there is a 55 percent top death tax rate on estates over \$1 million. A person leaving behind two homes and a retirement account could easily pass along a death tax bill to their loved ones.

Higher tax rates on savers and investors. The capital gains tax will rise from 15 percent this year to 23.8 percent in 2013. The dividends tax will rise from 15 percent this year to 43.4 percent in 2013. This is because of scheduled rate hikes plus Obamacare's investment surtax.

Second Wave: Obamacare Tax Hikes — There are twenty new or higher taxes in Obamacare. Some have already gone into effect (the tanning tax, the medicine cabinet tax, the HSA withdrawal tax, W-2 health insurance reporting, and the "economic substance doctrine"). Several more will go into effect on January 1, 2013. They include:

Medicare Payroll Tax Hike. The Medicare payroll tax is currently 2.9 percent on all wages and self-employment profits. Starting in 2013, wages and profits exceeding \$200,000 (\$250,000 in the case of married couples) will face a 3.8 percent rate.

"Special Needs Kids Tax." Imposes a cap on FSAs of \$2500 (now unlimited). Indexed to inflation after 2013. There is one group of FSA owners for whom this new cap will be particularly cruel and onerous: parents of special needs children. There are thousands of families with special needs children in the United States, and many of them use FSAs to pay for special needs education. Tuition rates at one leading school that teaches special needs children in Washington, D.C. (National Child Research Center) can easily exceed \$14,000 per year. Under tax rules, FSA dollars can be used to pay for this type of special needs education. This Obamacare cap harms these families.

Medical Device Tax. Medical device manufacturers employ 360,000 people in 6000 plants across the country. This law imposes a new 2.3% excise tax. Exempts items retailing for <\$100.

"Haircut" for Medical Itemized Deductions. Currently, those facing high medical expenses are allowed a deduction for medical expenses to the extent that those expenses exceed 7.5 percent of adjusted gross income (AGI). The new provision imposes a threshold of 10 percent of AGI. Waived for 65+ taxpayers in 2013-2016.

Third Wave: The Alternative Minimum Tax and Employer Tax Hikes — When Americans prepare to file their tax returns in January of 2013, they'll be in for a nasty surprise—the AMT won't be held harmless, and many tax relief provisions will have expired. The major items include:

The AMT will ensnare over 28 million families, up from 4 million last year. According to the left-leaning Tax Policy Center, Congress' failure to index the AMT will lead to an explosion of AMT taxpaying families—rising from 4 million last year to 28.5 million. These families will have to calculate their tax burdens twice, and pay taxes at the higher level. The AMT was created in 1969 to ensnare a handful of taxpayers.

Full business expensing will disappear. In 2011, businesses can expense half of their purchases of equipment. Starting on 2013 tax returns, all of it will have to be "depreciated" (slowly deducted over many years).

Taxes will be raised on all types of businesses. There are literally scores of tax hikes on business that will take place. The biggest is the loss of the "research and experimentation tax credit," but there are many, many others. Combining high marginal tax rates with the loss of this tax relief will cost jobs.

Tax Benefits for Education and Teaching Reduced. The deduction for tuition and fees will not be available. Tax credits for education will be limited. Teachers will no longer be able to deduct classroom expenses. Coverdell Education Savings Accounts will be cut. Employer-provided educational assistance is curtailed. The student loan interest deduction will be disallowed for families.

Charitable Contributions from IRAs no longer allowed. Under current law, a retired person with an IRA can contribute up to \$100,000 per year directly to a charity from their IRA. This contribution also counts toward an annual "required minimum distribution." This ability will no longer be there.

Why Are Cops Becoming Militarized Against People?

Almost certainly the most famous military gambit in history is the story of the Trojan Horse. The Greek army, seeing that a siege of the city of Troy was getting them nowhere, pretended to give up the effort and sail off into the Aegean sunset, leaving behind a "peace" offering, an immense wooden horse on wheels. The horse was the political and religious symbol of the Trojans. The Trojans, prone to arrogance, having watched the Greek ships slipping over the horizon, confidently decided to roll the jumbo equine admission of defeat into the city.

That night forty Greek warriors climbed silently down out of the wooden horse and began unbarring the gates of the city. At the same time the Greek fleet reversed course and headed back to Troy under cover of darkness. Troy was sacked ruthlessly by the Greeks. Only one citizen of Troy voiced any suspicion of the Trojan Horse. His immortal words were: "Beware of Greeks bearing gifts."

The Federal Government of the United States has a juicy military equipment giveaway program for local law enforcement agencies. Department of Defense Program 1033 was initiated in 1997 as a response to the "war on drugs" and the "war on terror". For a small city or small town police department it's pretty much a "kid in the candy store" fantasy. Guns, ammunition, ballistic vests, armored personnel carriers, boots, helmets ... you name it ... is up for grabs. Why Bull Frog, Oregon would need an armored personnel carrier is perhaps a bit unclear. But if they really want one? They can have it! Come on down! See Wisconsin's wake up call to its state Law Enforcement Agencies (LEAs).

Quite understandably civil liberties groups on both the left and the right are casting a jaundiced eye at this intriguing Federal cornucopia of firepower, armor, and other groovy SWAT/Commando type stuff. "Tear gas! Aisle three! Grenade launchers! Aisle six!"

Liberals and conservatives who would usually not say a civil word to each other are asking, in rare harmony: "Excuse me, but why are we turning our cops into soldiers?"

"Why are we turning our cops into soldiers."

And, added to this trend is the disturbing suspension of the Writ of Habeas Corpus for American citizens passed by Congress recently. In short, the military can come and get you in the middle of the night, not charge you with anything, and keep you locked away indefinitely. No, I didn't make this up from under my tinfoil hat. Just read the law. <<http://www.infowars.com/obama-administration-demanded-power-to-indefinitely-detain-u-s-citizens/>>Start here.

And this Police State (and that's all you can accurately call it) travesty is again being jointly and loudly questioned by people who usually wouldn't pull each other from a burning automobile. The question they ask?

"Excuse me, but why are we turning our soldiers into cops?"

"Why are we turning our soldiers into cops?"

With the understanding that there is no free lunch, and that the Federal Government never surrenders a molecule of power, local Sheriffs and police chiefs should think about the motivation for this giveaway that will have reportedly topped 2.8 BILLION dollars in hardware by the end of 2012.

The naïve amongst us might ask the local cops to not take the freebies. To "set an example". But this request is starkly impractical. No one ever passes up "FREE". Never, nowhere, ever. Ain't gonna happen.

Additionally, it's money that the local taxpayers aren't going to have to pony up. Every cop shop from NYC to Bull Frog, Oregon is cash strapped. Wave a hundred, or a dozen, free M-16s under their noses and you've got a feeding frenzy.

Claims from both the right and the left that the military gear will make the cops want to use the stuff on somebody should trigger logic alerts. What these folks are saying is that cops are so gear-crazy that they simply cannot help themselves when they get around the latest weaponry. Remember, the gun confiscators project this emotionalized response upon gun owners all the time. If I were a cop I'd be pretty insulted if the citizenry started seeing mass murders and gulags in my future behavior just because my guys just got a free truck load of horse power and fire power from the The Great Oz in D.C.

(Albeit, we did see some pretty over-the-top behavior from the cops during the "Occupy" demonstrations of late. Was that military grade pepper spray from Program 1033 that was used to douse the kids in Davis, California?)

But, at the same time, we should ask ourselves what we would do if we were a U.S. Senator, a member of the Joint Chiefs of Staff, or the President. The entire globe is stumbling into economic confusion. Any intelligent person, regardless of political slant, would be remiss to not see the obvious storm clouds brewing in America's future.

I can actually see the most liberal Senator sitting down with the most conservative Senator and watching the recent London riots. It was a pitiful lack of response from British law enforcement, and the completely disarmed British citizenry could do nothing but cower in fear. Either the liberal or the conservative American would utter: "We simply cannot let that happen here. We cannot let it happen." There would be no disagreement.

So let's quit trying to talk our local cops out of taking the free stuff. My mind was turned around on this issue (as it was on the matter of abolishing the BATFE and turning over gun registries to the FBI or Homeland Security) by the clear thinking blogger/journalist Mike Vanderboegh. (Vanderboegh and his pal David Codrea broke the "Fast and Furious" scandal and were given JPFO's "David and Goliath Award" for their history changing efforts.)

You see, Mike sees the gear not as primarily cop gear, but as Militia gear. However, unlike the Mayor of Troy, who simply had the horse rolled into the city, I get the feeling that maybe our local small city and small town cops should accept the gift, but maybe just take a look "inside" first.

Are Federal "advisors" part of the package? Is "information sharing" part of the package? Are blurred jurisdictional lines part of the package? Remember that the Obama regime never has, and never will, surrender any power whatsoever.

So all of us should call our local police chief or sheriff and make sure they know about Program 1033. Tell them to flood the Department of Defense with a bulging wish list.

Get on board the gravy train!

And citizens, what should you do about all this? Read the operations manuals. Learn to drive an APC. Learn how a tear gas launcher works. Make sure you familiarize yourself with a "three click" M-16 (single shot, three shot burst, full auto). And get close to your local police officer and sheriff's deputies. "Better the armored personnel carrier driver you know." Right? After all, you might need to shag a ride in one of those bad boys if things get hot in your neighborhood.

America's Forsaken Promise

A Patriot series by Tinsley Grey Sammons
AMERICA'S FORSAKEN PROMISE
by Tinsley Grey Sammons

Part V: Just Powers ?

That to secure these Rights, Governments are instituted among Men, deriving their just Powers from the Consent of the Governed... --Unanimous Declaration of Independence 1776.

Note the qualifying adjective, just. If only just powers are acceptable, it naturally follows that unjust powers ought to be studiously and systematically rejected by principled legislators, chief executives, and judges, as well as the citizens they represent . . . and whose Unalienable Rights they are overpaid to defend.

During July 1776 the non-amendable Declaration of Independence was recorded by Congress Assembled. It is the Organic Act that established the United States of America. The Act conferred the powers of government upon a territory. It established the limits of its power, so that all acts beyond the scope of the powers there granted are null and void.

Organic law. The fundamental law, or constitution, of a state or nation, written or unwritten. That law or system of laws or principles which defines and establishes the organization of its government. --Black's Law Dictionary, Sixth Edition
Constitutional Supremacy and the Law of the Land

This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding. --Article VI, U.S. Constitution

Why then, do WE the People acquiesce in the creation and enforcing of laws that are not made in Pursuance thereof?

Why then, do we permit our servants in government to flagrantly violate their oath of office?

Future historians will surely wonder.

“SWARMS of OFFICERS”

Although public opinion is likely to be based on things that could never survive Critical Thinking, I would fight with everything that I have to preserve the right of an Individual to vote.

That having been said, and since election results often in time prove disappointing, I urge my fellow Citizens to do much more than vote. The dismissive attitude of “Don't blame me, I voted for -----” displayed on bumper stickers is unworthy of persons endowed with the philosophical limitations on government power provided by the Unanimous Declaration.

Beginning with the Action at Law that we refer to as the Declaration of Independence, Americans are morally obliged to understand and defend the Principles supporting that incomparable document. (Rarely mentioned and surely left unread and therefore unconsidered is the Bill of Charges against the Crown.) Those Principles are as relevant today as they were in 1776. Consider this studiously powerful accusation that was openly hurled against the Crown:

He has erected a multitude of New Offices and sent hither swarms of Officers to harass our people, and eat out their substance.

Sound familiar somehow? Replace “He has” with “Lawmakers have” and the words are as relevant today as they were when Thomas Jefferson wrote them in his incomparable style more than two centuries ago.

While awaiting the next election, consider a much deeper involvement in your government by creating and participating in an ALLIANCE FOR LAWFUL GOVERNMENT while keeping in mind that lawful and legal are not synonyms.

(There is an ethical element in lawful that is often painfully absent in legal.)

It is often said that the road to hell is paved with good intentions. And so it was on August 21, 1878 with the founding of the American Bar Association. On that day the monopolizing of the defense and administration of justice by a faction occurred in Saratoga Springs New York. But Liberty and Justice for all cannot safely be left to America's Brotherhood of Juris Doctors alone and here's why:

By a faction, I understand a number of citizens, whether amounting to a majority or a minority of the whole, who are united and actuated by some common impulse of passion, or of interest, adverse to the rights of other citizens, or to the permanent and aggregate interests of the community. --James Madison (Fed. 10)

If pursuit of the Idea we call The United States of America is to be put back on track WE the People cannot depend on factions and those they favor to do it for us. However, a Sui Juris filing by an Individual with the moral support of an ALLIANCE FOR LAWFUL GOVERNMENT can succeed in this noble endeavor where elections have consistently failed. The final word on Lawful Power often must be spoken and recorded in a court of law if not in the bloody streets.

A system of Legal Precedents has occluded the genuine Law of the Land. That insufferable condition can only be intelligently remedied by the will of a substantial number of WE the Individuals. No election can ever do it for us.

AMERICA'S FORSAKEN PROMISE

(A Brief Critical Analysis of the American Ideal)

I seldom debate the amendable Constitution, preferring instead to champion the Principles that inspired the non-amendable July 1776 Action of the Second Continental Congress.

Largely by way of incremental construction, every level of American government has degenerated into a legal abomination where the rule of lawyers and career politicians encroaches upon, dilutes, and even nullifies the birthright of every American, i.e., the right to Life, Liberty, and the pursuit of Happiness along with other duly acknowledged rights, all of which are derived from the preceding combination.

Working Americans endure exhausting labor and stressful responsibility, only to see much of their substance taken by law-wielding predators for the benefit of drones, parasites, and of course, the predators themselves.

[part VI begins page 14 next week Dec 21]

It Is the Kuleana of Public to Vindicate the Bill of Rights on This December 15, 2011

Anthony Gregory The Huffington Post

Today is Bill of Rights Day, the 220-year anniversary of this revered document's addition to the U.S. Constitution in 1791. The Anti-Federalists had demanded a Bill of Rights to ensure that the federal government created in 1789 would not morph into the type of tyranny that the American colonists had resisted in the Revolution.

It might seem like a difficult day to celebrate, however, as we consider the current state of liberties in our nation. With the militarization of police, the erosion of requirements for search and seizure, the presidential powers used as a blanket for deplorable detention policies, the raging war on drugs, invasive TSA “security” procedures and so much else, today's governing principles at times seem to reflect the authorship of George Orwell more than that of James Madison.

U.S. history reminds us of why so many early Americans wanted a Bill of Rights. They understood that governments abused their power, a truth that has since been corroborated by our presidents' actions time and again. Within the first decade of the new government, President John Adams turned his back completely on the First Amendment, signing the Alien and Sedition Act that criminalized criticism of his administration. It was a brazen violation of one of the most fundamental human rights.

War has been the greatest cause of depredations on civil liberties. During the Civil War, President Lincoln censored the press, jailed citizens without trial, and prosecuted civilians by military commission. During World War I, President Wilson incarcerated Americans merely for criticizing the war or allied forces, going so far as to imprison Eugene Debs for speaking out against the military draft. During World War II, the Roosevelt administration put 110,000 Japanese Americans, loyal to the United States, in internment camps without any civil due process. During the Cold War, the surveillance state grew as presidents spied on political enemies and cracked down on dissent.

We see the same patterns in government as we continue to wage war on terror. In the ten years since the September 11th tragedies, we have witnessed a cascade of executive powers that flies in the face of the Bill of Rights' guarantees of fair trials, prohibitions against cruel and unusual punishment and unreasonable searches. Yet even in the last decade, politicians have pretended to uphold the Constitution. President George W. Bush gave lip service to the Fourth Amendment on April 20, 2004:

“Any time you hear the United States government talking about wiretap, it requires—a wiretap requires a court order. Nothing has changed, by the way. When we're talking about chasing down terrorists, we're talking about getting a court order before we do so. It's important for our fellow citizens to understand, when you think Patriot Act, constitutional guarantees are in place when it comes to doing what is necessary to protect our homeland, because we value the Constitution.”

In December 2005, news leaked of Bush's secret surveillance program conducted by the National Security Agency (NSA), aimed at spying on American telecommunications with foreigners without obeying the very lax standards outlined in the Foreign Intelligence Surveillance Act of 1978.

Barack Obama was elected on a swell of civil libertarian concern about Bush's surveillance and detention policies. As a presidential candidate, he promised repeatedly to stand against warrantless surveillance and detentions without due process. In June 2007 he had said: “It's time for us to close Guantanamo and restore the right of habeas corpus. It's time to show the world that we are not a country that ships prisoners in the dead of night to be tortured in far off countries. That we are not a country that runs prisons which lock people away without ever telling them why they are there or what they are charged with.”

But once in the White House, President Obama continued to enforce most Bush policies, and in some cases expand upon them. Obama has revived military commissions and the indefinite detention of terror suspects. He has blocked the release of prisoners his own administration determined were not terrorists. He has invoked the Espionage Act more than all other presidents combined, used state secrets to shield officials from accountability for torture, and even targeted an American citizen for execution without due process. The Fifth and Sixth Amendments have been gutted of all meaning as it concerns national security, thanks to Bush and Obama.

The presidents whose actions have most violated the Bill of Rights—Adams, Lincoln, Wilson, Roosevelt, Nixon, Bush, and Obama—were all elected, proving that democracy alone doesn't give teeth to the Bill of Rights. Neither does representative republicanism in the legislature. Congress gave Adams what he wanted in respect to silencing political opponents. It bowed to Lincoln in suspending habeas corpus. It passed the Sedition Act that allowed Wilson to incarcerate people for their opinions. It mostly stood by Roosevelt's violations of civil liberties. It was deferential to presidential power for most of the Cold War.

Congress passed the Patriot Act and Military Commissions Act under Bush. Even after the Democrats took over in 2007, in many cases vowing to undo the damage the Republicans had done to the Bill of Rights, enough of them joined the Republican minority to overwhelmingly legalize Bush's warrantless wiretapping program with the Protect America Act. Today we see the bipartisan Congress approving the entire slate of war on terror power grabs.

Nor can we trust the courts to save our freedoms. The Supreme Court upheld the imprisonment of peaceful dissidents in World War I and the internment of Japanese Americans in World War II. In recent years we have seen the Court erode due process protections in criminal justice, side with drug warriors against medical marijuana patients, and uphold the taking of private property for the purpose of giving it to a big business in the name of “public use”—an obscene distortion of the Fifth Amendment's safeguards against eminent domain abuse.

Got YOUR guns and ammo, yet?