

the SHADOW

INFORMATION IS STRENGTH • KNOWLEDGE IS POWER

REGIME CHANGE USA!

THE UNITED STATES IS CURRENTLY UNDER ASSAULT BY THE MOST NEFARIOUS COLLECTION OF CORRUPT CORPORATE/POLITICAL/MILITARY INTERESTS SINCE FORMER PRESIDENT DWIGHT D. EISENHOWER WARNED OF THE RISE OF THE SO-CALLED MILITARY-INDUSTRIAL COMPLEX.

The US Government is headed not by individuals who represent the will of the People, but by a cabal of special interests who seized power through an illegitimate election and corruption of the Courts. This corporate/military elite is intent on world domination through military force. They want to gain control over the world's resources, especially petroleum. They act not in the interests of the United States, but in the interests of a tiny group of super-rich individuals who seek to impose their destructive, greedy agenda on us all--regardless of the consequences.

We must impeach not only George W. Bush, but all other elected officials who are carrying out this agenda--an agenda which has already led to the implosion of the US Economy; the politicization of the Courts, the gutting of the Bill of Rights; dissolution of the separation of powers; and, most shockingly, a shameful military aggression we have never before seen in our lifetimes.

The odious collection of corporate crooks, misfits, right-wing wackos and convicted criminals who now control the highest levels of Government is, in fact, a who's who of international oil interests now "militarizing the market." Their plans will inevitably result in global economic collapse, ecological cataclysm and complex warfare of every imaginable form.

World Military Empire and 2000 Election Hidden Agenda

When Bush Jr. picked his cabinet, people wondered why so many of his choices--Donald Rumsfeld, Dick Cheney, Paul Wolfowitz, Lewis Libby, Eliot Abrams, etc.--were '70s and '80s 'retreads' right out of the Ford/Reagan/Bush Sr. administrations. Now that NATO has been fatally ruptured; nuclear proliferation jump-started in Korea; and the whole world seeths with anger at the United States, the answer is increasingly clear: Bush didn't pick his cabinet--they picked him!

In the 2000 election, were the people told: "Vote for our candidate Bush, he'll cancel all international treaties and embark on several major wars"? No. As a matter of fact, the Bush speech writers

said the opposite: Bush would pursue a more "humble" foreign policy. At the same time, underground forces were known to be on the move. Donald Rumsfeld summed it up perfectly the very morning of September 11, 2001: "Sometime soon, who knows when--2 months, 6 months, a year? An event is going to occur; an event so shocking that everyone will recognize the need for a much more healthy U.S. military." An hour later, the World Trade Center went down. That's right--Donald Rumsfeld was anticipating an opportunity.

A century ago, a small group, including future President Teddy Roosevelt,

drummed up a press campaign to initiate the first American colonial empire. Since 1997, a think-tank called **The Project for a New American Century**, convened to lay plans for the advancement of the US as a Global Empire.

In the late 90s, when President Clinton failed to respond sufficiently to their antiquated and psychotic vision, the PNAC simply turned to the young Governor Bush of Texas, and groomed him for the presidency. Dick Cheney is a founding member of the PNAC. Others include Rumsfeld, Abrams, Libby and Wolfowitz. Bush is their boy--their Manchurian candidate.

Besides calling for military buildup, the PNAC calls for the advancement of

the US as the dominant global force by projecting US power abroad through the use of pre-emptive force. PNAC's Statement of Principles declares: "...it is important to shape circumstances before crises emerge, and to meet threats before they become dire." In other words, no power or 'combination of powers' will be allowed to rise.

Where It's Coming From

When he became Vice President, Dick Cheney got a 30 million dollar golden parachute (**BRIBE**) from the Haliburton company. He has since delivered a pay-as-you-go virtually unlimited contract to Haliburton to privatize large areas of logistics and procurement for the U.S. military. Dick Cheney comes out of Jackson Hole, Wyoming and got his start as a Rockefeller man in the same mold as Henry Kissinger and Rudy Giuliani! Why is this important?

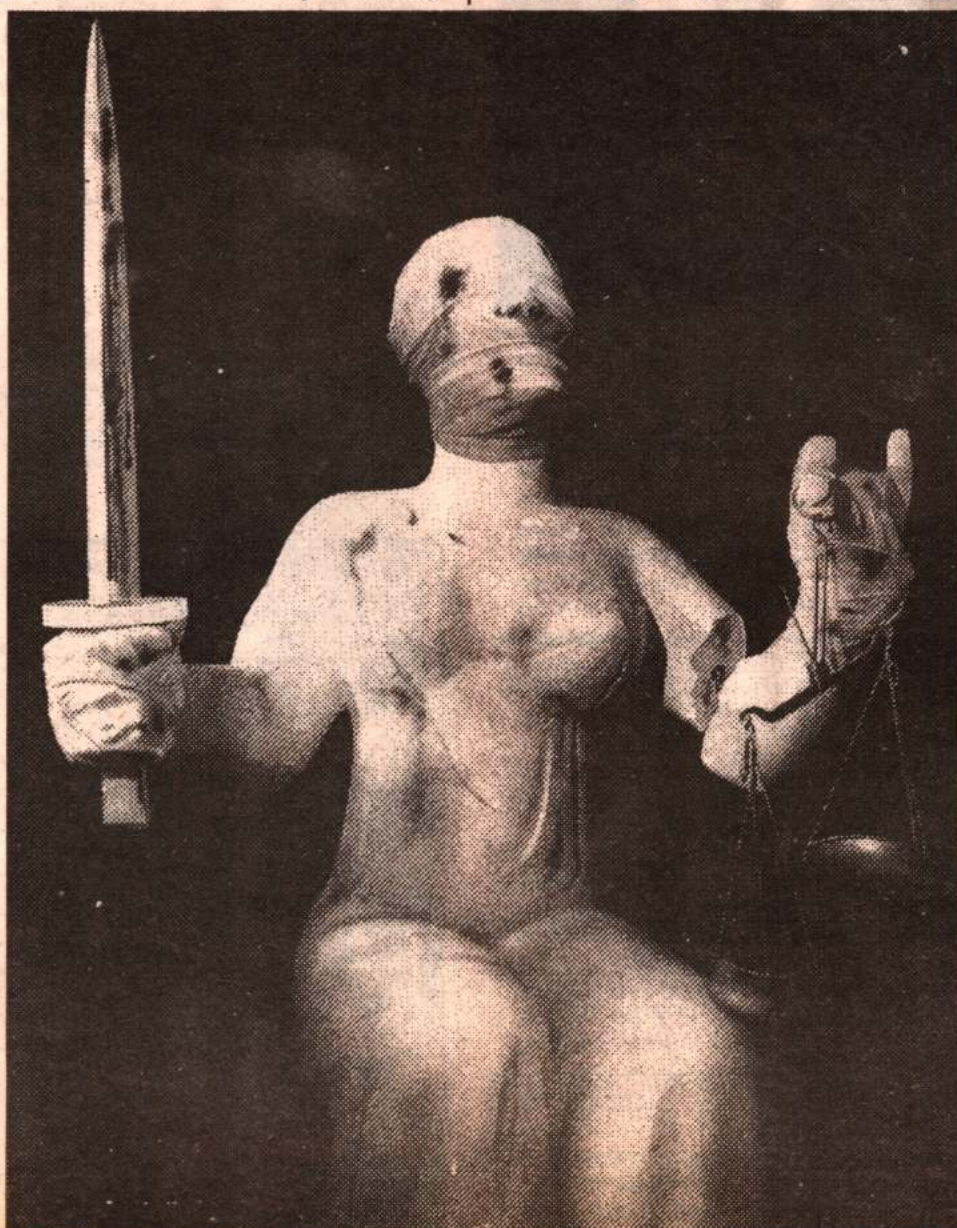
Recognize that the same people who have monopolized our national resources for 150 years are those in power today. That, in the past 50 years, their power has been extended to every corner of the planet in a game called "globalization." That their modus operandi is use of the U.S. military (the threat of). That, in a certain way, rival groups of oil men (Texas and the formerly 'Pan-Arabist' nations) are fighting it out for "Kings of the Black Gold" and 3000 New Yorkers have already been caught in the crossfire.

If there is any hope in preserving what remains of civil liberties in the United States, in saving our economy and averting a permanent state of war, it is imperative to indict, impeach, remove from power, and imprison those responsible for destroying and undermining the great principles upon which our country is founded.

Bush and the others are committing treason by subverting our constitutional government in the name of power, profit and global domination.

Under the guise of fighting terrorism, our nation is moving towards explicit fascist global empire abroad and martial law, fear and repression at home.

**WE MUST ACT NOW!
DECISIVELY BEFORE IT'S TOO LATE!!**



EDITORIALS

WAR IS THE LAST RESORT?

In the past few months we've had to endure the filthy spectacle of occupied Washington pimping and bribing—shuckin' and jivin'—for mass murder. The preposterous charade failed to pressure even tiny powerless nations into betraying their common sense and humanity. And why should it? Mustard gas has existed since 1915! The British used it against the Kurds in 1921! Now Donald Rumsfeld is trying to recoup the chemical weapons he himself delivered to Iraq in 1983? The situation was so unbelievable *all the gold and silver in the world could not buy the vote at the UN*. Hats off to those who did what the American people as a whole could not—stand up to these utter frauds!

Now it's up to us. Bush and the treason crew have launched an invasion of the Arabian oilfields that rivals the historic invasions of the past 2000 years. Not two buildings falling—but hundreds. Not two bombs but 3000 bombs.* Not the World Trade Center—but 50 World Trade Centers! Imagine what it's like—the fear—trying to get out. Imagine 3000 bombs dropped on the City of New York. Would you believe it was for your own good?

Where are your hearts? Where are your minds? Bombing civilian populations from the sky so your soldiers don't have to fight—this is the ultimate act of cowardice. An enormous war crime is being committed. Anyone who supports it is an apologist for mass murder.

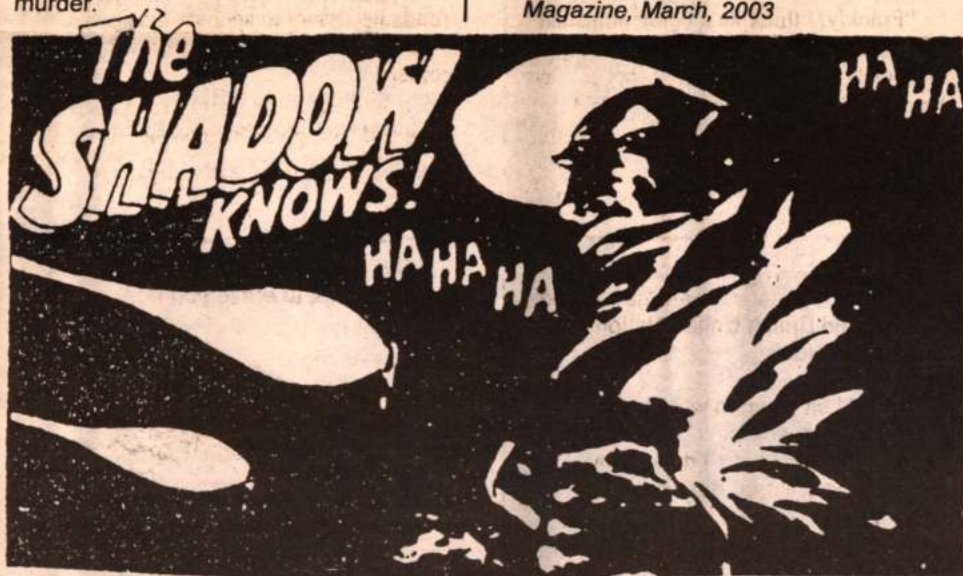
The invasion of Iraq has been planned for 30 years.** A "boogymen" had to be created to justify it. The planners—so-called "Project for the New American Century"—now Bush's Administration—picked Bush, not the other way around. All sectors of the craven political class in this country support it 100%—including Hillary Clinton and *The New York Times*. They just want Bush to take the flak if the filthy, murderous invasion they support goes wrong.

We are not going to live in a country that is invading other countries—that sets people up as hired killers (gives them chemical/biological weapons to use against others)—then turns around and says, "Oh, Oh. They have weapons! We have to destroy them." This is infamy. This is not what America was meant to be. They're not trying to prevent terrorism—they're trying to provoke it and profit by it! They're trying to provoke terrorism because they think it's good for business—the business of enslaving the world.

It's too late to dissuade these ruthless killers from launching the most vainglorious campaign in history since Alexander rode into Persia. But it's not too late to stop them. All masks are off now.

*"Shock and Awe" article, NY Times, Feb. 27, 2003

**Bob Dreyfus article, Mother Jones Magazine, March, 2003



SHADOW STAFF:

EDITORS: Chris Flash, A. Kronstadt, Paul Garrin

REPORTERS: Angela Bocage, Theresa Byrnes, Lamont Cranston, Scott Cunningham, Jack Dawkins, Keith Ericson, Sarah Ferguson, Chris Flash, Missy Galore, Paul Garrin, Manny Goldstein, Issar, Robert Knight, Carl Kolchak, A. Kronstadt, Robert Lederman, Carlo McCormick, Bob McGlynn, Jael McGreal, Frank Morales, J.T. Peddler, Ivo Skoric, Gabby Sloan, John Veit, Wacry, Bill Weinberg, Paul Werner, Steven Wishnia

PHOTOS: Jack Dawkins, Chris Flash, Paul Garrin, A. Kronstadt, John Penley

ART: Scott Cunningham, Eric Drooker, Fly, Paul Garrin, Peter Kuper, Tuli Kupferberg, Mac McGill, Mike Schafer, Seth Tobocman, L. Van Abbema

ATTORNEYS: Stanley L. Cohen, Ron Kuby, (William M. Kunstler: 1919-1995)

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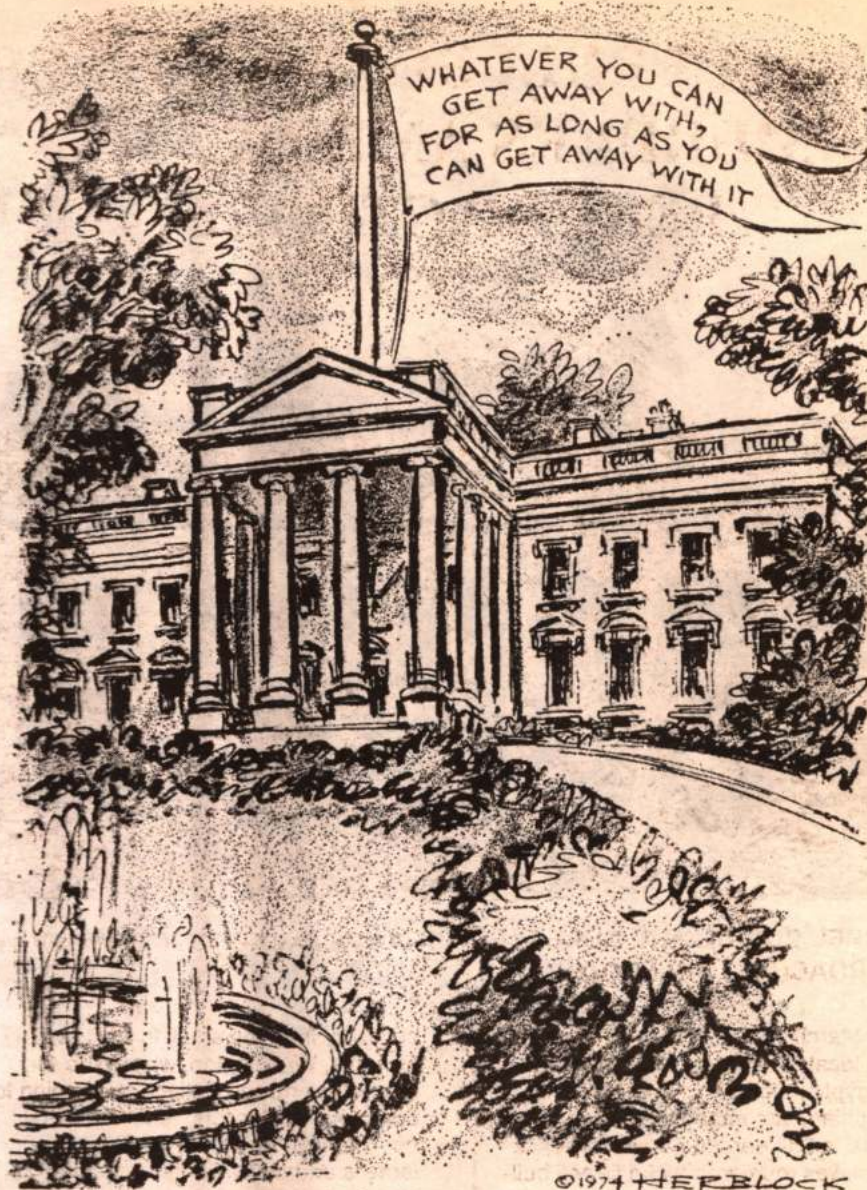
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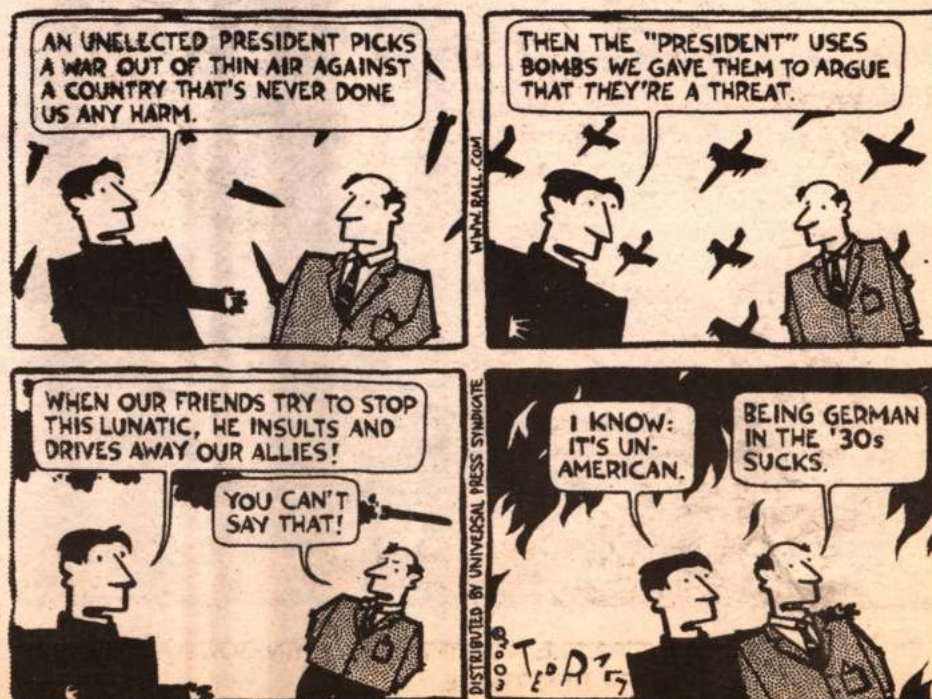
'Beware the Military Industrial Complex' President Dwight D. Eisenhower, January 17, 1961

"Our military organization today bears little relation to that known to any of my predecessors in peacetime—or, indeed, by the fighting men or WWII or Korea. We have been compelled to create a permanent arms industry of vast proportions. We annually spend on military security alone more than the net income of all United States corporations...

"Now this conjunction of an immense military establishment and a large arms industry is new in the American experience. The total influence—economic, political, even spiritual—is felt in every city, every state house, every office of the Federal Government. We recognize the imperative need for this development—yet we must not fail to comprehend its grave implications. Our toil, resources and livelihood are all involved—so is the very structure of our society.

"In the councils of government, we must guard against the acquisition of unwarranted influence, whether sought or unsought, by the military-industrial complex. The potential for the disastrous rise of misplaced power exists and will persist.

"We must never let the weight of this combination endanger our liberties or democratic processes. We should take nothing for granted. Only an alert and knowledgeable citizenry can compel the proper meshing of the huge industrial and military machinery of defense with our peaceful methods and goals, so that security and liberty may prosper together... It is the task of statesmanship to mold, to balance, and to integrate these and other forces within the principles of our democratic system—ever aiming toward the supreme goals of our free society."



ISRAELI BULLDOZER DRIVER MURDERS AMERICAN PEACE ACTIVIST

By Warcry



RACHEL CORRIE IN FLOURESCENT ORANGE JACKET STANDING DOWN
APPROACHING BULLDOZER.

On March 16 in Rafah, a refugee camp located in occupied Gaza near the Egyptian border, where Israelis and Palestinians are engaged in a territorial dispute, a 23-year-old American peace activist was murdered by an Israeli bulldozer driver.

Rachel Corrie was opposing the demolition of a Palestinian physician's home by the Israeli military as she stood down a D-9 bulldozer, doing "human shield work." Rachel was part of the International Solidarity Movement (ISM), a non-violent, direct action based network of international citizens that draws attention to increasing Israeli atrocities against Palestinians.

The ISM reported that "Rachel [was] standing in the path of the bulldozer as it advanced towards her. When the bulldozer refused to stop, she climbed up onto the mound of dirt, wearing a fluorescent jacket, to look directly at the driver. The bulldozer continued to advance so that she was pulled under the pile of dirt and rubble. After she had disappeared from view, the driver kept advancing until she was crushed beneath the bulldozer blade. The driver backed up--running over her again." Rachel later died at a hospital after suffering multiple fractures to her skull and chest and from internal bleeding.

Rachel, in Gaza since January, was

originally from the small forest town of Olympia, Washington, where she attended Evergreen College. According to one of her professors, "she knew that no American had been killed by the Israelis and many Palestinians had, so she wanted to stop the death of more Palestinians."

Calling Rachel's death "a regrettable accident," Israeli Defense Forces (IDF) spokesman Captain Jacob Dallal was reported as saying in the Ha'aretz newspaper: "We are dealing with a group of protesters who were acting very irresponsibly, putting everyone in danger."

Earlier in March, an Israeli bulldozer killed a nine-month pregnant Palestinian woman. 33-year old Nuha Sweidan bled to death under rubble, attempting to protect her 18-month-old daughter. Over 7,000 Palestinian homes have been demolished since the 1967 Arab-Israeli war.

In April 2002, bulldozers were used by the Israeli military to hide Palestinian bodies from UN observers during the Israeli incursion into the Jenin refugee camp, which resulted in hundreds of Palestinian deaths. [See <http://AmericanStateTerrorism.com>-Ed.]

In addition to the killing of Rachel Corrie by their bulldozer driver, Israeli troops have shot and killed several other internationals in different incidents



FELLOW ACTIVISTS CRADLE RACHEL'S BROKEN BODY AFTER
BULLDOZER RAN OVER HER TWICE

Eco-Activist Appeals 23 Year Sentence for Torching SuV's

By Warcry

In June, 2000 fellow eco-activists and tree-sitters Jeffrey Luers a/k/a "Free" and his friend, known as "Crittter," were arrested and charged with setting fire to 3 Sports Utilities Vehicles (SuV's) at a car dealership in Eugene, Oregon. Crittter accepted a five year prison sentence in a plea bargain, but Free was sentenced to 23 years because he requested a trial.

In Oregon, attempted murder carries only a seven and a half year sentence and first degree rape carries eight. In 1998, Tamara Meredith, a Forest Service fire safety specialist, was arrested on 35 counts of arson after setting fires in the Umpqua National Forest "to gain overtime." She was sentenced to three years, despite the threat posed to the 600 responding firefighters.

The *New York Times* described Free as "a quiet 22 year old forest advocate" with "the longest sentence ever handed down in an eco-terror case."

Free had previously been involved in the Sierra Club and various lobbying campaigns. Free participated in forest defense campaigns in which he literally went out on a limb to build platforms 200 feet up, to occupy and protect some of the last remaining virgin forests on the North American continent.

At his sentencing, Free told the court: "I didn't do this because I enjoy property destruction. I'm frustrated that we are doing irreversible damage to our home planet. Forty thousand species are going extinct each year. Yet we continue to pollute and exploit the natural world."

"Frankly, I think he's being punished for his beliefs even though in a democratic society, we have a right to those," says Free's father John Luers, who adds, "Jeff [Free] set one fire, he should have gotten one arson charge, not three."

The judge disregarded the fire expert

who testified that the burning SUVs did not threaten the lives of responding personnel. Free's 23 year sentence does not reflect actual harm done or the actual risk posed by the fire, instead his "amplified" charges, as his public defender describes them, were meant to deter or discourage actions with similar motivations.

In an essay titled *Flaming Cars And American Justice*, Yale University anthropology professor David Graeber writes, "some years ago it came out that many Ford vehicles contained a flaw in their engines which often causes them, when hit, to burst into flames. Ford was aware of the problem; they designed, and patented, a device that could have prevented it. But then they decided not to install it. Why? Ford executives calculated it would cost roughly ten dollars per car to fix the problem. Doing so, they estimated, would prevent the deaths of about a hundred people per year, and the maiming of another fifty. They concluded that installing the device would be more expensive than simply absorbing the cost of lawsuits from future victims."

"I openly admit that started the fire," says Free, "and that I destroyed the vehicles consciously and willingly, but I'm accused of trying to kill someone, of putting someone's life at severe risk. I KNOW I haven't done that."

While in prison, Jeff Luers is working toward a degree in Sociology through an inmate education program. His friends and supporters are working to raise the funds necessary to sponsor his appeal with the hopes of reducing his 23 year sentence.

To find out more information about Free and to support his appeal, please visit the website: <http://freefreenow.org>.

during the Intifada: German doctor Harold Fischer, Italian cameraman Rafaeli Ciriello, and British United Nations worker Iain Hook.

"When I sit down to write back to the United States--something about the virtual portal into luxury--I don't know if many of the children here have ever existed without tank-shell holes in their walls and the towers of an occupying army surveying them constantly from the near horizons," Rachel emailed her family on February 7, 2003.

In her journal, Rachel wrote: "No amount of reading, attendance at conferences, documentary viewing and word of mouth could have prepared me for the reality of the situation here. You just can't imagine it unless you see it. I have money to buy water when the army destroys wells, and, of course, the fact that I have the option of leaving. Nobody in my family has been shot, driving in their car, by a rocket launcher from a tower at the end of a major street in my hometown. I have a home."

Rachel also observed that "we are all kids curious about other kids. Egyptian kids [warning] strange women wandering into the path of tanks. Palestinian kids shot from tanks when they peek out from behind walls to see what's going on. International kids standing in front of tanks with banners. Israeli kids in the tanks anonymously, occasionally shouting, and also occasionally waving. Many forced to be here, many just aggressive, shooting into the houses."

In one of her last journal entries, Rachel reflected: "...I wonder if you can forgive the world for all the years of your childhood spent existing, just existing, in resistance to the constant stranglehold of the world's fourth largest military,

backed by the world's only superpower, in its attempt to erase you from your home."



Decades of extraordinary violence against Palestinians has been funded by an annual \$2.2 billion in US military aid to Israel, giving Israel no incentive to pursue a peaceful resolution. The US provides tanks, Apache helicopter gunships and F-16 fighter jets for Israel to use against a population that has neither army nor country.

The IDF may have "erased" Rachel Corrie's short life, but her courage will live on. Her example may yet catalyze American resistance to the fascist brutality actively practiced in Palestine by Israel and sponsored by the U.S for its own hegemonic designs and geo-strategic and resource interests in the Middle East.



PHOTO COURTESY OF NYC INDYMEDIA

MASSIVE NYC ANTI-WAR DEMO BECOMES FREE SPEECH SHOWDOWN

By Bill Weinberg

As part of the February 15 international anti-war mobilization, the largest protest in the US--and one of the largest on the planet--was held in New York City, despite both bitter cold and unprecedented moves by city authorities to obstruct the march. Organizers put the number of protesters at 500,000, while the media estimated 100,000. But it was nearly impossible to arrive at an accurate figure, as marchers were widely dispersed over midtown Manhattan's East Side, with many unable to converge on the official gathering point on First Avenue, due to stringent police crowd-control measures.

In the weeks leading up to the event, the anti-war mobilization became a free speech struggle as Mayor Michael Bloomberg refused to grant the local anti-war coalition, United for Peace and Justice (UPJ), a permit to march on the United Nations. UPJ took the city to federal court, demanding the right to march under the First Amendment. But city attorneys argued that a "Code Orange" terrorist alert issued by the feds a week prior made the march a threat to public safety. The city refused a permit to march anywhere in Manhattan, offering instead a legal "stationary rally" at First Avenue and 49th Street--two blocks north of the UN. Chris Dunn, a staff attorney with the New York Civil Liberties Union, representing UPJ, said the city was using "a theoretical possibility something terrible is going to happen to cancel the right of people to participate in peaceful protest."

On February 10, US District Judge Barbara Jones, citing "heightened security concerns," ruled for the city. UPJ appealed, and on February 12, the US 2nd Circuit Court of Appeals again ruled for the city. The hand of federal pressure could be seen behind the city's intransigence, with assistant US attorneys in the courtroom to back up Bloomberg's legal team. UPJ's top organizer Leslie Cagan told the SHADOW on the eve of the protest: "It's an outrageous shredding of the constitution, but it will not deter our massive mobilization for the legal and permitted rally at First Avenue and 49th Street."

But with hundreds of busloads set to converge on the city from throughout the Northeast, it proved too late to deter even a march--despite the official ban. Protesters planned to form "feeder marches" from assembly points around the city and converge from there on the "official" rally at 49th and First Avenue.

A key gathering point was the Public Library at 42nd and Fifth Avenue, where a diverse array of groups came together, including a contingent of military veterans, the venerable pacifist group War Re-

sisters League, a Palestinian contingent, a gay contingent, a marching samba band and a traditional Korean drum troupe. New York City Labor Against War (NYCLAW), representing several union locals, met at Grand Army Plaza, along with a contingent of anarchist labor dissidents. A Jewish contingent met at Workmans Circle, a contingent from New York's progressive WBAI Radio (99.5 FM) met at 52nd Street, as did a Quaker contingent. Colombian and Buddhist contingents met at 47th Street, and a Youth Bloc organized by the NYU Peace Coalition marched up from Union Square.

Neighborhoods also launched their own feeder marches. Bronx Action for Justice & Peace marched across the 145th Street Bridge into Manhattan, Upper West Side anti-war groups met up with NYCLAW's feeder march. A Lower East Side contingent joined the Youth Bloc at Union Square. Many thousands of out-of-towners also formed their own contingents, including Vermont's Bread and Puppet Theater.

In what *New York Newsday* described as "a strategy of the stockyards applied to people," police erected a bewildering maze of interlocking metal barricades throughout the streets of Midtown, forcing marchers through bottlenecks and into "pens," where they were held until police allowed them to proceed. Police blocked egress and well as access through the pens, keeping the marchers temporarily captive. With most streets leading to First Avenue completely closed by police, marchers were forced onto a convoluted route, taking them up Third Avenue as far north as 71st Street. It was almost certainly a small minority of the marchers who ever made it to the "official" rally.

Police also sought to keep the feeder marches confined to the sidewalks. Courts have ruled that protesters have the right to march on the sidewalks as long as they keep moving, but there were far too many to be contained, and at many points they overwhelmed the police through sheer numbers. At several points, the metal barricades were pushed aside to chants of "Whose streets? Our streets!" Third Avenue was taken lane by lane, until it was thick with protesters from sidewalk to sidewalk. When mounted police charged in to clear the avenue, brief scuffles ensued, resulting in several arrests and, according to police, several cops hurt. The National Lawyers Guild estimated that 350 were arrested throughout the day.

On First Avenue, demonstrators, penned in by police block by block, extended from the stage at 49th Street to north of 72nd, with two large video screens set up

THE WAR AT HOME: NY PIGS AND PROTESTERS SQUARE OFF IN WAKE OF ANTI-WAR PROTEST

By Bill Weinberg

In the aftermath of the massive February 15 anti-war march in New York City, a storm of controversy has erupted over police violence against protesters. New York's Independent Media Center has released footage of police using pepper spray on penned-in protesters and backing kicking horses into crowds. "That makes you feel good, doesn't it?" one officer is recorded saying as he blasts a protester in the face with pepper spray. The protester responds: "I can't breathe! My eyes!" Set to the soundtrack of Frank Sinatra's "New York, New York," the video was shown to reporters at the midtown office of United for Peace & Justice (UPJ), the main organizers of the march. NYPD spokesman Michael O'Looney dismissed the video as "edited and filled with special effects." He asserted: "Force was used by police as a last resort." NYC Mayor Michael Bloomberg weighed in for the NYPD: "Given that this is dangerous world, I think the Police Department did an excellent job."

Activists and the NYPD remain at odds over several other issues. UPJ claims that 500,000 showed up for the event; the police claim only 100,000. Organizers say 348 were arrested at the rally; police say 274. Activists said several protesters were hospitalized; police say all injuries were minor. Those

arrested say they were held up to 12 hours in unheated buses, denied food, drink, bathroom breaks, medical attention and meetings with legal counsel. Police say all defendants' needs were met and that buses were heated. Arrested activists also told the SHADOW that they were repeatedly interrogated in custody about what political organizations they belonged to.

Protest leaders also complained that many marchers were unable to ever reach the "official" protest site on First Avenue, due to police shutting off surrounding streets to pedestrian traffic. O'Looney countered: "Some of the frustrations over access to the protest area may have been avoided had the organizers done a better job of communicating that they moved the stage from 47th Street north to 51st Street."

UPJ spokesman Jason Kafouri told the SHADOW that the stage was moved because 49th Street and First Avenue, the location suggested by city authorities in the legal battle leading up to the protests, is at the bottom of a hill. Kafouri denied that the move had any impact on the NYPD's ability to police the crowd.

UPJ leader Leslie Cagan hinted at federal pressure behind the police overreach, saying that she suspected that orders came from "higher up."



PIGS SQUASH SPEECH, SLAMMING BARRICADES INTO PROTESTERS
PHOTO COURTESY OF NYC INDYMEDIA

along the way to broadcast the proceedings. Legendary folk singer Richie Havens started things off with a rendition of "Freedom," the song he performed at the Woodstock Festival in 1969. Arch-bishop Desmond Tutu of South Africa officiated over an ecumenical service, calling for "Peace! Peace! Peace! Let America listen to the rest of the world--and the rest of the world is saying, 'Give the inspectors time.'" Other speakers and performers included Harry Belafonte, Pete Seeger, Danny Glover, Susan Sarandon, Martin Luther King III and Angela Davis. They were joined by representatives from numerous activist groups, including Military Families Speak Out and September 11 Families for Peaceful Tomorrows, who decried what Bush seeks to commit in their name.

In a disturbing coda to the event, just before the rally was about to begin, the phones at the UPJ office, in the 42nd Street headquarters of SEIU Local 1199, mysteriously went dead. They came back up after WBAI announced the problem on the air, and then went out again shortly afterwards. The phone company told UPJ

their lines might not be working until Tuesday--by which point they would have moved out of the office. UPJ reported in an e-mail alert that the phone company technician called the phones going down "odd" and said that he had never seen another breakdown like it.

For more info:

- > <http://www.sfgate.com/cgi-bin/article.cgi?f=/c/a/2003/02/16/3PROTEST.TMP>
- > http://www.newsday.com/news/local/wire/ny-bc-ny-paradepermit0207feb07_0,5832872.story?coll=ny-ap-regional-wire
- > http://www.newsday.com/news/local/wire/ny-bc-ny-peacemarch-permit0212feb12_0,1268354.story
- > <http://www.unitedforpeace.org/article.php?id=812>



WAR GAMES AT THE PEACE RALLY

By Frank Morales



There was a time when Pentagon strategists actually believed that their "military doctrine lacks the connection between military operations in urban terrain and domestic civil disturbance." (1). Not any more. For at least the past decade, US military planners have placed major emphasis on rationalizing a domestic role for the Pentagon, formulating the doctrine and training regimens required for the execution of new missions within America—missions subsumed under the notion of so-called "operations other than war" (OOTW)(2). During this period, "tactics, techniques and procedures" regarding the suppression of urban protest have proliferated, missions which fall within the OOTW sphere. Utilized primarily in "civil disturbance operations" which target "non-combatants," so-called "non-lethal weapons" production, which is booming, is itself a testament to this ominous symbiosis which has occurred between the Pentagon and local police forces in the machinations of repressing dissent in America.

Witness the recent massive February 15th peace protest in New York City, which drew approximately a quarter million people. Despite having been denied a permit to exercise their right of free speech, freedom of movement and assembly, demonstrators did just that, sending a powerful message to the war makers that their days are numbered. And yet, despite the overwhelmingly peaceful nature of the assembly, the NYPD, according to numerous reports, carried out military-style operations on the streets, dividing, dispersing, detaining and brutalizing protesters, even preventing people from getting to the protest site. Apparently, they've learned their lessons well, insofar as much of the behavior of the police and their tactics on the street that day derive from what has become standard military training of National Guard and police entities in the area of "civil disturbance suppression." Since the Reagan era, continual "civil disturbance" training has become a regular feature of "operations other than war" training of troops, the national guard and local police.

United States Army Field Manual 19-15, entitled Civil Disturbances, issued in 1985, is designed to equip soldiers with the "tactics, techniques and procedures" necessary to suppress dissent. The manual states that "crowd control formations may be employed to disperse, contain, or block a crowd."

When employed to disperse a crowd, they are particularly effective in urban areas because they enable the control force to split a crowd into smaller segments." Sound familiar? It goes on to state that "if the crowd refuses to move, the control force may have to employ other techniques, such as riot control agents or apprehensions..." In addition, "crowd control formations also may be used for more than just dispersal operations. If the decision is made to apprehend crowd members, the crowd control formation may be used as a blocking formation."

The Army "civil disturbance" manual, correlated to present day realities, also makes the point that "civil disturbances include acts of terrorism," which "may be organized by disaffected groups," who hope to "embarrass the government," and who may in fact "demonstrate as a cover for terrorism" (3). The sophistry involved in turning a peace rally into a pro-al Qaeda rally is precisely the logic that is operative within Pentagon driven civil disturbance planning. In other words, rather than protest being the occasion of "terrorism," in fact, the "war on terrorism" is the cover for the war on dissent. Meanwhile, the war on dissent, fought in the streets of America, within a domestic law enforcement context, is increasingly being directed by Pentagon "operations other than war" and "urban operations" specialists, contributing further to the militarization of law enforcement in America. This process, occurring domestically, is linked directly (through shared training and doctrine) to global Pentagon

"peacekeeping" operations designed to counter popular "non-combatant" and "civilian" resistance to pox americana (4).

For some time, "civil disturbance suppression" training on the part of the military has occurred covertly in the bowels of the Pentagon Incorporated, in the shadow of the Posse Comitatus Act, an 1878 US criminal statute which bars the military from domestic law enforcement. And yet, despite the presumed tradition of prohibition of military operations within America; given the manufactured "war on terrorism," it has emerged above ground, as plain as the heavily armed National Guard soldiers stationed throughout Manhattan the week of the peace protest. Sanctioned by the institutionalization of a domestic "Northern Military Command," the setting up of extra-judicial "military tribunals," the persecution and imprisonment of "unlawful combatants," the militarized repression of dissent, along with a broader militarization of law enforcement, is coming of age.

US militarism has come a long way since April 22, 1968 (only a few weeks after the murder of Martin Luther King), when the Directorate for Civil Disturbance Planning and Operations, based in the Office of the Army Chief of Staff, was established in the basement of the Pentagon. Referred to as "the domestic war room," it grew out of the Army Task Force active within the Kerner Commission, a "blue ribbon" panel which ostensibly studied the roots of "civil disorder." At the time, it recommended, among other things, that the Army step up its civil disobedience training and intelligence collection, along with the use of "non-lethal weapons" for "civil disturbance operations."

Recently, the Center for Law and Military Operations (CLAMO) published the legal rationale for these "above ground" developments. Entitled "Domestic Operational Law Handbook for Judge Advocates," (5) published in August 2001 (prior to 9-11), the document is, according to its authors at the Center for Law and Military Operations, "the first publication of its kind," which offers a "greater understanding of the legal issues" involved in "domestic support operations." Timely. Chapter 4 of the Handbook covers "military assistance for civil disturbances."

The publication of the JAG Handbook at this time, coupled with the very existence of the Northern Command, reveals Pentagon charting of a legal framework for operations within America, to carry out, as a "force multiplier," an undeclared class war against the American people, or more specifically, those Americans who resist the tyranny of the present arrangement. The Northern Command, a domestic military command based at Peterson Air Force Base, Colorado, set up this past October, (in the planning stage for years) is

tasked with the mission of "assisting law enforcement."

In addition, the issuance of the JAG Handbook reflects the Bush administration's current attempt to repeal the Posse Comitatus Act, the one and only law (criminal statute) which bars the military from "enforcing the laws." They hope to abolish any and all restrictions on the military from executing operations here on the homefront, operations centered around suppressing dissent. From their point of view, "as the use of federal forces to quell civil disturbances is expressly authorized by statute (Insurrection Act), the proscriptions of the Posse Comitatus Act (PCA) are inapplicable." And while "the Founding Fathers' hesitancy to raise a standing army and their desire to render the military subordinate to civilian authority" is "rooted in the Constitution," the Pentagon's lawyers would have us recognize that "exceptions to the restrictions on employment of federal armed forces to assist state and local civil authorities are also grounded in the Constitution, which provides the basis for federal legislation allowing military assistance for civil disturbances." The results of Bush's "review" of Posse Comitatus are due any day now.

The Center for Law and Military Operations' "domestic operational law handbook" specifies that "the Department of Defense Civil Disturbance Plan, named 'GARDEN PLOT,' provides guidance and direction for planning, coordinating, and executing military operations during domestic civil disturbances." Operation Garden Plot (6), a roughly 200-page civil disturbance suppression plan, set up in 1968 by the military/corporate directorship, continually re-evaluated and updated, is a work in progress. According to the CLAMO handbook, Garden Plot is the Rosetta Stone for conducting "civil disturbance operations throughout the United States." According to legal eagles, the mission of Garden Plot is to disperse "unauthorized

assemblages" by providing "wide latitude to a commander to use federal forces to assist civil law enforcement in 'restoring' law and order."

Wide latitude is precisely what we witnessed at the NYC peace protest. First, the denial of a permit (as with the Million Youth March of September 5, 1998 in Brooklyn), then the gratuitous violence, the police "formations," batons, pepper spray, riot wear, barricades as weapons, detentions, abused horses, etc.—designed to intimidate on one side, and to provoke a response on the other, justifying greater force and the usual targeting of "violent protesters." Such is the pathologic of the provocateur state. A week before the peace rally, the Feds declared an "orange alert," supposedly due to some mysterious intelligence nugget gathered by the crack-running CIA, which was later chalked up to a non-existent rumor. This allowed for the stationing of heavily armed troops on subway platforms days before the demonstration.

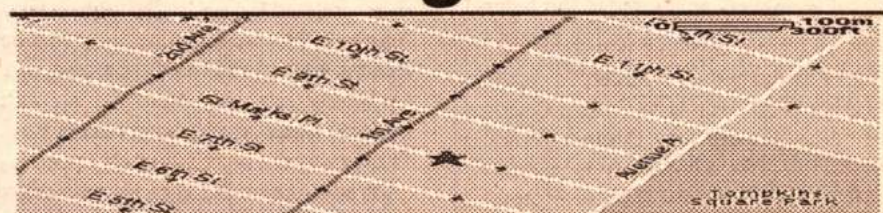
In fact, this pseudo-alert was meant only to cover the real alert, which was about the massive popular force for peace that was about to hit town. From Garden Plot right on down to the 2001 JAG Handbook, "prescribed levels of preparedness for a civil disturbance control mission" have been in effect. The levels are referred to as CIDCON, or Civil Disturbance Condition. Again, according to the JAG Handbook (which took it verbatim from Garden Plot), "CIDCONS are required levels of preparedness that must be attained by units designated for civil disturbance operations. CIDCON's are a means of measuring that preparedness. CIDCON 5 is the normal state of preparedness, which can be sustained indefinitely. CIDCON 1 is the state of preparedness at which the unit deploys. CIDCON 1 attained as the H Hour occurs." H Hour? And though they are not color-coded, they represent, in total, the ongoing "permanent war" of counter-insurgency, "sustained indefinitely" within America, being waged against the American people.

According to the February 23 Boston Phoenix report on the demo, the police blockaded "more than 10 blocks surrounding the protest's stage site, barely letting even media with legitimate police-issued press passes through," charging in full riot gear "after relatively friendly protesters exercising their constitutional right to congregate." Cutting off access to the protest site, misdirecting people, telling people to "go home, the protest is over," a myriad of actions founded on the denial of a permit to march were executed to prevent the protest from happening. It's quite likely that thousands never made it to the staging area.

This method was addressed in a recent (January 2003) Center for Army Lessons Learned issuance, based on their experiences in Kosovo, entitled, Preventing Civil Disturbance: Tactics, Techniques and Procedures(8), which deals with crowd control, "high risk rallies" and the like.

Continued on page 17

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ENRON AND THE GLOBAL ENERGY WARS

By Bill Weinberg

Vice President Dick Cheney--author of the Bush Administration energy policy--stands in defiance of Congress, refusing to hand over files related to the failed energy giant Enron. The White House may face litigation to force the release of documents detailing contacts between Enron executives and the Bush Administration energy task force. The scandal has already retreated from the headlines, but for those who care to look, it opens a window on the hidden corporate interests lying behind not only White House energy policy--but also the so-called War on Terrorism.

Enron's fingerprints on California's energy crisis of 2001 may point not merely to profiteering, but to creating the right climate for massive expansion of the global energy industry into protected wilderness on Alaska's North Slope and the deserts of post-Soviet Central Asia. Enron investments in energy development trace the planned pipeline route from the oil and gas fields of Turkmenistan and Uzbekistan to the Indian subcontinent--a route that crosses war-torn Afghanistan. They also trace the United States' new military commitments--with tens of thousands of troops occupying bases that have been established throughout the Central Asian republics and Afghanistan.

The Houston-based energy giant began to collapse in October, 2001, brought down by huge debts and accusations of accounting irregularities. Enron filed for bankruptcy protection in December, 2001, after admitting it had hidden huge losses from its books. Investors, including employees of Enron and West Coast utilities it had taken over, whose 401(K) retirement plans were wiped out, are suing the company.

The Securities and Exchange Commission (SEC), the FBI, and Congress have all launched investigations into the financial sleaze which led to the biggest corporate bankruptcy in US history--but Attorney General John Ashcroft had to recuse himself from the probe due to Enron's massive donations to his Senatorial bids. Federal prosecutors have threatened to bring obstruction-of-justice charges related to document-shredding against Enron figures and Enron's auditor, Arthur Andersen.

Enron's apparent backstage role in White House energy policy is coming to light in the scandal. Enron has been President Bush's top financial backer throughout his career. At least four Enron consultants and executives have done work for the administration. A champion of the deregulation favored by the White House, Enron Corp. Chairman Kenneth Lay (who has since stepped down) was a frequent informal advisor to the Cheney-led national energy panel.

A few months later, Lay gave the White House a list of recommended candidates. Two of them were appointed to top federal energy positions. Lay gave the names to Clay Johnson, Bush's personnel director, admitted White House spokesperson Anne Womack. Among the eight names were Pat Wood, now chairman of the Federal Energy Regulatory Commission (FERC), and FERC member Nora Brownell. Bush, as Texas governor, had also appointed deregulation-advocate Wood to head the state's Public Utilities Commission in 1995. Enron went on to exploit the loosened regulatory climate in ambitious deals to gain control of a huge chunk of the West Coast energy market. The White House has also acknowledged that Lay

met at least once privately last year with Cheney, whose task force drew up the national energy policy calling for opening the Arctic National Wildlife Refuge to oil exploitation, reviving nuclear power and bringing the Caspian Basin on line as a new global petroleum source.

ENRON AND THE CALIFORNIA ENERGY CRISIS

A new study of the 2000-1 West Coast energy crisis which caused blackouts nearly across California has found that the entire affair was "just a hoax to make money." The Foundation for Taxpayer and Consumer Rights (FTCR) used government and industry data for its 58-page report, entitled "Hoax: How Deregulation Let the Power Industry Steal \$71 Billion From California." The study claims that the California crisis was intentionally "orchestrated by a power industry freed from price regulation that will cost \$2,200 for every Californian." Contrary to claims by the energy industry and President Bush that there was an "energy shortage" in California, the crisis ended late in Spring 2001 after Governor Gray Davis committed the state to spending \$43 billion for energy over the next 20 years. The report accused the industry of manufacturing blackouts so that it could gain the overpriced long-term contracts. "It wasn't a shortage, it was a shakedown," said FTCR's Harvey Rosenfield. "The utilities, energy companies and power traders backed deregulation because they knew it would be a license to steal. Once freed of state scrutiny--once the cop was off the beat--they held the state hostage. When they stole as much as they thought they could get away with, the 'crisis' mysteriously disappeared--leaving the people of California stuck with the tab."

Enron was among the largest beneficiaries of California's energy crisis. Under the state's deregulation plan, California utilities were required to divest half their fossil-fuel power plant and buy electricity from out-of-state energy companies like Enron. Barred from entering long-term contracts for cheap power, the utilities were required to buy at whatever the market would bear on a day-to-day basis. In a New York Times op-ed piece (May 31, 2001), Gov. Davis complained how White House policy--particularly the deregulation dogma of the Federal Energy Regulatory Commission--allowed the out-of-state companies to manipulate the price of natural gas and hold California consumers hostage. Davis argued that FERC's inaction in the face of the crisis violated the Commission's own mandate: "The law requires FERC to ensure that rates are just and reasonable." California itself can do nothing about the unconscionable wholesale electricity prices that are often more than 700% higher than they were just a year ago. President Bush must direct the commission to exercise its authority under the law. The agency that runs California's power grid has identified \$6 billion in overcharges by the generators. Prices are greatly inflated. The same electricity that cost Californians \$7 billion in 1999 was \$27 billion in 2000 and upwards of \$50 billion in 2001. Much of this is fed by escalating wholesale natural gas prices that were 1000% higher in Southern California in December, 2000 than in Dec. 1999."

In April 2001, California's biggest investor-owned utility, Pacific Gas & Elec-

Continued on next page...

CONTRAGATE CRIMINALS BACK ON TOP

By Bill Weinberg

With the November selection of Elliot Abrams as President Bush's director of Middle Eastern affairs, yet another convicted "Contragate" felon assumed a high position on the White House staff. Abrams, President Reagan's Assistant Secretary of State for Western Hemisphere Affairs, pleaded guilty in 1987 to withholding information from Congress, before being pardoned by the first President Bush in 1992. This brings to four the number of officials now in the Bush administration who were key players in the Reagan-era scandal. The others are:

* John Poindexter, now director of the Pentagon's new cyber-snoop agency, the Information Awareness Office; then National Security Adviser. Poindexter was convicted in 1990 of five felonies, including making false statements to Congress. The convictions were later overturned on grounds that he had been granted immunity in exchange for his Congressional testimony on the scandal.

Poindexter, whose sinister Pentagon surveillance office has been put on hold funding-wise by Congress, was barred for life from setting foot in Costa Rica after a special 1989 government investigation there found him guilty of operating a cocaine-for-weapons ring to arm the Contras.

* John Negroponte, now US Ambassador to the UN; then Ambassador to Honduras, where he oversaw the establishment of the country as a staging ground for the right-wing Nicaraguan guerrillas known as the "Contras."

* Otto Reich, now a member of the White House national security staff; then director of the State Department Office of Public Diplomacy--which was found to have engaged in prohibited acts of domestic propaganda to generate support for the Contras. Reich suddenly lost his job as Assistant Secretary of State for Hemisphere Affairs just before Congress adjourned on Nov. 22.

The White House demoted him to his current position when it became clear that the Senate, even with its new Republican majority, would not confirm Reich as assistant secretary of state. Reich has also been accused of conniving with last April's abortive military coup in Venezuela. The new chairman of the Senate Foreign Relations Committee, Richard Lugar (R-IN), made it clear he would not vote to confirm Reich.

The only key Contragate figure left out of the fun is Lt. Col. (ret.) Oliver North, who closely oversaw re-supply of the Contra guerillas as a National Security Council agent. Convicted of three felonies but cleared on appeal, he has since become a radio and TV personality, and ran for the US Senate in Virginia in 1994. Last November, he led a special cruise to the island of Grenada for his supporters, to commemorate the 1983 US invasion which helped "reverse the communist takeover." Passengers included Rep. Dana Rohrabacher (R-CA), former Attorney General Edwin Meese, and National Rifle Association executive vice president Wayne LaPierre. Former President Reagan's eldest son, Michael, was also invited.

BUSH PARTNERS in CORPORATE CRIME

JOHN ASHCROFT

Attorney General of the United States. Recused himself from the Justice Dept. probe of ENRON because ENRON raised \$57,499 for his failed Senate Campaign.

DOMINIC IZZO

Assistant Secretary of the Army (Civil Works) Former Manager of Project Works for ENRON's DHABOL Energy Plant

MARC RACICOT

Head of Republican Party, Former ENRON Lobbyist

ROBERT ZOELLICK

U.S. Trade Representative, Former ENRON Advisor

THOMAS WHITE

Secretary of the Army Former CEO of ENRON Operations & Former Vice Chairman of ENRON Energy Services

THOMAS RIDGE

Head of Homeland Security Former Governor of Pennsylvania Successfully lobbied by G.W. Bush on behalf of ENRON

LAWRENCE LINDSEY

Chief Presidential Economic Advisor Formerly Served on ENRON Advisory Board

KARL ROVE

Chief Presidential Advisor, Former ENRON Stockholder who Successfully Lobbied ENRON on Behalf of Ralph Reed



by Elena Steier
http://striporama.com/quickies



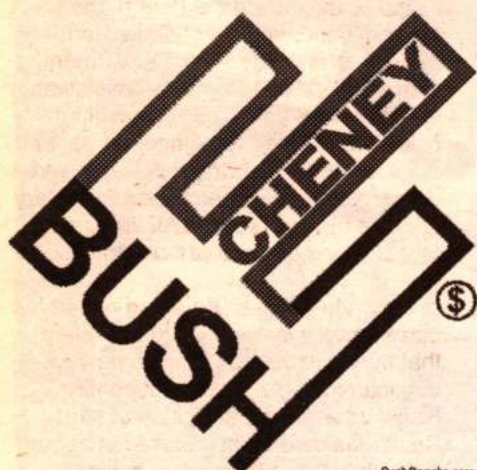
Abrams

Poindexter

Reich

Negroponte

Enron (continued)



BushSpeaks.com

tric Corp. was not affected, protecting the top investors--a tactic challenged by California Attorney General Bill Lockyer, who brought suit against the holding company, charging it with breaching legal agreements to protect ratepayers (Lockyer press release, Jan. 10, 2002). Enron is owed \$570 million by the bankrupt utility.

In the wake of PG&E's bankruptcy, Gov. Davis accused Enron and its cohorts of being "pirates." Enron CEO Kenneth Lay took home more than \$140 million in 2001 and donated \$100,000 to the Bush inauguration party.

An April 2001 memo from Lay to VP Dick Cheney as the two met to discuss the energy crisis and the formation of a new national policy was leaked to the San Francisco Chronicle. Critics say the two-page memo shows how administration policy mirrored Enron's priorities. Senator Barbara Boxer (D-CA), called the memo "a smoking gun." Hearings were held by the Senate Energy & Natural Resources Committee on Enron's role in the negotiations that led California to impose the deregulation policy in 1995.

According to a report in the online magazine Salon by Anthony York: "Vice President Cheney has already admitted that he and Enron CEO Ken Lay discussed the California situation in some of their six meetings in 2001, leading some critics to believe that Bush's hands-off policy toward California was done at Enron's bidding. Lay was also instrumental in replacing the chairman of the federal commission that regulates energy issues (FERC) with his own nominee, after the original chairman refused to kowtow to Enron's wishes on electricity deregulation. And an ongoing criminal investigation by California Attorney General Bill Lockyer is still looking into allegations that energy producers and traders, including Enron, artificially manipulated the price of energy to profit off of California's poorly constructed energy deregulation plan."

Enron reported an income of \$777 million in the fourth quarter of 2000 while California citizens were facing rate hikes and rolling blackouts. When Enron CEO Jeffrey Skilling spoke at San Francisco's elite Common Wealth Club on "The Roles and Responsibilities of the Energy Industry" in June, 2002, Agent Chocolate Supreme of the Biotic Baking Brigade (BBB) wafted a blueberry tofu cream pie into his face, crying, "This is for the millions you've stolen from California's real working people!" Said the pie-throwing activist: "Mr. Skilling, who personally made \$132 million in 2001, creamed us--

so I, Agent Chocolate Supreme, felt obligated to cream him. Energy companies such as Enron are the ones who lobbied for deregulation. They bought off our politicians to make laws in their favor, and are now getting rich off us every day working people, as our rates are going up up up." Skilling saw things differently. "We are on the side of angels," he told a reporter. "People want to have open, competitive markets. They want fair competition. It's the American way."

Although the California crisis had nothing to do with oil, Cheney's Report of the National Energy Policy Development Group (officially entitled "National Energy Policy: Reliable, Affordable and Environmentally Sound Energy for America's Future") explicitly invoked the "electricity shortages and disruptions in California" to push its agenda of oil development in Alaska's Arctic National Wildlife Refuge (ANWR) and Central Asia's Caspian Basin. The report was released in May 2001, in the midst of the crisis.

ENRON AND THE CASPIAN PIPELINE

In July 1998, the US State Department announced it was "pleased" that the government of Turkmenistan had selected Enron to carry out a feasibility study for the trans-Caspian gas pipeline. Under the deal, funded by the US Trade & Development Agency (TDA), Enron was contracted to provide an analysis of the technical, economic and environmental aspects of the project, which had the official backing of the White House, NATO allies and major Western oil companies. Read the State Department announcement: "The United States Government has made development of Caspian energy resources along an east-west transport corridor a top priority and welcomes Turkmenistan's decision." The TDS funding for the study was part of the US Caspian Sea Initiative, through which the three federal trade financing agencies (TDA, OPIC, and EXIM) are coordinating programs" and putting US Government support behind the drive to move Caspian oil and gas to world markets." (Press statement by James P. Rubin, State Department spokesperson, <http://secretary.state.gov/www/briefings/statements/1998>)

The pipeline is to cross the Caspian Sea and deliver Turkmenistan's natural gas to global markets via Turkey, and to be followed by an oil pipeline on the same route. This route was decided on after repeated efforts by the State Department and Texas oil giant Unocal (top investor in the Turkmenistan oil fields) to strike a deal with the Taliban regime for a route across Afghanistan

QUESTION: WHAT'S THE REAL STORY BEHIND HARKEN, HALLIBURTON AND THE ADMINISTRATION'S ENRON CONNECTIONS?



ANSWER: BOMB IRAQ.

"WAR IS A RACKET"

--U.S. General Smedley Butler

By Issar

The fraudulent justifications for the Iraq war have already fallen apart. The original accusations of a revived nuclear program have been dropped by everyone except bold-faced liars like U.S. Secretary of State Colin Powell who accepted the Brits plagiarizing half of their so-called 'report' from a student thesis off the internet--went before the UN and presented it as fact. If he had any honor after this--if he were truly a General and not a Manchurian candidate--Powell would resign. Weapons inspector Dr. Hans Blix (chem/bio) has contradicted President Bush's nonsensical statements in his State of the Union speech. (NY Times 02/04/03--see also 'Blix Says He Saw Nothing to Prompt a War,' NY Times, 01/02/03).

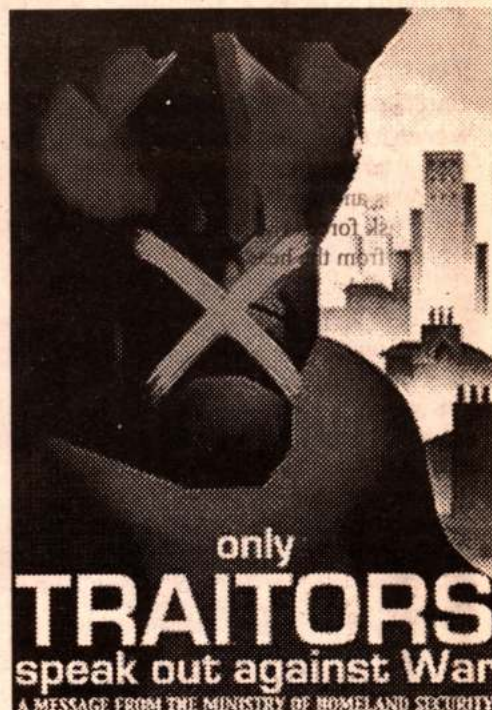
The recent terror alert was a total lie--based on false statements by someone who failed a lie detector test. All claims by Bush and the British prior to the arrival of inspectors have been proven false. CIA satellite photos of Iraqis "rebuilding weapons factories" have turned out to be false. The statement of Hans Blix of February 14 has shown that Powell lied about the Iraqis moving chemical weapons in advance of inspections. Bush's State of the Union allegation of an Al Qaeda poison factory in northern Iraq turns out to be a collection of abandoned buildings. Recent claims by Powell that the Osama Bin Laden statement shows a connection with Iraq shows the exact opposite--Bin Laden says that Iraq's government is "filled with socialists and infidels and should be overthrown." By the way, where's Osama? One of the primary lies is that "Iraq threw out the inspectors." Former UN weapons inspector Scott Ritter has told everyone time and again that it was U.S. intelligence agencies--not the Iraqis--who sabotaged the weapons inspections 'UNSCOM' in 1998.

Saddam Hussein was installed by the CIA to suppress worker and student movements in the late 1960s: **Saddam Hussein invaded Iran on behalf of the oil companies and the U.S. Government** on the order of President Carter's National Security Advisor **Zbigniew Brezinski** during his 1980 trip to the region.* A million people died for nothing in the so-called Iran/Iraq war. **All shipments of chemical and biological weapons into Iraq were approved by the U.S. Government** through quasi-governmental companies such as the American Type Culture Collection. Hussein's actions against the Kurds and others were backed all the way by the Reagan/Bush governments in the late '80s. In 1990, **Saddam Hussein was manipulated into invading Kuwait through Kuwaiti provocations, U.S. State Department lies, and the hidden hand of the CIA--"slant-drilling," oil production hikes, price suppression, etc.** The State Department issued repeated public statements of "no special defense or security commitments to Kuwait" while the U.S. military was secretly prepared for war.**

Halliburton Wins Contract on Iraq Oil Firefighting

HOUSTON, March 6 (Reuters) - A Halliburton Co. (nyse: HAL - news - people) subsidiary Kellogg, Brown & Root (KBR) has won the contract to oversee any firefighting operations at Iraqi oilfields after any U.S.-led invasion, a Defense Department source said on Thursday.

KBR was widely viewed by many in the



What is really going on? The events we are undergoing do not have their basis in the present--they've been pre-planned for years. We have a corrupted President who will say anything, regardless of truth, to pursue a pre-set agenda of slaughter and conquest. We have a government of an old boy network going back for decades--people who've been biding their time, awaiting their moment. The Project for a New American Century, The Committee on the Present Danger, seizing Arab oil, conquering each Arab country in turn and fragmenting them into little fiefdoms.** As our country is again torn apart, we will remember those who made this possible--the U.S. Congress, which has betrayed its oath of office and abdicated its responsibilities under the Constitution. As the Pentagon prepares computerized dossiers on 300 million Americans, we see that our legal right to public assembly has been reduced to a mockery.

Yelling about it from "protest pens" is not enough! Form your own political parties--unite them and get these dogs out now before they turn this country into another Nazi Germany! Because that's exactly what they're trying to do!

*Ralph Schoenman and Maya Shone, Taking Aim, WBAI 99.5 FM, Tuesdays, 5:00pm

** Hidden Wars of Desert Storm, documentary film



oilfield services industry as the likely candidate to oversee firefighting in Iraq's oilfields. Halliburton does extensive logistical support work for the U.S. military.

Vice President Dick Cheney served as Halliburton's chief executive officer from 1995 to 2000.

A possible beneficiary of Thursday's deal is oilwell firefighting company Boots & Coots International Well Control Inc., with which Halliburton has had an alliance since 1995.

A Halliburton spokeswoman declined comment and referred all questions to the Defense Department.

US COMPANY SOLD ANTHRAX BACTERIA TO IRAQ

By Frank Morales

"Anthrax is news" -- (Nightline, ABC-TV, 2/20/98)

"For the first time, some Persian Gulf War veterans have a government study that backs up what they have said all along. They're sicker than people who weren't there. What is making them sick is still a mystery." -- (Associated Press, 2/27/96)

From 1985 to 1989, the United States government approved 70 shipments of anthrax and other disease-causing pathogens to Iraqi scientists. The American Type Culture Collection (ATCC), a 73-year old nonprofit company based in Rockville, Maryland, was the supplier-exporter of the anthrax and other "cultures" to Iraq. These shipments were approved by the US Commerce Department's Technical Advisory Committee, whose membership included Robert Stevenson, then chief executive of ATCC. This was reported by *New York Newsday* in a November 27, 1996 article written by Patrick J. Sloyan, entitled, "Undisclosed Connection," in which Sloyan revealed that ATCC's role as a supplier of anthrax to Iraq became known on February 9, 1994, when Sen. Donald Riegle (D. Mich.) delivered a Senate speech criticizing ATCC's actions.

ATCC products, all 60,000 cultures in stock, can be grown to produce bio-war munitions, although, according to Sloyan, "UN Special Commission investigators in Iraq found no evidence that Baghdad used biological weapons or even succeeded in developing the pathogens into usable battlefield munitions." Nevertheless, "150,000 front-line US combat troops got anthrax vaccine injections." In other words, American soldiers were shot up with anthrax, supposedly immunizing them against anthrax poisons, supplied earlier, in some quantity, with the consent of the US government itself!

Dispersed as an aerosol, anthrax spores can produce high fever, breathing difficulty, chest pain and eventually, blood poisoning and death. Areas that are hit with anthrax can remain lethal to humans for decades. The question is, were "our boys" subject to these spores during Operation Desert Storm, and possibly even used as guinea pigs in some kind of bio-war scenario? In any case, by 1993, 75,000 US Gulf War veterans have complained of illness, fatigue, sore joints, sleeping difficulty, chronic diarrhea, memory loss and depression, all of which they claim are related to their military service. Eventually, veterans groups brought sufficient pressure to bear, forcing President Clinton to act. As expected, the president ap-

pointed a commission to study (read: cover up) the issue. He "ordered" the Pentagon itself to study the problem and to determine whether any link exists between anthrax and sick American soldiers.

The Pentagon, in turn, set up the Defense Science Board Task Force on Persian Gulf War Health Effects. The results of their study, released in 1994, dismissed any links between chemical and biological weapons and Persian Gulf War-related illnesses. Despite this predictable Pentagon denial, coming from a task force that pre-emptively ruled out biological weapons as a cause of "Gulf War Syndrome," thousands of Gulf War veterans have participated in class action law suits. According to *Newsday*, they are "seeking damages from ATCC and other firms that exported products that could have been used in Iraq's chemical and biological warfare program." The *Newsday* article goes on to state that "one possible source of a low level exposure to biological weapons may have been the destruction of Iraqi biological facilities by US warplanes."

Considering that "renowned geneticist" Joshua Lederberg headed the Pentagon study, it was no surprise to some that it reached the conclusion that it did. Lederberg, born May 23, 1925, is a former President of Rockefeller University in Manhattan, a 1958 Nobel laureate for medicine and a member of the Defense Science Board. He was chosen to head up the Pentagon study by then Deputy Defense Secretary John Deutch, later head of the CIA. Deutch had no problem with Lederberg, nor with the fact that at the time of the 1994 Pentagon study, Lederberg was also one of 10 directors on the board of American Type Culture Collection! Later, Deutch claimed that he didn't know of Lederberg's connections to ATCC or that the firm shipped anthrax for four years to Iraq.

The Pentagon Task Force took seven months to issue its report. In it, Lederberg devoted only a half-page to biological weapons. He stated that "there is no scientific or medical evidence that... there were any exposures of US service members to chemical or biological war-



fare agents in Kuwait or Saudi Arabia." Actually, a week after Senator Riegle's February 9, 1994 speech against ATCC on the Senate floor, Lederberg wrote Riegle, as head of the Pentagon Task Force, on "Office of the Secretary of Defense" stationery. With frothing innocence, Lederberg stated that he was "intrigued by your recent suggestion that the medical problems being exhibited by some Gulf War veterans might be related to biological warfare, specifically, to the list of biological materials sent to Iraq from the American Type Culture Collection." He requested a "briefing" by Riegle's staff, who then later testified before Lederberg's panel on February 25, 1994, supplying them with this information. None of the testimony or details about ATCC's shipments were contained in the final report.

The American Type Culture Collection, for whom Lederberg served as a director from 1990 to 1994, is, according to *Newsday*, "a repository of bacteria, fungi and other products used by the global scientific community as a standard of reference for research." Patrick Sloyan notes that Ms. Kay Sloan-Breen, "an ATCC spokeswoman," defined ATCC as a "collection of scientists wearing white hats." The direct predecessor of ATCC was the creation, in 1911, of a repository of living bacteria at the American Museum of Natural History in New York City. ATCC was officially formed in 1925 by a committee of scientists and others spearheaded by the National Research Council. Relocating a number of times, ATCC settled in Rockville, Maryland in 1964, although it is scheduled to move once again to a "state of the art" facility at Prince William County, Virginia, some time in early 1998.

According to an ATCC promo, they are "a global bioscience organization that provides biological products, technical services, and educational programs to private, industry, government and academic organizations around the world. The mission of the ATCC is to acquire, authenticate and maintain reference cultures, related biological materials, and associated data, and to distribute these to qualified scientists in government, industry and education." ATCC "culture distribution policy" reads as follows: "ATCC distributes cultures only to qualified organizations and scientists. Indication of adequate facilities and expertise must be demonstrated to receive cultures from ATCC. Government Permits, or Compliance Agreements, or other forms may be required for the receipt of certain cultures. Shipments to countries outside the US, or their agents, are regulated by the US Department of Commerce. Certain countries, specified by the Department

of Commerce, are prohibited from receiving cultures from ATCC." It is not difficult for the intelligent reader to discern the loop-holes in this "policy."

According to published reports, ATCC shipped *Bacillus anthracis* twice--in May 1986 and September 1988. There were also two shipments of *Clostridium botulinum*--a bacterium used to make botulinum toxin--on the same dates. The batches, frozen in tiny vials, were shipped to Baghdad's Ministry of Education in Iraq. The CIA and Defense Intelligence Agency knew in 1986 (or at least this is implied in a recently declassified CIA document) that quite likely there existed a "strictly controlled" area at Salman Pak which served as some kind of bio-weapons facility in Baghdad. Again, according to Sloyan, "the main production facility, Salman Pak, was bombed from the outset of the war after an extensive debate between George Bush and his military commanders. They feared fallout from the air strikes could pollute the battlefield." In other words, by 1991 and Operation Desert Storm, the generals and others knew full well the consequences of bombing such a bio-weapons facility--in effect waging a chemical war.

Recently acquired documents related to the American Type Culture Collection state that they are an "archive of living cultures and genetic materials" in the business of developing "biological model systems." ATCC is extensively involved in the Human Genome Project, busily "analyzing the entire human genome," according to Raymond H. Cypess, ATCC's CEO and President. ATCC is also extensively involved in genetic engineering and other areas, including cloning.

One should not expect ATCC to mention their policy regarding bio-warfare, counter-insurgency or the murder of innocent people. These are medical people who expect us to trust in their objectivity, compassion and skill. But as in Nazi Germany, have the healers become the killers? Doctor Lederberg has refused interviews on this subject. And again, there is no mention of utilizing a "culture" like anthrax in the massive genocide of people. The first allegations of the use of biological agents in war were made in response to attempts by Germany to employ such agents during World War I. At one point in 1916, the Germans were accused of inoculating horses with anthrax in Bucharest. World War II produced more accusations against Germany. According to the record of the Nuremberg Tribunal, one of those involved in germ warfare experimentation during the war was Dr. Walter

Continued on next page...



RUMSFELD AND SADDAM HUSSEIN SEAL THE DEAL. BAGHDAD, 1983

war ON drugs!

"Better Warriors Through Chemistry!"

By Paul Garrin

...or so goes the philosophy of US Military "futurists" who contemplate ways to use drugs to enhance the performance and endurance of soldiers during combat.

The US Military has historically used so-called "go" and "no-go" drugs including the amphetamines DEXADRINE, BENEDRINE and RITALIN to enhance alertness on long-duration missions, and various sedatives to induce sleep in between.

Amphetamine use dates back to at least the Vietnam War and before that caffeine in coffee was the drug of choice. US Pilots in the 1991 Gulf War as well as over the skies of the Balkans in 1999 and Afghanistan in 2001-2002 routinely took amphetamines during their bombing missions. Despite possible addiction and side effects including depression and hypertension, speed is readily and legally available to all pilots and special forces who choose to use it in battle.

In the 1991 Gulf War, 60% of pilots took dexadrine as did 96% of those in units involved in heavy combat. During the 2001-2002 war in Afghanistan pilots were allowed to self-regulate their doses of speed, with their own supply of pills in the cockpit. When they would return from their missions, US Military doctors would give them sedatives to bring them down and help them sleep. Although for many pilots the use of amphetamines in combat was effective and without incident, there are dangers and unintended consequences that come from the side effects of using "go" and "no-go" drugs.

The flight surgeon's guide to "Performance Maintenance During Continuous Flight Operations" (written by the Naval Aerospace Medical Research Laboratory in Pensacola, Fla.) mentions such possible side effects as euphoria, depression, hypertension, and addiction. There's also the possibility of "idiosyncratic reactions" (amphetamines can be associated with feelings of aggression and paranoia) as well as getting hooked on the "cyclic use of a stimulant/sedative combination."

"The risk of drug accumulation from repetitive dosing warrants serious consideration," the guide notes. The "informed consent" form that military pilots must sign notes that "the US Food and Drug Administration has not approved the use of Dexadrine to manage fatigue."

Another danger exists in the sedatives used for "no-go" to induce sleep. Sometimes sedatives cause a condition called "anterograde amnesia" where an individual cannot recall any events that happened during the time the medication was in effect. The danger exists that military operatives may forget their missions if they attend briefings after taking "no-go" drugs, leading to possible wrongful attack on innocent targets.

In April, 2002 four Canadian soldiers were killed and eight more were injured when a US F-16 pilot on speed suffered delirium and believed that he was under attack, unleashing a 500 pound laser-guided bomb onto an allied military training exercise in Afghanistan, killing and injuring the Canadians.

Undeterred by the possible negative effects that are statistically bound to occur, the military's belief in the overall benefits of such drugs for enhancing combat performance is reflected in current doctrine:

"The capability to resist the mental and physiological effects of sleep deprivation will fundamentally change current military concepts of 'operational tempo' and contemporary orders of battle for the military services," states a document from the Pentagon's Defense Advanced Research Projects Agency (DARPA). "In short, the capability to operate effectively, without sleep, is no less than a 21st Century revolution in military affairs that results in

operational dominance across the whole range of potential U.S. military employments."

The military futurists at DARPA have embarked on a radical "medical" approach to increasing the performance of soldiers on extended combat operations. DARPA researchers seek to use drugs to achieve what they call "continuous assisted performance" for missions that last up to seven days without sleep. Such "assisted performance" extends beyond the effectiveness of traditional stimulants such as caffeine and amphetamines. The US Special Operations Command expects that future special forces "operators" can rely on "ergogenic substances"--drugs commonly used by athletes including testosterone and human growth hormone (HGH), creatine (found in raw meat and fish, critical for high-intensity muscle contractions), betaagonists albuterol and salmeterol (commonly used to control asthma), caffeine, ephedra, and other substances "to manage environmental and mentally-induced stress and to enhance the strength and endurance of the operator." The US Military has been researching and experimenting with various dietary supplements and combinations of ephedrine and caffeine, although recently according to the ARMY TIMES, US Military commissaries have pulled products containing ephedra from their shelves after its use was linked to deaths related to heart attacks and high blood pressure.

The brightest hope for a drug that extends human wakefulness beyond the limit of amphetamines and other traditional stimulants is a drug called MODAFINIL approved by the FDA to treat the sleep disorder "narco-lepsy". Modafinil convinces the brain to be awake at any hour by stimulating only specific neurotransmitters in the hypothalamus that control wakefulness. Modafinil is believed to produce no side-effects. The US Military has already begun giving modafinil to pilots of Blackhawk helicopters at Fort Rucker, Alabama and will likely use it in missions over Iraq, enabling pilots to stay awake as long as 35 hours with no reported negative impact on performance. (See <http://modafinil.com> for more -- Ed.)

Scientists still do not know the long-term health effects of modafinil and the impact on the body and mind when subjected to long periods without sleep. After the war in Afghanistan, many pilots and special forces who returned home after taking amphetamines to extend combat operations suffered from depression, paranoia, and hyper-aggressive behavior. It is not known if those soldiers also took testosterone or other "ergogenics" to enhance combat. Many of the returning soldiers acted out violently and aggressively toward their families, including cases where men in special forces units based at Fort Bragg, North Carolina killed their wives. It is suspected that the use of drugs in combat or the withdrawal from using them could have inflamed the aggressive behavior that led to the murders of the military wives, and physical abuse against still more.

Instead of using drugs to enhance and extend acts of VIOLENCE, the military "futurists" should come up with a designer drug for PEACE. The "side-effects" from such a drug could be interesting.



MAC MCGILL

ANTHRAX

Continued

P. Schrieber, who was at the time head of Scientific Department Group C of the Military Academy in Berlin. In March 1952, *Time Magazine* reported: "Dr. Schrieber, it developed, had been brought to the US in a Defense Department scoop-up of German technical men, known as Operation Paperclip. His job: consultant to the (US) Airforce in a division with the grandiloquent title Global Preventive Medicine."

Fort Detrick, near Frederick, Maryland, is one of the main centers of biological warfare research in America, set up in 1943. The facility, comprising some 1500 acres, wields a large budget, employing hundreds of "scientists." In part, its efforts are directed toward breeding pathogenic (harmful) organisms with precisely the characteristics--such as resistance to antibiotics--that real medical researchers would like to see eradicated. Anthrax disease is the object of considerable research at places like Fort Detrick. Finally, among other institutions that come within the influential sway of Fort Detrick, are the National Academy of Sciences and the American Society for Microbiology. The latter group, originally called the Society of American Bacteriologists back in 1925, helped establish, as a charter founding member, the American Type Culture Collection.

It's true. Anthrax is "news".

UPDATE:

This article appeared in SHADOW #43 in 1998. ATCC, located since 1998 in Manassas, Virginia, is still a new world order "global bio-resource center," having cleaned up its website over the course of the last few years, during which they were hit with numerous lawsuits for their role in causing the illness which has befallen thousands of Gulf War I vets. Despite some articles which dealt with this story, it remains the case that most of the American public probably still doesn't know that between 1985 and 1989, numerous US companies, with Commerce Department sanction, supplied Iraq with much of the raw material for creating its chemical and biological warfare program, and not only bacillus anthracis, the cause of anthrax, of which the largest supplier was ATCC. The 1994 Senate Banking Committee report to which Senator Riegle referred, noted that US exports to Iraq included the precursors to numerous chemical-warfare agents, plans for chemical and biological warfare production facilities, and chemical-warhead filling equipment.

Defense Secretary Donald Rumsfeld, currently one of the most strident critics of Saddam Hussein, met the Iraqi President in 1983. A private citizen at the time, he was chosen by then President Reagan as a special envoy to the Middle East. Rumsfeld met Hussein on De-

cember 20, 1983 and told him that Washington was ready for a resumption of full diplomatic relations. At that time, he arranged for US companies to sell to Baghdad these biological and chemical weapons components, including anthrax. Of course, Rumsfeld was also aware that his buddies on the Joint Chiefs would reap big cash, via the Bioport company, from selling huge amounts of anthrax vaccine to shoot up US soldiers for their "protection." The "good neighbor" policy was followed with such vigor over the next seven years that on July 25, 1990, only one week before Saddam invaded Kuwait, the US Ambassador to Baghdad met with Saddam to assure him that President Bush Sr. "wanted better and deeper relations."

Finally, in a case of birds of a feather continuing to flock together: Rumsfeld now wants \$100 million for the creation of a "Proactive Pre-emptive Operations Group (P2OG)" at the National Security Council level, which, according to an August 16, 2002 Defense Science Board report on the matter, would "develop an entirely new capability to proactively, pre-emptively evoke responses from adversary/terrorist groups," which would presumably improve "information collection by stimulating reactions." This enterprise, emerging from the bowels of the militarist provocateur state, is structured around the expertise of a number of "professionals," including none other than Dr. Joshua Lederberg who, according to the report, is tasked in the area of the "discriminate use of force," a vital and sensitive area of terrorist expertise in the arena of counter-insurgency--FM

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REPRESENTING THE HATED IN TIMES OF HATRED

By Stanley Cohen

The history of our struggle to secure individual liberty against arbitrary overreaching government is a history of courageous attorneys standing up during times of crises, both real and imagined, periods precipitated not just by events beyond our collective control, but those exploited by ambitious persons ever ready and willing to sacrifice the vulnerable among us to the mantle place of political expedience. Four such periods stand out. And while each has been the subject of some exploration in the classrooms of constitutional law, until we as advocates have swallowed the bitter pill of political repression at home, they remain generally mere topics for abstract debate for fertile developing legal minds.

"It is obvious that not only the foreigners that are engaged in this movement but also the American citizens who are lending their aid to it must be recognized and treated as enemies of America and the American people. It is the task of Congress to provide a method of dealing with the latter which will be effective and at the same time not subversive of American principles. And the task should not be postponed."

"As a foe, the fanatic is fearless of his own life, for his creed is a fanaticism that admits no respect of any other creed. Obviously, it is the creed of any criminal mind, which reasons motives impossible to clean thought."

While these sentiments would appear to present head-notes of recent editorial comment, congressional debate and executive edict, to the contrary, each was published more than ninety years ago during the so-called Palmer raids. During the early 20th century, these raids swept across the country, justified as a necessary and appropriate response to a series of bombings by a small group of so-called domestic terrorists. The result: thousands were jailed without warrant or probable cause, not because of any connection to the crimes themselves, but rather as an expedient vehicle by which to round up, isolate and silence real and imagined opponents of the administration. Countless numbers of innocent immigrants who looked, spoke or even prayed differently were deported without due process of law, typically returned to the totalitarian regimes from which they had fled, in search of liberty and justice here. Out of fear or misguided notions of patriotism, most of the bench and bar stood silent as a great chill descended upon the land; as lives were ruined and families destroyed under the guise of national security--with the full imprimatur of the executive and Congress.

Welcome to Karamatsu. Karamatsu and its progeny represent both the best and the worst of our profession. On the one hand, the trilogy of cases served as a vehicle by which a profound new standard of constitutional review, that of strict scrutiny, was announced for discriminatory state action impacting upon discrete and insular minorities, but yet at the same time denied constitutional protection to some 160,000 Japanese Americans interred in concentration-like camps during World War II for more than three years, solely on the basis of their race.

Once again, full constitutional protection gave way to political expedience under the banner of national security and but for a few independent courageous counsel, the bar remained largely silent as the box cars were filled with Americans young and old.

The excesses of the McCarthy and Co-intelpro eras of the 1950s and 60s are

well-documented and beyond serious dispute. Suffice it to say that while generations of innocent Americans fell victim to repressive political agendas remarkable for little more than their anti-Semitic and racist zeal of the day, few of our profession stood the test of time. Most of the bench and bar remained unattached and uninvolved while tens of thousands of Americans lost their jobs, their freedom, their reputation and even their lives.

What each of these four periods share in common is a profound and disturbing dichotomy between severe political repression at home and an unwillingness by most of the bench and bar to stand against the tide of public rancor in the discharge of our obligation as the protector of our collective rights and individual liberties during such times--no matter how difficult that responsibility may be.

As advocates, ours is a history replete with moments of greatness and shame. Indeed, all too often we have remained ominously silent, and thus complicit, as great harms were perpetrated against the most vulnerable among us--not infrequently with the full imprimatur of our constitution and elected leadership. While some may argue shamelessly that the camps of Karamatsu were but an isolated example of war time zeal and excess, the disenfranchisement of women, the genocide of Indians and slavery with its continuing badges and incidents stand as stark reminders of what will happen, when attorneys abdicate our historical role as the bulwark between the excesses of powerful institutions of government and the disenfranchised, disaffected and the despised which it seeks to govern.

Historically, constitutional harms have always been carried out for the "right reasons," be they those justified by judicial decision, legislative fiat or executive power. Frequently, it is the tenor of the times which influences how we as attorneys respond to the hue and cry of the body politic as it seeks to impose its values and will upon those among us less powerful, less popular. Not surprisingly, as passions cool and crises pass, it is difficult to find an attorney willing to profess that he or she stood on the side of tyranny or remained silent in the shadow of its presence, as if these grave historical stains occurred in secrecy under cover of night.

If history has taught us anything about freedom, it is the willingness of the majority to demand of the minority that they sacrifice in times of national crises. Today is no different.

Recent polls indicate that more than 70% of Americans say that we must sacrifice as part of the so-called war on terrorism; that we must expect diminished civil rights and fewer liberties in these times of terror; that we must eschew freedom, as we have known it, in the name of national

DOWN BY LAW

By
Stanley Cohen
ATTORNEY AT LARGE



security. Predictably, while a majority of Americans suggest their readiness to forgo individual rights in this time of distress, as always, it is the minority, the dissident, the stranger on whose shoulders the burden of sacrifice has fallen. Just as predictable, more than a few of our profession have acquiesced to the cry of the crowd in this time of crises.

Since 9-11, all Muslims, Arabs and Southeast Asians have lived under a constant state of siege in this country as their civil rights and liberties have been sacrificed to the political needs and demands of a small group of elected and appointed leaders in the name of war.

As eloquently predicted by George Orwell: "The consciousness of being at war and therefore in danger makes handing over of all power to a small caste seem a natural, unavoidable condition of survival." Orwell had nothing on George Bush, John Ashcroft, Trent Lott or Anton Scalia.

Today, as advocates we are duty bound to challenge a cynical political agenda that not only seeks to strip our adversarial system of its independence and vitality, but which endeavors to exacerbate our fears as we flex our military might at home and abroad while we victimize millions for the deeds of but a few.

In this time of national crises we must resist the temptation to join the chorus of those who would substitute nationalist slogans for equality and justice; if as advocates, we do not, who will?

In this age of national fear we must repudiate as sheer sophistry the notion that individual rights and liberties must be reduced to empty ideals reserved for better times or better persons; if as attorneys, we do not, who will?

In this era of national security we must condemn and reject all attempts to return to the secrecy of the Star Chamber where the unpopular and the despised can be judged without benefit of counsel and full confrontation in the name of expedience or to satisfy the hue and cry for vengeance; if as attorneys, we do not, who will?

Will our tasks as attorneys be easy? Of course not. The challenges will be as great as the need and the need is overwhelming. In the sixteen months since 9-11, the executive branch of government has unleashed an unprecedented attack upon the civil rights and liberties of Muslims, Arabs and Southeast Asians in this country.

Among other things:

* Tens of thousands have been detained for various times without warrant, probable cause or reasonable suspicion that they had committed any crime whatsoever;

ever;

* Thousands have been jailed for extended periods without due process, all unconnected with the events of 9-11;

* Countless numbers of Muslims, Arabs and Southeast Asians have been victimized through widespread use of unreliable unchallenged and uncorroborated secret evidence under the talisman of national security in ex-parte judicial proceedings and tribunals alike;

* Based on little more than caprice and rumor, federal prosecutors have systematically abused material witness orders as dozens of uncharged women and men have languished in high security facilities throughout the country far removed from their family and friends often denied access to counsel, stripped of any meaningful judicial review;

* Grand jury proceedings long intended to protect the citizenry from prosecutorial excess and abuse have in the post 9-11 climate become politically charged platforms which do not return indictments for substantive offenses, but rather serve as tribunals in which the innocent fall prey to perjury and obstruction traps;

* Raids on mosques, schools and foundations--religious and otherwise--have become commonplace and job place harassment by law enforcement has caused widespread loss of security clearance and promotion for Muslims throughout the country;

* Intimidated by aggressive and overbearing tactics of law enforcement and de facto diminished expectations of privacy, resident aliens, immigrants and naturalized citizens have been subjected to widespread and systematic illegal search and seizures under the guise of "consent" in their homes and job place;

* Racial and religious profiling fueled by government rhetoric and private hysteria have become the rule, not the exception, with tens thousands of Arab and Southeast Asians subjected to discrimination in travel and public accommodation throughout the country;

* Political expedience, and little else, has for the first time in our collective history brought to our shores a system of compelled registration of aliens and visitors based upon nothing more than race, ethnicity and religion;

* And, finally, while we have been quick to denounce the acts of so many other regimes and movements throughout the world as totalitarian and inhumane, increasingly Americans in law enforcement and those in our direct employ overseas have resorted to torture of not just those we call enemy, but, on occasion, U. S. citizens as well.

Continued on page 16

AMERICA'S SECRET COURT GETS HIGH-TECH AUTOMATION AND INCREASED POWERS TO SPY IN THE U.S.

By Paul Garrin

America's Secret Court now delivers even swifter "injustice" since recently going "express." The FISA Court (Foreign Intelligence Surveillance Act) [See SHADOW #44-Ed.] "is made up of anonymous judges chosen by the Chief Justice of the Supreme Court and empowered to grant wiretaps, approve break-ins, bug homes, offices, etc.--all without probable cause. The hearings are conducted in secret without notification of the proposed target and without due process, since the subjects of the investigation cannot challenge the evidence or answer the charges brought against them." [See SHADOW #44 or go to: <http://shadowpress.org/shadow/S44/s44sting.html>-Ed.]

In the wake of the "Patriot Act," the US Department of Justice, under the reign of Attorney General John Ashcroft, has sought even greater powers under FISA to spy on US citizens without the protections and restraints on unreasonable searches guaranteed by the Fourth Amendment of the US Constitution.

According to Ashcroft's own account before a Senate hearing on fighting Terrorism, FISA has issued over 170 "emergency" surveillance warrants since the passage of the "Patriot Act." With the formation of the Office of Homeland Defense, along with technology upgrades across the spectrum in the Justice Department and the FBI, FISA has gone "express," moving into cyberspace on to the web where US Agents can log in to their accounts and submit FISA surveillance warrant requests via an automated form, usually "resulting in the deployment of surveillance operations under a FISA warrant within hours of establishing probable cause."

Ashcroft elaborated this while thanking the committee for the funds required for the "upgrade" that led to the automation of the FISA process. Ashcroft's use of the term "probable cause" masked the fact that under FISA, law enforcement need not be bound by the requirement to establish traditional "probable cause" before a judge.

Since the passage of the Patriot Act, Ashcroft sought to further expand government power to conduct surveillance within the US and to facilitate greater unfettered information sharing between law enforcement and intelligence agencies. In March 2002, Ashcroft filed a memorandum with the FISA Court that proposed to relax procedural limits placed on how and when law enforcement and the national security branch of the FBI can share information and investigations. The Ashcroft memo went on to propose that criminal prosecutors may now have access to "all information developed" in FBI counterintelligence investigations, including that gathered through FISA-authorized surveillance that was not in compliance with the Fourth Amendment.

In May 2002, for the first time, the seven-member FISA court announced publicly that it unanimously rejected the government's request to expand surveillance powers, along with rejecting new procedures proposed by Attorney General Ashcroft that were designed to remove barriers between the FBI and criminal law enforcement in conducting domestic surveillance and sharing information gathered. Prior to this announcement, FISA Court proceedings have always been secret, never to reach the public.

However, in September, 2002, the FISA Court's decision was reversed by the newly-formed FISA Review Court--the FISA Court's court of appeals that is made up of three semi-retired federal appellate judges, and is only required to hear argument from the executive branch and not from an investigation's target. The FISA Court of Review has the power to overturn decisions of the FISA Court and in the first and only decision in its history it did just that--despite the pleas from civil liberties groups--removing restrictions on sharing information between

intelligence-gathering and law enforcement, proclaiming that such restrictions had never been justified. [See full text of the FISA Review Court Decision at: http://www.epic.org/privacy/terrorism/fisa/FISCR_opinion.pdf - Ed.]

A coalition of civil liberties groups had challenged Ashcroft's quest to radically expand powers to spy on US Citizens. The American Civil Liberties Union (ACLU), Center for Democracy and Technology (CDT), Electronic Privacy Information Center (EPIC), Electronic Frontier Foundation (EFF) and others filed amicus ("friend of the court") briefs at the invitation of the FISA Review Court.

In the legal papers filed with the FISA Review Court, the groups said that expanding government surveillance powers "would also jeopardize other constitutional interests, including the First Amendment right to engage in lawful public dissent, and the warrant, notice, and judicial review rights guaranteed by the Fourth and Fifth Amendments." Their brief went on to state that "the price of lawful public dissent must not be a subjection to an unchecked surveillance power."

According to University of Washington Law Professor Anita Ramasastry, the FISA Review Court's decision "invites abuse by allowing the FBI to ignore the Fourth Amendment while working in tandem with local criminal authorities." The FISA Review Court set limits to the application of its decision, stating that "the government can only break down barriers between the FBI and local criminal authorities with respect to crimes that are related to foreign intelligence--not ordinary, garden-variety crimes"

Professor Ramasastry, in her column for Findlaw.com, citing the Court of Review, notes that "the FISA process cannot be used as a device to investigate wholly unrelated ordinary crimes." According to Prof. Ramasastry, "The decision will allow the Department of Justice to do away with the ordinary requirements of the Fourth Amendment in order to eavesdrop on our phone calls, read our e-mails or conduct searches of our homes without notifying us that it ever conducted the surveillance. How? By redirecting their investigations through the FISA Court rather than through a criminal court." [See <http://writ.news.findlaw.com/ramasastry/20021126.html> - Ed.]

Under the new rules, probable cause of a crime will no longer need to be shown in foreign intelligence-related investigations by criminal law enforcement, allowing all evidence gathered under the relaxed standards to be admissible in court. Since the traditional standards of evidence and probable cause are effectively now non-existent, the government and law enforcement are free to abuse the information and evidence gathering process by collecting evidence for its own sake which may never be used in court, but may suit other arbitrary purposes, without accountability nor oversight. Local law enforcement can now bypass Fourth Amendment requirements by working with the FBI who can easily and quickly obtain FISA warrants, thereby creating greater opportunities to conduct surveillance on a growing number of individuals, in secret.

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PATRIOT ACT II:

More Power for Bush!!

USA PATRIOT ACT: "Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism"

Exploiting the fears of US residents in the wake of the terror attacks of September 11, 2001, the Bush Administration and Attorney General John Ashcroft have embarked on a campaign to expand the powers of government by gutting due process, the system of checks and balances and expanding the government's ability to spy on citizens without judicial review. Most citizens are not even aware of the rights that they have lost under the USA Patriot Act of 2001, formulated by Ashcroft and rushed through an uncritical Congress in late October 2001. None of the provisions of the Patriot Act address the governmental failings that have been identified as having prevented the Feds from stopping the 9-11 attacks.

The Patriot Act is a pure power grab by an administration which, after having stolen the 2000 presidential election, is seeking dictatorial powers which will enable it to clamp down on those who oppose its plans for world conquest.

Here are some of our rights that have been lost under the USA Patriot Act of 2001:

- > Freedom of Association: Government may now monitor religious and political institutions without suspecting criminal activity if the information might assist terror investigations.
- > Freedom of Information: Government has closed once public immigration hearings, has secretly detained hundreds of people without charges, and has encouraged bureaucrats to resist public records requests.
- > Freedom of Speech and the Press: Government may prosecute librarians or keepers of any other records if they tell anyone that the government has subpoenaed information related to a terror investigation.
- > Right to Legal Representation: Government may monitor federal prison jail-house conversations between attorneys and clients, and deny lawyers to Americans accused of crimes.
- > Freedom From Unreasonable Searches: Government may search and seize Americans' papers and effects without probable cause to assist terror investigations.
- > Right to a Speedy and Public Trial: Government may jail Americans indefinitely without trial and without being

charged or being able to confront witnesses against them if they can be classed as "enemy combatants."

Now Ashcroft's Justice Department has been drafting the new legislation--called the Domestic Security Enhancement Act of 2003, in secret over the past several months. It contains a multitude of new and sweeping law enforcement and intelligence gathering powers and expands on many provisions contained in the Patriot Act of 2001.

The new legislation would allow the government to strip citizenship from any American who provides support for a group designated by the federal government as a "terrorist organization" (Section 501). Significantly, the Patriot Act of 2001 broadened the definition of groups that could be so designated to potentially include domestic protest organizations such as Operation Rescue or People for the Ethical Treatment of Animals.

Other contentious proposals in the legislation include statutory authority for secret detentions and the termination of court-approved limits on police spying. Also, the bill would apply the death penalty to offenses that, due to the redefinition of domestic terrorism in the Patriot Act of 2001, could apply these provisions to protest tactics that "involve violent acts or acts dangerous to human life." Under the law, according to the American Civil Liberties Union (ACLU), if an anti-war protestor broke the law during a demonstration and someone died as a result, the protestor could be subject to the death penalty. (Section 411).

Here is a sampling of some of the other provisions of the Domestic Security Enhancement Act of 2003, which is being referred to as "Patriot Act 2":

- > Make it easier for the government to initiate surveillance and wiretapping of U.S. citizens under the shadowy, top-secret Foreign Intelligence Surveillance Court. (Sections 101, 102 and 107)
- > Shelter federal agents engaged in illegal surveillance without a court order from criminal prosecution if they are following orders of high Executive Branch officials. (Section 106)

Continued on page 16

what to do
when
THE FBI
COMES

TALK, PUNK, OR
ELSE WE KNOW
YOU'RE GUILTY!

THEY MAY COME
ON TOUGH...

WE'RE HERE TO MAKE
SURE YOU'RE NOT
INVOLVED, OLD BUDDY.

THEY MAY COME
OH FRIENDLY...

HOW'S THAT CORN ON
YOUR LEFT BIG
TOE DOING, NICK?

OR AS IF THEY ALL
READY KNOW A LOT

IMMEDIATELY ASK TO SEE IDENTIFICATION!
(Write it down, or tape the event)

THEY MAY PLAY
DUMB AND TEMPT
YOU TO TRY TO
OUTSMART THEM...

DUH...

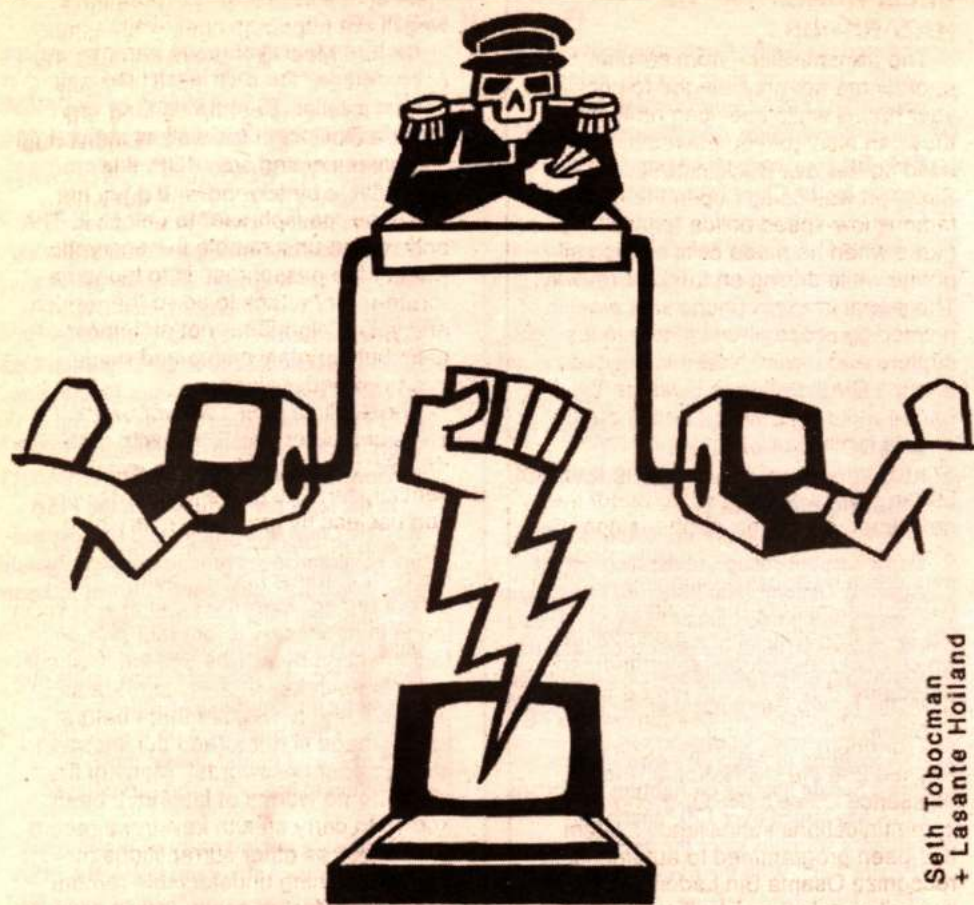
IT IS A
FEDERAL
CRIME TO
LIE TO
THEM!

THERE IS ONLY
ONE SAFE, LEGAL
RESPONSE YOU
SHOULD MAKE:

GO AWAY-- I
HAVE NOTHING
TO SAY TO YOU!

THEY MAY TELL
YOU TO CALL
YOUR LAWYER.
THIS IS A TRICK--
IGNORE THEM.
DO NOT LET
THEM IN YOUR
HOUSE IF THEY
DO NOT HAVE A
WARRANT. THEY
MAY REMAIN
ON YOUR DOOR-
STEP OR BANG
ON YOUR WINDOW.
THEY HAVE
MORE TRICKS
THAT ARE NOT
LISTED !!

TACTICAL MEDIA



Seth Tobocman
+ Lasante Holland

FEDS SEIZE INTERNET DOMAINS AND SPY ON USERS

The US Justice Department recently conducted a series of raids on internet headshops and sites alleged violating the Digital Millennium Copyright Act (DMCA). In the raids, Federal agents seized not just the usual computers and paraphernalia, but also the online vendors' internet domain names--the addresses that enable web-surfers to find sites on the internet and view their contents. These seizures mark the first in what appears to be a dangerous trend in interpreting property rights--treating the domain name as material property and seizing it, and in threatening online privacy as government takes control of confiscated domains and uses them to spy on users.

In the past, when a suspected illegal operation involving computers (and the internet) caught the attention of law enforcement, it was always the physical computers that were seized. When confiscated machines were web servers, the websites hosted on them would simply vanish from the web as the police turned off and impounded the equipment. Operators could later buy new servers and have the sites back online cheaply and easily in a new physical location, and as long as they maintained control of the site's domain name, traffic would be flowing soon after. The physical location of the server is immaterial to the domain name and with a simple re-configuration, the domain's traffic can be directed to a new location.

In recent cases of seizures, however, the courts have given law enforcement the power to seize a suspect's domain name and take control of the traffic directed by the domain, diverting it to servers controlled by authorities which in turn gives them the ability to spy on unsuspecting visitors.

A recent Drug Enforcement Agency (DEA) crackdown on internet headshops led to the indictment of 55 people for allegedly selling drug paraphernalia over the internet. Among the sites seized by the DEA are "pipesforyou.com", and "aheadcase.com" which now, according to US Attorney General John Ashcroft, along with others seized, have their traffic redirected to DEA servers, where feds are able to monitor visitors who connect to the sites. Visitors are now greeted with a message informing them that a Pennsylvania Federal Court has "restrained" the sites at the request

of the DEA, but by the time an unsuspecting visitor sees that message, it's too late--their IP address and other information regarding their computer and the software that it's running has already been captured in the DEA's server logs.

In a separate case, feds raided a suspected "bootlegger" of commercial software, seizing a site called "isonews.com" whose owner was charged with selling special chips that let pirated game software run on videogame consoles.

How do they know it's you visiting? On the Internet, Web surfers (and all computers connected to the net) are identified with a unique number, or Internet Protocol (IP) address. Devices on the Internet require an IP address to enable them to send and receive Web, e-mail and other traffic.

When users log on to the internet, whether through a dialup connection, DSL/cable modem, etc. they are assigned an IP address, and often get a new one each time their computer disconnects and re-connects. Their Internet Service Provider (ISP) has a record of which user account has any given IP address at any given time, and it's possible for the feds to get ISPs to voluntarily give up the identity of a user that was behind an IP address. Often they do so with just a friendly phonecall or fax, no warrant or subpoena necessary.

David Sobel, general counsel of the Electronic Privacy Information Center (EPIC), criticized the Justice Department for being "suddenly in a position of being able to monitor the Web-surfing activities of unwitting individuals who believe they are going to a Web site ... but possibly implicating themselves into some law enforcement investigation." Sobel went on to say that "You can spin this out to future situations where there are a lot of classes of individuals the government might like to have a list of."

Are domain names speech or property? Domain name registrars have fought in court to ensure that domain names are not considered property, in part to protect themselves from threat of legal liabilities and endless litigation. The issue as to whether or not a domain name constitutes property, or simply a

PENTAGON DOES CYBERWAR:

Will Cyberwar "do" the Pentagon?

By Paul Garrin

The US Department of Defense (DoD) originated the Internet and now has secretly declared "cyberspace" as its battleground. The US Military has conducted electronic warfare operations using computers and networks for years, but now "Cyberwar" has become official US Doctrine along with those that govern the use of nuclear weapons. In July, 2002, US President George W. Bush issued an order known as "National Security Preparedness Directive 16" that commands the Military to develop a strategic foundation for the use of technology to impair enemy computer systems.

Since 1998, the Joint Taskforce- Computer Network Defense (CND), operating out of Arlington, Virginia, has formed the core of the US Cyber Warfare operations. Its members include Army 1st Information Operations Command, Marine Forces Integrated Network Operations, Navy Component Task Force-Computer Network Operations and the Department of Defense Computer Emergency Response Team. These various teams form the guardians of a "live" 24 hour perimeter around US Government and Military computer networks, defending them from unauthorized "events" such as network probes, port scans, virus/worms, penetration attempts, and denial of service attacks. Under the command of the President, the CND will "coordinate, support and conduct, at the direction of the president, computer network attack operations in support of regional and national objectives."

Cyberwar takes on many forms. It can be both overt and covert--cyberspace and its various components: links, routers, operating systems, provide a dense, richly-layered jungle palette for possible strategies, rich with always-fresh and sometimes not so fresh vulnerabilities to exploit. It can be waged from almost anywhere one can connect to the internet, against any other computer/system on the network and does not require billions of dollars to conduct; skills required vary from salesmanship (social engineering) to expertise in mathematics and computer science (code breakers). In between exists a broad range of user-friendly methods, some of which can be freely downloaded from most computer security sites--known exploits are often published along with the tools to exploit them to enable system administrators to test their network for vulnerabilities--or for hostile forces to wage an attack against a vulnerable network target.

Although the Pentagon closely guards its cyberwar secrets, their relatively nascent operations do not necessarily have an edge over seasoned civilian cyberwarriors, computer security specialists, or even savvy teenagers from Slovenia to Indonesia who can compromise systems that contain commonly known or newly-discovered bugs that allow an attacker to do anything from crashing a system to gaining total STEALTH control of a system--sometimes using it as a launching pad for attacks against other networks, or by burrowing in to conduct surveillance, discover secrets and otherwise collect and even alter information, and in some cases DESTROY data, including all evidence of an attack. Many of the same tools and methods for disrupting systems are freely available to both civilian and military players and often do not require technical expertise. The only way that the Pentagon could gain an advantage would be to conspire with closed-source software producers such as Microsoft, to secretly build "weapons" capabilities and susceptibilities into their products that only the Pentagon would know about and be able to use. This

would be possible only because Microsoft keeps its software codes secret and because most computer users are ignorant about technology and computer programming and science. It's not implausible to think that Microsoft would collude with the US Military to compromise software security--in the past [as reported in SHADOW #45-Ed.] the French Government has accused the US National Security Agency (NSA) of conspiring with MS to build surreptitious remote-surveillance capabilities into MS windows operating systems. The German Government, resolving to phase out MS software from their critical systems to prevent any security compromise of their computer systems by the US Government, has switched to LINUX.

The DoD's ability to compromise other computer operating systems such as LINUX, OpenBSD and others, is less likely because such corruption of any open-source software will inevitably be discovered by the many experienced eyes of programmers and developers who work with the code, which is publicly available in its entirety and is not secret like Microsoft's code. So-called "closed-source" software from Microsoft has often been criticized by computer scientists and programmers, especially since Microsoft-based systems are regularly full of exploitable bugs (usually as a result of sloppy programming and lack of quality control) that are difficult to discover or repair because MS keeps their code secret--but not difficult to exploit. That is not to say that UNIX and other operating systems do not suffer from occasional exploitable bugs. However, the majority of damaging and disruptive waves of worms and viruses over the past years have mainly affected computers running Microsoft software. Since a majority of the computers in use by the US Government and its offices, including administrative, defense and intelligence systems use Microsoft operating systems and software, they themselves are just as vulnerable as anyone else on the network using the same flawed code, and are just as likely and easily to be successfully attacked by a curious teenager somewhere as they are "enemy" military or "terrorist" forces.

Such an awareness is not lacking within the Bush Administration--in January, 2003, the top White House adviser on cybersecurity Richard A. Clarke resigned in the face of what he saw as a losing battle citing damage from the widespread infection of what he called a "dumb worm that was easily and cheaply made" that struck hundreds of thousands of computers worldwide, causing disruption of email, slowing traffic on the web, and shutting down some banking systems. The CND "cyberwarriors," numbering around 122 people with a \$26 million annual budget, may be no match for the relatively low-tech/low budget adversaries who can potentially bring ANY computer network to it's knees. In his resignation, Clarke wrote: "More sophisticated attacks against known vulnerabilities in cyberspace could be devastating. As long as we have vulnerabilities in cyberspace and as long as the US has enemies, we are at the risk of the two coming together to severely damage our great country."

Now that the US Government is set on going to war, including a war in cyberspace, could it be that they may end up being done in by a teenager in a cyber-cafe in Jakarta? Only time will tell.

Don't say that the SHADOW didn't warn you!

Continued on next page...

TACTICAL MEDIA

By application of the United States Drug Enforcement Administration, the website you are attempting to visit has been restrained by the United States District Court for the Western District of Pennsylvania pursuant to Title 21, United States Code, Section 853(e)(1)(A).

BUSTED! By the time you see this it's too late—your computer's internet address has already been logged by the Drug Enforcement Agency!

contract that the registrar has with the domain holder, remains unresolved in the courts. If a domain name is considered property, then it can be "seized" as if it were material. If a domain name is considered "speech" and not "property," then its "seizure" could amount to censorship. Under the current system, domain name issues have tended to favor trademark holders and have "erred" on the side of intellectual property rather than "free speech." In many cases, domains were ordered transferred by the courts, where trademark holders won over domains that were used by critics who used the domains in parody or expose wrongdoing. These victories of intellectual property rights over free speech rights may just have paved the way toward considering domain names themselves property, giving the government the ability to seize control of the domains and use them to deceive citizens while collecting data on them indiscriminately.

ONE DOMAIN AT A TIME

Control over access and transmission of data through the internet is in part regulated by the publication of so-called "Top Level Domains" (TLDs), currently controlled by the US Department of Commerce and their private contractors, the Internet Corporation for Assigned Names and Numbers (ICANN) and VeriSign (formerly known as Network Solutions (NSI)), both reputed to have close ties to the private corporate-defense-intelligence communities. One way to regain media democracy and freedom is to support the recognition of new and expressive TLDs as published by progressive internet infrastructure developers NAME.SPACE (<http://namespace.org>).

org) which pioneered new TLDs like ".SUCKS", ".LOVE", ".ANARCHY" and hundreds of other political and expressive TLDs, and who fought for the right to offer them globally to the entire Internet by taking on the historical Antitrust challenge to Network Solutions (1997-2000). (See <http://namespace.org/law> -- Ed.) Beside the antitrust challenge, NAME.SPACE participated in the flawed ICANN TLD application process and the subsequent Congressional hearings on ICANN's questionable TLD selections in 2000, which reviewed allegations of unfairness and conflicts of interest that corrupted the process and excluded rightful operators such as NAME.SPACE and others from making their TLDs available to the entire internet. The issue of the global recognition of hundreds of new TLDs can not be left up to a corrupt ICANN and other entrenched corporate interests. The Domain Name System of the Internet acts in a way like the "airwaves," with the domain name functioning like "channels" to "tune in" to web content and to direct email traffic. You can become a part of the initiative to regain control of media "one domain at a time" by supporting the Campaign to ReClaimThe.Net and signing up to publish a website under the new domains published and operated by NAME.SPACE <http://ReClaimThe.Net>. Financial support raised through member registration fees help to continue the pressure to the US Department of Commerce to recognize the existence of these new TLDs and to publish them in the global ROOT DOMAIN to make them accessible to the entire internet, and to improve, expand and operate a growing alternative non-commercial media infrastructure. Individuals can reach these new domains now by changing the TCP/IP do-

main name server settings on their local computers according to the directions at <http://namespace.org/switch>. [See SHADOW #46 + #47 for more--Ed]

CELLPHONES MAY BE HAZARDOUS...

The transmissions from cellular phones are not only alleged to cook your brains while speaking on them, they can also get you busted if you're evading the law. Back in 1995, OJ Simpson was caught up in the now infamous low-speed police "chase" triggered when he made calls on his cell phone while driving on the LA Freeway. The signal from his phone was pinpointed by police, thus leading to his capture and arrest. Now it is alleged that the CIA has tracked Osama Bin Laden while he used his cell phone to call his family from a location somewhere in Afghanistan. One thing that Bin Laden should be concerned about the next time he uses his phone--since almost all contemporary mobile phone sets contain Global Positioning Satellite (GPS) transmitters--he could be sending GPS targeting data via a satellite which could then direct an unmanned "Predator" drone aircraft armed with "hellfire" missiles to attack him where he sits (or rides). The SHADOW has learned that the US National Reconnaissance Office's (NRO) "Echelon" communications surveillance system has been programmed to automatically recognize Osama Bin Laden's voice as it monitors telephone traffic, triggering an alert whenever it detects a match to Bin Laden's voiceprint. So one word for Bin Laden: next time you make a call, you best do it from a low-tech payphone, disguise your voice, and keep it SHORT...or you just may find a predator on your tail and a hellfire up your ass. [The SHADOW prefers OBL be taken alive so he can spill the beans on his real business dealings with BUSH and company!--Ed.]

PROTECT YOUR PERSONAL DATA!

When noted human rights activist attorney Stanley Cohen had his laptop seized at an Israeli airport in February 2003, it's likely that the Israeli spooks had no trouble collecting all the vital texts and files stored on Stanley's hard drive. Like most people, the convenience of computers hide their hidden complexity and inherent vulnerabilities, especially present in "default" configurations that most technically inexperienced users have set up on their systems. Even if Stanley had protected access to his computer's "desktop" with a username and password, retrieving raw data from the disk is a simple task to the seasoned computer pro, as long as that data is "in the clear," meaning that no encryption was used to protect it from unauthorized eyes.

One way to prevent such easy access to your data, even if your computer is physically seized or stolen, is to ENCRYPT it using freely available strong encryption, such as "Pretty Good Privacy" (PGP). PGP enables you to encrypt individual files as well as entire contents of a hard drive, making it nearly impossible to crack and gain access to sensitive contents. PGP offers a solution called "PGP Disk" which allows the

creation of an encrypted filesystem on a variety of platforms, including MS Windows, Mac OS, Linux and other UNIX variants. Mac and Windows users can download PGP "freeware" for non-commercial use from PGP Corporation's website at <http://pgp.com>, while Linux, UNIX and MacOS X users can use the open source "GnuPG" (GNU Privacy Guard) available at <http://gnupg.org>. Once a filesystem (as well as individual files) is encrypted with PGP, it is unreadable by anyone who does not know the "passphrase" to unlock it. The only way to unscramble the encryption without the passphrase is to launch a "brute-force" attack to solve the random encryption algorithm--not an impossible task, but certainly a time and resource intensive undertaking.

The achilles heel however exists if one's computer is infected with a stealth KEYSTROKE RECORDER, which essentially renders any attempt at encryption useless by recording everything typed on the keyboard, including any encryption passphrases, before it can be encrypted. Extreme caution and vigilance is necessary to prevent and detect infection by worms and virii that carry the stealth keystroke recorders as well as other surreptitious methods of gaining undetectable remote access to infected computers in order to monitor their users and collect as well as destroy data. [See Tactical Media in SHADOW #45 + #46 for more--Ed.]

Users of Micro\$oft Windows operating systems are most readily susceptible to these exploits (another good reason to BOYCOTT MICRO\$OFT). But no operating system is immune, so beware that any capable adversary can very well invade your computer regardless of the operating system if they are so determined, although it's historically shown that MS windows is the most routinely vulnerable and requires the least skill to compromise.

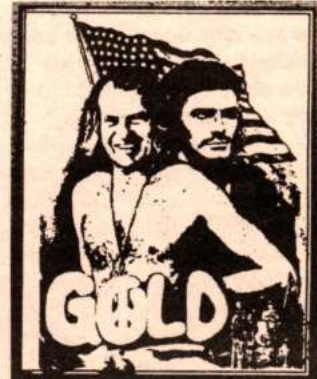
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TOTALITARIAN INFORMATION AWARENESS

The Information Awareness Office's Total Information Awareness Project: Doomed to Fail, Guaranteed to Destroy Lives

By Paul Garrin

Imagine an agency with powers beyond those conceived by George Orwell in his book 1984; the largest most auto-mated information gathering and surveillance system possible by today's standards as the extension of the eyes and ears of the Department of Homeland Defense—that huge and unwieldy bureaucracy formed out of the largest and likely costliest reorganization of the US Government since World War II. Empowered by the "Patriot Act" to circumvent constitutional restrictions and headed by a nefarious Reagan-era man, convicted-then-pardoned for lying to Congress about his role in the "Arms for Hostages" deal that became known as "Iran-Contra," the INFORMATION AWARENESS OFFICE has great aspirations to know all about everyone and to have the ability to predict and even pre-empt crimes, especially terrorism by analysis of multitudes of electronic transactions and realtime "smart" monitoring of surveillance cameras—virtually disintegrating any conceivable notion of privacy or freedom from unreasonable search (formerly) guaranteed by the US Constitution.

IAO chief John Poindexter is camera shy and he doesn't give interviews, but his employer, the Defense Advanced Research Projects Administration (DARPA), endows and entrusts him to control the ways and means of the TOTAL INFORMATION AWARENESS (TIA) program. The entire department has been tight-lipped about TIA and has even been sued in federal court for refusing to release records. The SHADOW has obtained a copy of the IAO's original web-site (which was shortly thereafter censored by DARPA) which shows the IAO logo that contains the "ILLUMINATI" eye atop a pyramid overlooking the entire planet Earth, with the slogan (in Latin): "Scientia est Potentia" (Knowledge is Power), as well as seemingly detailed overviews of the means and methods the IAO has or is developing to equip the Total Information Awareness program to spy on everyone that it can.

[The pre-censored DARPA/IAO web-site is preserved at: <http://infowar.net/tia/www.darpa.mil/iao/> and the current (censored) DARPA/IAO website is at: <http://www.darpa.mil/iao/>]

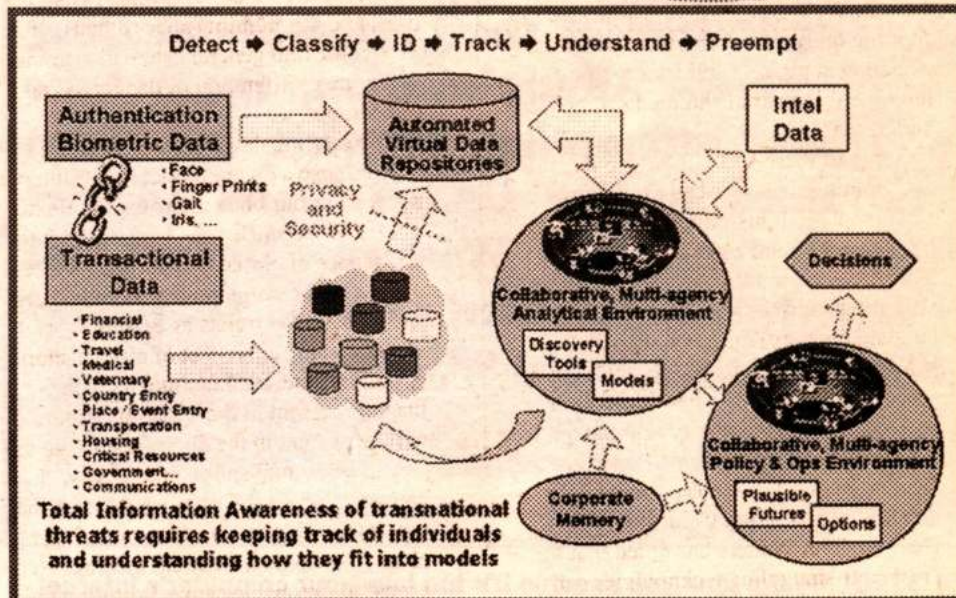
For years, DARPA has been developing and experimenting with artificial intelligence systems and in 1989 began working with the Air Force Research Laboratory in Rome, N.Y. to develop "automatic decision-making"

practices to aid the military in times of planning and crisis. By the late 1990's DARPA increased its work on artificial intelligence with the High Performance Knowledge Base (HPKB) project which focused on war-fighting using databases of rules and observations about a wide variety of subjects built up through datamining technologies. DARPA papers show that their engineers believed that powerful datamining technologies in use to detect credit card fraud and predict consumer purchasing behavior could be applied to HPKB.

The next step in development called Rapid Knowledge Formation (RKF), sought to improve the interaction between the so-called "thinking" machines and the human beings that teach them. The machines are programmed to gather information and make "observations." Humans would correct any mistakes the machines made in efforts to improve the accuracy of the machine evaluations and to expand the machines' "knowledge." RKF was meant to be a "reusable" knowledge base encoded with massive amounts of information by scientific, technical and military experts. Capabilities developed in the Rome, N.Y. labs in the HPKB and RKF projects were carried over to Poindexter's command after DARPA closed the "Information Exploitation Office" housed inside the "Information Systems Office" in October, 2001, and became some of the building blocks of TIA.

The Total Information Awareness System is made up of many elements of technology, theory and research that bear names like "Babylon," "Genisys" and "Genoa" employing complex interactions of imaging, biometrics, realtime language translation, wireless communications, artificial intelligence, and human analysts and operatives working together in an effort to predict and stop crime and terrorism through "pro-active" and "pre-emptive" actions.

TIA is fed by massive datamining public and private databases—to satisfy its voracious appetite, it must have realtime access to any and all data sources that it can, and any and all barriers to that access must be eliminated. In this climate of fear, it is expected that the data-hungry TIA will demand its feed, empowered by the Patriot Act (and by the ominous soon-to-be Patriot Act 2) disregarding and circumventing all legal and constitutional barriers to private data access, facilitated by the voluntary acquiescence of "co-operative" corporations who allow the IAO unfettered ac-



cess to their otherwise private customer data (i.e. credit card transactions, ATM and banking transactions, internet log-ins, email, web sites visited, airline tickets, grocery and retail store purchases, mobile phone calls, etc.) without requiring a warrant or a subpoena or without any respect for due process.

Such indiscriminate data collection will gather and analyze millions of records of innocent people without any reason or probable cause. Besides the obvious invasions of individual privacy and the possible risk of abuse of personal information collected, the mass datamining is of dubious scientific value since statistically it is bound to result in many false-positives, fingering innocent people as terrorists. The high level of automation is not expected to replace human analysis, but is mainly intended to speed up the ability to create links and profiles from evidence gathered, mapping affiliations between individuals and groups, transactions, places, to events and material. TIA processes data based on "templates" constructed from studies of past attacks and confiscated terrorist writings, which, when synthesized, attempts to generate likely attack scenarios.

Which type of data-bases to analyze and target for realtime monitoring would be based on the profile used in the analysis. Experts believe the templates approach is flawed—although it purports to be a technique designed to "cast a narrow net," its efficacy is limited by the fact that human bias was a factor in creating the templates rather than being constructed from pure data. The system can certainly produce results based on such synthesized models, but it only recognizes scenarios the templates' creators dreamed up—likely missing things they DIDN'T think of. Too bad for IAO that there's no "Murphy's Law" command to make up for the fact that there is so little scientifically quantifiable knowledge about how terrorists operate that TIA's ability to accurately predict terrorist events or identify who is really a terrorist is doubtful. What is certain is that there will be a lot of mistakes made along the way and just as in the case of racial profiling (also biased by individual human subjectivity), many innocent people will be falsely accused and punished as the "experts" work out their learning curve and tweak their system.

But all things don't seem so rosy at the IAO these days. US House and Senate negotiators have agreed that

the TIA project can not be used against US Citizens. The US Congress has also reigned in the funding of TIA pending a revised plan by the IAO and further Congressional oversight. This action by the Congress seems a hopeful signal that some concern remains for the privacy and civil liberties of US Citizens, but it does not mean an end to the project by any means. The Pentagon and US intelligence agencies will still be able to use TIA in support of "lawful military operations outside the US" and "lawful foreign intelligence operations conducted against non-US citizens" including those within the US territories, similar to the limitations supposedly on the Foreign Intelligence Surveillance Act (FISA), which allows for the surveillance of US Citizens identified or suspected of having ties with non-US citizens.

The "Patriot Act" carries its own domestic version of FISA and may be the gateway for the domestic use of TIA (lawfully) against US citizens unless separate legislation is enacted that restricts domestic application of TIA. Congress ordered the Department of Defense to provide a report detailing the TIA project's costs, goals, impact on privacy and civil liberties, and its prospects for success against terrorists.

The DoD must file its report with Congress or face immediate curtailment of funding (although the project could continue under the DoD's "black budget" or otherwise). Even if Congress moves to halt TIA, the Bush administration could declare the TIA project a national security imperative, in which case it would forge ahead with the full force of the Pentagon and the Department of Homeland Defense and certainly create an almost immutable surveillance state unlike one never before imagined—a dangerously fallible one guaranteed to ruin lives of innocents whenever it inevitably errs.

Stereo Cameras for Detection **Active Cameras for Identification**

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HID at a Distance will develop multi-modal biometric technologies to improve our ability to identify foreign terrorists from a distance

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Throughout the 1990s, the Federal Government has been pouring money into a series of research programs to look into new Acontraband detection technologies of service in both the war on terrorism and the war on drugs. This research has expanded dramatically in the wake of the September 11 attacks. Much of this research is under the auspices of the Counterdrug Technology Assessment Center (CTAC), founded in 1990 under George Bush, Sr. and presently part of the Office of National Drug Policy headed by George W. Bush-appointed drug czar John P. Walters. CTAC is now awash in funding to develop systems for baggage checking at airports and for checking vehicles and industrial shipments at borders and at sea.

Some of these systems are already up and running. U.S. Customs and Drug Enforcement Administration officers go over trucks coming in from Mexico using the Mini-Buster contraband detection kit, with ultrasound attachments that detect "unexplained differences in density" inside solid objects suspecting of harboring secret compartments. The Mini-Buster is sold by Campbell Security Equipment, located at CTAC's Electronic Proving Ground in Fort Huachuca, Arizona.

White House Drug Control Policy Director John Walters has noted that the "new anti-smuggling technologies can lead investigators to guns, explosives or a canister of biological agents hidden behind a car panel or inside a truck tire as easily as they can direct inspectors to hidden narcotics." With enhanced funding under the war on terror, CTAC has established its Entry Control and Contraband Detection Department 5848 at the Sandia National Laboratory near Albuquerque, New Mexico. CTAC's Sandia crew has embarked on projects such as transportable gamma ray imaging systems for searching the insides of railroad cars and mobile X-ray equipment for searching trucks. Both of these systems are already being tested at a few border and airport checkpoints. The gamma imager takes a picture of the contents of a whole railway car and stores it digitally along with the car's identification number. It uses a powerful gamma ray source containing a substantial quantity of the radioactive isotope cesium-137. This isotope is found in radioactive fallout; the metal cesium is chemically similar to calcium and accumulates inside the bones of people exposed to it, where it bombards the bone marrow with radioactivity and creates a heightened risk of leukemia and other forms of cancer. With all the talk of a "dirty bomb" being used by terrorists, someone ought to have realized by now that these radiation-based detection systems are as capable of creating disaster as they are of preventing it.

CTAC-sponsored research papers from Sandia and elsewhere describe high-tech sniffing devices which suck up large quantities of air and pass it through filter beds designed to absorb and concentrate specific classes of molecules, including drugs or explosives. These sniffers and "pre-concentrators" are being tested in conjunction with systems of chemical analysis intended to detect "fingerprints" of contraband substances such as tetrahydrocannabinol (THC; the active ingredient in marijuana), cocaine, and heroin, as well as explosives and poisons associated with terrorism such as ricin. Systems involving bombardment of the test sample with subatomic particles and atomic radiation are particularly popular at CTAC--these include neutron activation analysis, neutron interrogation probes, coded aperture fast neutron analysis, and pulsed fast neutron analysis. In these methods, complex computer programs study the way the neutrons are reflected and refracted by the test material and identify patterns that are unique to the substances they are looking for, and which would indicate to U.S. Customs

NEW CONTRABAND DETECTION TECHNOLOGY THREATENS PERSONAL LIBERTY

By A. Kronstadt

agents or police that a search should be taken further. The neutron methods and other radiation-based methods of trace detection such as thermal gamma ray signatures and ion-mobility spectrometry, if they come into general use, will also involve the proliferation of dangerous radioisotopes.

The sniffing devices themselves, in particular, pose a greater threat to our liberties than to our bone marrow. The flexible nozzle of the sniffer can be inserted into all manner of closed compartments--the Sandia eggheads mention school lockers and automobile trunks as examples--and aspirate many cubic feet of air in a short period of time. If something like marijuana is present in the space, its vapors will be present in the air at least to the extent of a few molecules, and these will be concentrated on the filter where even that tiny trace will contain the unique fingerprint. The fingerprint could then be interpreted as "probable cause," entitling the policeman to go to work with a cruder implement of investigation, such as a crowbar. The protagonists in the development of sniffing devices hope that the purported non-invasiveness of the sniffers, which do not require that a door be broken down, but which can be slipped underneath it, will make them exempt from constitutional prohibitions against unreasonable search and seizure.

CTAC is also involved in investigating the utility of sniffing devices, pre-concentrators, and radiation-based fingerprinting systems in Drug Czar Walters' campaign against drugged driving. For years, the drug warriors have been vexed that there is no rapid test for illegal drugs, comparable to the "breathalyzer" test for alcohol, that can be applied to drivers at sobriety checkpoints and routine traffic stops. CTAC researchers are looking into the possibility of retrofitting pre-concentration technologies and chemical fingerprinting for this purpose, perhaps concentrating sweat or saliva and searching it for the fingerprint of something like THC. There are differences, however, between this test and the breathalyzer. Alcohol is eliminated from the body in a matter of hours, and a driver who has taken a drink days ago and is no longer impaired will test negative. The breathalyzer test does not pick up the small residues of alcohol in the bloodstream of a person who is no longer drunk, but these new methods are aimed at detecting even a single molecule of complex substances such as THC, which may be present in the form of de-

composed residues as long as a month after a person has smoked marijuana. As with urine testing of industrial workers, rapid drug testing of drivers could be used to conduct a witch hunt against drug users that has little to do with detecting people who are unfit to drive at a given moment.

Other CTAC dope detection projects run from the banal to the fanciful. CTAC researchers are developing a bar coding system for matching urine samples to the persons who produced them, which they hope will allow an expansion in the scope of drug testing among government workers and others. They are working with Australian drug warriors to produce a master race of drug-detecting dogs by scientifically in-breeding the best drug sniffers. CTAC is also attempting to develop a system for "Forced Air Canine Sampling" which would combine the mechanical sniffing technology with the sensitive noses of the government dogs. Moving on to the more fanciful, the CTAC eggheads are focusing on a system for detecting traces of radiation given off by the isotope potassium-40, which is present in all plant matter and whose detection, say, in a truck that is supposed to be carrying TV sets would set off a flag to search the truck for hidden marijuana. CTAC and the Department of Defense, which is also involved in this project, are quick to emphasize that the ability to detect small amounts of radiation at a distance has dual application in the detection of pot (or tobacco, or contraband bananas for that matter, since a trace of the the radioactive

potassium-40 always accompanies regular, nonradioactive potassium found in all plants) and in the detection of radioactive devices in the possession of terrorists, although in practice there will probably be many common items, including smoke detectors, that will be found to give off trace amounts of radiation and confound the test.

Some of these technologies, including the potassium detectors, are only in the "proof of principle" stage and are years away from deployment, even if they prove to have possibilities in the first place. A

number of out-and-out charlatans have joined the ranks of companies marketing high-tech drug-detection systems. The Quadro Corporation of Harleyville, South Carolina, has come out with an instrument called the Quadro Tracker, which is supposed to detect drugs and weapons by means of magnetism and that comes with a series of "insertion cards" that enable it to detect marijuana, cocaine, and gunpowder, even through brick walls and in spaces where these substances had been stored hours before. The instrument contains no power source and the principle behind the "insertion cards" remains undisclosed, but this has not stopped the Shawnee Mission School District in Missouri from purchasing three of the gizmos at \$955 apiece for use in searching lockers, cars, and belongings of students.

It is up to the reader to decide how disturbed to become about the above-mentioned government projects. Some of these systems may be purely bogus and others may stall in development as unforeseen glitches and interferences crop up. But the damage that any advances in snooping technology can actually do to our freedoms will be decided on the basis of how much of our freedom we are willing to give up out of fear, and how much power we are willing to concede to government leaders who are always looking for new ways to control us.

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DOWN BY LAW

Surely there are those among us who may take issue with the scope or extent of repression at home--although none are Arab, Southeast Asian or Muslim. And while others will seek to rationalize some if not all of these policies and practices as either necessary or the unfortunate, but predictable, by-product of the death and destruction of 9-11, overall, the record is not open to serious debate. The attack upon our civil rights and liberties, indeed our system of checks and balance, has been both public and widespread.

Where are the lawyers? Where are the advocates? Where are the women and men of the bench and bar who by tradition, calling and oath are duty bound to stand with the despaired, the despised, the powerless and the vulnerable in this time of need?

Can it be that we have become so paralyzed by our own fears and uncertainties that we said so little when the government announced with great pride and fanfare its intent to monitor discussions between client and counsel--of course, for the right reason--it's always for the right reason!

Would our silence have been nearly as great if instead of Abdullah Al Mujahir and Yaser Esam Hamdi citizen Susan Jones or Robert Schwartz was banished in perpetuity to military custody, without protection of the Great Writ, denied her right to counsel, to formal charge, to confrontation before a neutral magistrate until such time as some as yet un-elected or perhaps even unborn executive decides the war on terror has ended.

And what of Lynne Stewart? Where was the hue and cry from the bench and bar when the crown prince of the defense was indicted by this administration for little more than having the temerity to stand up publicly on behalf of a client some years ago while challenging the arbitrary terms and conditions of his confinement? [See SHADOW #46-Ed.]

In the many months following 9-11, few among us dared to challenge the government in the courts or the arena of public discourse as it filled the jails with people of different color, religion and custom. From coast to coast, an ominous silence spread among our profession as injustices great and small were carried out in the name of national security--often against innocent persons whose only crime was their religion or their heritage. Under the banner of the war on terrorism, the roll of innocent victims multiplied daily in this country as lives were ruined, families separated, employment lost, persons humiliated and reputations destroyed. On more than one occasion, clients were sacrificed to the mantle of collective security as patriotic attorneys provided no counsel or scant counsel to desperate unlettered persons faced with the awesome unbridled machinery of the state.

Perhaps I have been too harsh or unduly critical of our profession's recent endeavors in ensuring our solemn charge that justice be done--not just for the powerful among us, but the unpopular and the powerless as well. In that light, hundreds of our brethren have spoken in Congress and done so with unprecedented speed and near unanimity in passing the Patriot Act.

As attorneys, the specter of the Patriot Act hangs heavy in all that we do today and will for years to come. The Act, as the changing of the courts from Warren to Burger was to prove, heralds a clear break with the ideals of the past and the promise of the future. In the best of times, the defense of the despised proved difficult. Now I fear the Act portends a well-nigh impossible task.

Under some of its provisions, the Attorney General is now empowered to detain almost indefinitely a large class of resident aliens, those documented and not. It permits almost limitless and often warrantless interception of electronic communications and, in so doing, among other things, dramatically diminishes the expectation of privacy for many e-mail communications. The Act not only provides for roving wiretaps and sneak and peak searches, but for the first time permits the government to make use at trial of certain evidence uncovered by a warrant issued on less than probable cause pursuant to the Foreign Intelligence Security Act. It removes the traditional prohibition against sharing grand jury testimony with intelligence gathering agencies and, in reversing a necessary and historic ban against such operations, empowers these agencies to undertake domestic surveillance against aliens and citizens alike. It obligates Financial Institutions to report undefined instances of "suspicious activities" and provides for immunity from suit from aggrieved parties. Students fare no better as academic records no longer enjoy any meaningful degree of protection from otherwise unwarranted government scrutiny. Finally, national sentencing guidelines, already described by many in the federal judiciary as being unduly restrictive and onerous in the extreme, have been amended to provide for thirty year sentences for acts of alleged terrorism which read like little more than a primer for traditional state crimes.

The shadow of 9-11 hangs heavy in this country and will for years to come. And if we are to survive as a free, independent and robust society worthy of survival as we have known it, today's lawyers must heed the call as the inheritors of a long and proud tradition. To rely on the bench alone begs the question: with alarming frequency judges throughout the country have exchanged the gavel for the rubber stamp as prosecutors need chant little more than national security in commanding more and more unchecked power at the expense of our collective freedom.

Now it is our turn. We cannot bask in the collective glories of the John Adams and Clarence Darrows and Thurgood Marshalls and William Kunstlers.

We cannot store our principles away for a quieter, easier time. Now it is our turn to stand as Erskine said "between the Crown and the Subject arraigned in Court."

Now it is our turn to fight. To pledge our fortunes, our honor, our very freedom to protect the institution that makes all the rest worth fighting for--a government limited by law; enforced by an independent judiciary; aided by a courageous bar.

Do not hide in the shadows.

Now it is our turn.

PATRIOT ACT II

Continued

HELP ME FIND AND KILL TERRORIST AGITATORS!



THE KEYS TO SPOTTING THE TRAITORS AMONG US:

- They don't support our glorious war.
- They question the Government.
- They don't watch FOX NEWS.
- They often look different or "brown."
- They don't hate the same people we do.
- They believe in Global Warming.
- They don't Drive SUVs.
- THEY THINK FOR THEMSELVES!

A MESSAGE FROM THE MINISTRY OF HOMELAND SECURITY

- > Authorize, in statute, the Department of Justice's campaign of secret detentions by including a provision that would pre-empt federal litigation challenging non-disclosure of basic information about detainees. (Section 201)
- > Threaten public health by severely restricting access to crucial information about environmental health risks posed by facilities that use dangerous chemicals. (Section 202)
- > Harm Americans' ability to receive a fair trial by limiting defense attorneys from challenging the use of secret evidence. (Section 204)
- > Reduce the ability of grand jury witnesses in terrorism investigations to defend themselves against public accusations by gagging them from discussing their testimony with the media or the general public. (Section 206)
- > Allow for the sampling and cataloguing of innocent Americans' genetic information without court order and without consent. (Sections 301-306)
- > Permit, without any connection to anti-terrorism efforts, sensitive personal information about U.S. citizens to be shared with local and state law enforcement. (Section 311)
- > Undercut trust between police departments and immigrant communities by opening sensitive visa files to local police for the enforcement of complex immigration laws. (Section 311)

- > Terminate court-approved limits on police spying, which were initially put in place to prevent McCarthy-style law enforcement persecution based on political or religious affiliation. (Section 312)
- > Provide an incentive for neighbor to spy on neighbor and pose problems similar to those inherent in Attorney General Ashcroft's "Operation TIPS" by granting blanket immunity to businesses that phone in false terrorism tips, even if their actions are taken with reckless disregard for the truth. (Section 313)
- > Further criminalize association--without any intent to commit acts of terrorism--with unpopular organizations labeled as terrorist by our government. (Section 402)
- > Under the pretext of fighting terrorism, unfairly target undocumented workers with extended jail terms for common immigration offenses. (Section 502)
- > Provide for summary deportations without evidence of a crime or criminal intent, even of lawful permanent residents, whom the Attorney General says are a threat to national security. (Section 503)
- > Abolish fair hearings for lawful permanent residents convicted of criminal offenses through an "expedited removal" procedure, and prevent any court from questioning the government.

The "Patriot 2" legislation is facing heavy opposition from an unlikely coalition of liberals and conservatives. Conservative New York Times columnist William Safire called the proposed legislation an "abomination," and warned, "Justice's aim is to avoid judicial or Congressional control." Safire has been a vocal opponent of many points of the 2001 Patriot Act, particularly those related to secret detentions. The American Civil Liberties Union is calling on Congress to reject the new Act. ACLU Executive Director Anthony Romero says: "Congress should not only reject any new legislation, but it should instead insist that the Bush Administration stop stonewalling and outline how the new powers already given under the first USA Patriot Act have been used."

[For more information on PATRIOT ACT I + II and other government surveillance programs, go to www.aclu.org/safeandfree. The SHADOW wishes to thank the ACLU for many of the facts contained in this article]

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COURT LIFTS LIMITS ON NYPD POLITICAL SNOOPING

By Bill Weinberg

On Feb. 11, Judge Charles S. Haight Jr. of federal District Court in Manhattan ruled to gut the Handschu Agreement, a 17-year-old court order that restricted the New York Police Department's ability to carry out surveillance of political activists. Haight cited what he called "fundamental changes in the threats to public security."

City officials argued the restrictions must be lifted to aid the War against Terrorism. The city government's legal arm, the Corporation Counsel, brought suit last year to weaken the Handschu Agreement, which required police surveillance of political groups to be monitored by a three-member authority. Under the city proposal, the Handschu Authority continues to exist and field complaints about police political investigations--but no longer has the power to regulate or veto such probes.

The city argued that the NYPD "had no conception of the challenge it would face in protecting the city and its people from international terrorism."

The Constitution's protections are unchanging," Judge Haight wrote in his decision, "but the nature of public peril can change with dramatic speed, as recent events show." The Handschu guidelines, he said, "addressed different perils in a different time." Police Commissioner Raymond W. Kelly agreed, telling the press: "We live in a different, more dangerous time than when the consent decree was approved in 1985. This ruling removes restrictions from a bygone era, and will allow us to more effectively carry out counter-terrorism investigations."

The Handschu Agreement came out of a 1971 lawsuit over police surveillance of

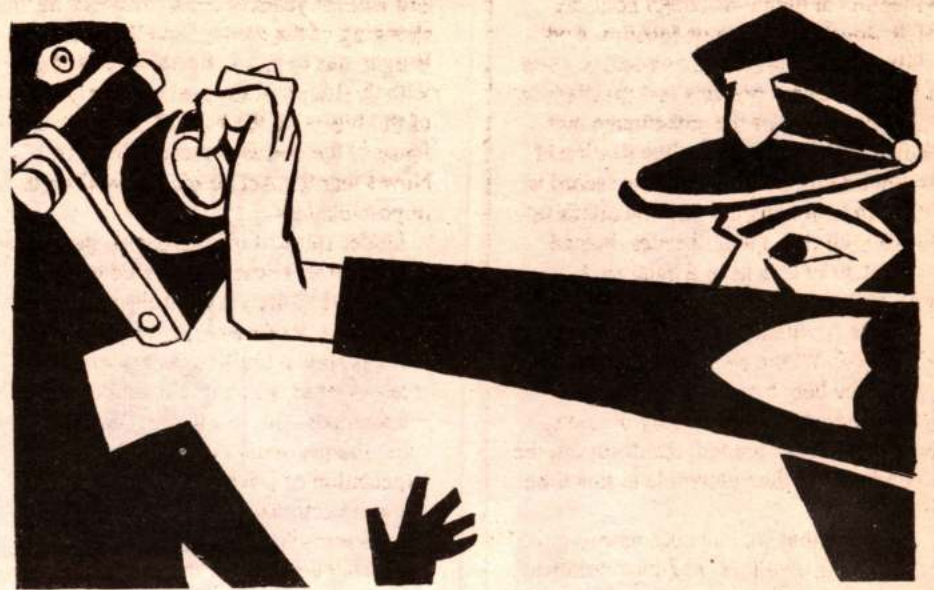
the Black Panther Party and other political activists. The suit targeted the intelligence-gathering activities of the NYPD's notorious "Red Squad"--known in the 1960s as the Bureau of Special Services (BOSS), and today officially designated the Public Security Section of the Department's Intelligence Division. The agreement establishes a three-person Handschu Authority made up of the NYPD's First Deputy Commissioner, Deputy Commissioner for Legal Matters and a civilian appointed by the mayor. Under the now-gutted agreement, public protests could be videotaped only if there was a likelihood of criminal activity. Before Judge Haight's ruling, the use of video tapes had to be reported to the Handschu Authority within 48 hours.

The city's court papers said the New York police are the only ones in the country operating under anything like the Handschu Agreement--which also limits intelligence sharing with other law-enforcement agencies. Similar restrictions on Chicago police were lifted in January 2001.

The moves to unleash the "Red Squad" come with a major overhaul of the NYPD spying apparatus. Overseeing the changes is David Cohen, a 35-year CIA veteran appointed to the newly-created NYPD counter-terrorism post last January by Mayor Mike Bloomberg. Cohen, who was CIA deputy director for operations from 1995 to 1997 and deputy director for intelligence from 1991 to 1995, is now the New York Police Department's deputy commissioner for intelligence.

PHOTOGRAPHING PUBLIC BUILDINGS VERBOTEN IN NEW POLICE STATE

(From WW3REPORT.COM)



SETH TOBOCMAN

At a December 6 vigil outside the New York City Federal Building for detained Palestinian immigrant Farouk Abdel-Muhti, one protester was himself detained after taking photos. The protester, SHADOW contributing writer Ivo Skoric, was held in the Federal Building for over an hour, and interrogated by the FBI. He was released without charges after he voluntarily destroyed the digital film he had taken of the building. Skoric told the SHADOW that the first question the FBI agents asked him was whether he is Muslim. Ironically, Skoric is an exile from Croatia, and has asylum status for having been persecuted as an opposition activist under the Communist Yugoslav regime.

That same week, a similar case was reported from Denver. Amateur photographer Mike Maginnis was arrested on December 3 in his home city of Denver for taking pictures of buildings in an area where Vice President Dick Cheney was staying. Maginnis told his story on the December 4 edition of "Off The Hook," on New York City's WBAI Radio (99.5FM). Maginnis's morning commute took him past Denver's Adams Mark Hotel. Maginnis, who says he always carries his camera, snapped about 30 pictures of the hotel and the surrounding area--including shots of Denver police, army troops, and rooftop snipers. Maginnis, who works in information technology, frequently photographs such subjects as corporate buildings and communications equipment. As he

was putting his camera away, Maginnis was confronted by a Denver police officer who demanded that he hand the camera over. When Maginnis refused to give up his Nikon F2, the officer pushed him to the ground and arrested him. At a police precinct, Maginnis says he was interrogated by a Secret Service agent who threatened to have him charged as a terrorist under the USA PATRIOT act and badgered him to admit that he was taking the photographs to analyze weaknesses in Cheney's security entourage. When Maginnis refused to admit to being any sort of terrorist, the Secret Service agent reportedly called him a "raghead collaborator" and a "dirty pinko faggot." After approximately an hour of interrogation, Maginnis was allowed to make a telephone call. Rather than contacting a lawyer, he called the Denver Post and asked for the news desk. This was overheard by the desk sergeant, who hung up the phone and placed Maginnis in a holding cell. Three hours later, Maginnis was released--but he received no copy of an arrest report, and no receipt for his confiscated possessions. He was told that he would probably not get his camera back, as it was being held as evidence. Maginnis's lawyer contacted the Denver Police Department for an explanation of the day's events, but the police denied ever having Maginnis in custody. The Denver Police Department's Press Information Office did not return telephone messages left by "Off the Hook" producers.

War Games (continued)


Sustained legal and political pressure will surely reveal that the NYPD's Disorder Control Unit, headed up by Deputy Inspector Thomas Graham, is a recipient of this kind of military largess in the form of Pentagon expertise in the science of counterinsurgency and the suppression of dissent. The Disorder Control Unit, according to the NYPD, "conducts comprehensive reviews of the department's plans for responding to civil disorders," "develops training programs," and implements "co-ordinated mobilizations." The unit "is critical to the development of new tactical strategies," to the "improvement of current equipment" and "identifying the need for new equipment as technology develops," all to ensure that the NYPD is "adequately prepared and trained to meet every level of disorder effectively, efficiently, and professionally."

This past September, Graham, in his "professional" capacity as "Commanding Officer of the NYPD Civil Disorder Unit," spoke at a "counter-terrorism symposium" (9) at the Radisson Resort in Cape Canaveral, which was "restricted to law enforcement, government and security professionals." Besides Graham, US Air Force Anti-terrorism Officer Jason McClendon spoke on the subject of "community anti-terrorism initiatives" designed to "assist local communities fight terrorism" via "joint efforts of law enforcement and the community." Rounding out the presentation was US Ranger (Ret.) Col. D. Dickerson (Special Forces, 519th Intelligence Battalion,

CDR), (Ret.) "Bo" Bosiljevac, (Ranger, Navy Seal and Miami Police Department) and Thomas Hill (US Marine Corps Force Recon.)

It is likely that Graham picked up some useful tidbits at the symposium. His biography notes that "he has over 28 years experience" in the area of "disorder control," and that he is the NYPD's "expert on disorder control operations." As such, "he tests the department's ability to respond to actual incidents by conducting no-notice mobilization exercises," "supervises the response and assessment" of protests, and "evaluates new tactical equipment and less lethal weapons."

In this regard, Graham is probably aware of the Pentagon's recently field-tested electromagnetic pulse weapon designed for crowd control, a glowing "crowd dispersal" methodology effectuated by the heating up of people's skin to 130 degrees (10), or maybe Southwest Research Institute's "generalized model of crowd control behavior for law enforcement training applications" (11). The Institute "has developed a computer-based training system for the US Marine Corps Fighting Laboratory" which "has evoked interest from the law enforcement community in adapting the same technology to meet their needs." And finally, Graham would be wise to check out the Institute's "Commander's Interactive Training System, which is designed to train platoon commanders in civil disorder management and tactics." Why? Cause he's gonna need it!




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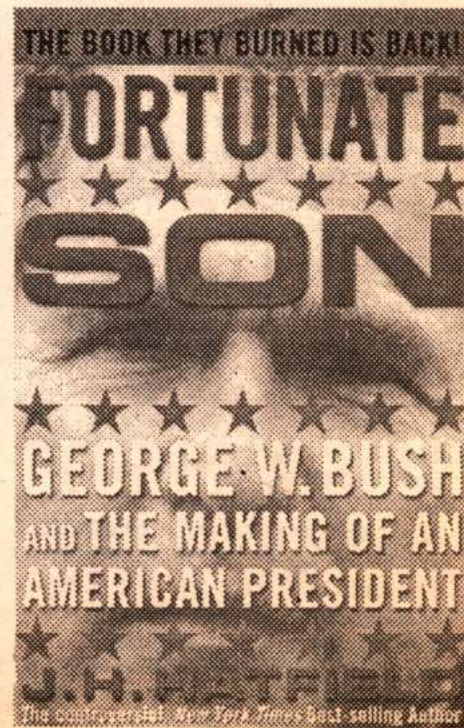
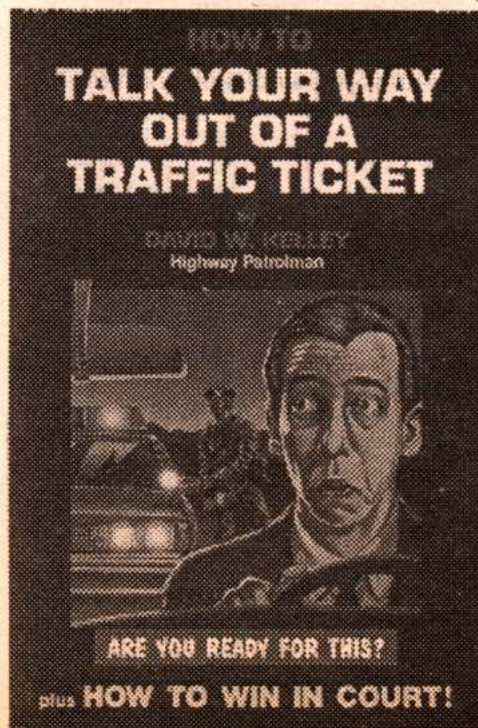
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HOW TO CLEAR YOUR ADULT AND JUVENILE CRIMINAL RECORDS: Written by a career criminal who successfully removed felonies and misdemeanors from his rap sheet. Detailed steps on how you can clear yours, including legal language with statutes from different states for you to use. For those with criminal records + those whose records contain inaccuracies that can hurt them in the future. **Highly recommended!!** 102 pgs (book). \$12.95 + \$2.50 shipping.

PSYCHEDELIC TRIPS FOR THE MIND (Paul Krassner): Realist publisher and Yippie! co-founder's LSD stories by and about Jerry Garcia, Timothy Leary, John Lennon, Abbie Hoffman, Ken Kesey, Robert Anton Wilson, Groucho Marx, Eldridge Cleaver, Ram Das, Lisa Law, and others. \$12.95 + \$2.50 shipping.

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YOU AND THE POLICE: Defending your rights when dealing with the police: talking your way out of a ticket; three kinds of confrontations with police; you don't have to ID yourself unless arrested; what to say if cops want to search your car; why your car's trunk is so important; how to handle being rousted; what behavior to avoid; much more. 125 pgs (book). \$15.00 + \$2.50 shipping.

YOU DON'T HAVE TO FUCK PEOPLE OVER TO SURVIVE (Seth Tobocman): Political cartoons and comic strips by World War Three Illustrated co-founder and editor Seth Tobocman protesting the materialism of American culture, homelessness, police brutality, gentrification, nuclear war, environmental destruction and more. Seth's graphics have been used as icons around the world in acts of protest from South Africa to Seattle. 212 pgs (book). \$15.00 + \$2.50 shipping.

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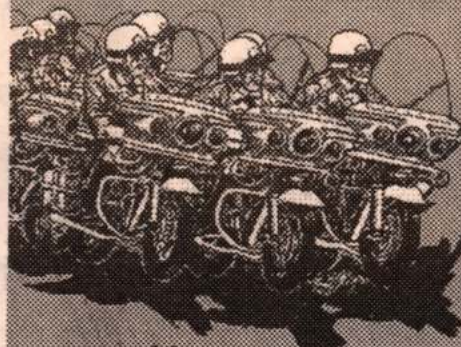
FORTUNATE SON: George W. Bush and The Making of an American President (J.H. Hatfield): Researches George W.'s draft-dodging, cocaine habit, Bush family's anti-Semitism, connections to the BCCI Scandal, SEC investigation for insider-trading, and more. After a media trashing of the author, this book was pulled by its former publisher, but was re-published by Soft Skull Press. 415 pgs (book). \$16.50 + \$3 shipping.

THE OUTLAW'S BIBLE: A real life civics lesson for citizen lawbreakers. Covers detention, interrogation, searches and seizures. The only non-violent weapon for those on the wrong side of the law. 336 pgs (book). \$16.95 + \$3 shipping.

THE POLITICS OF HEROIN: CIA Complicity In The Global Drug Trade (Alfred McCoy): Proves CIA and diplomatic involvement in the opium and heroin trade as an integral part of the agency's efforts to maintain US power abroad. 654 pgs (book). \$19.95 + \$3 shipping.

SEX, DRUGS + THE TWINKIE MURDERS (Paul Krassner): Realist publisher and

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Yippie! co-founder's essays include: I Was An Abortionist for the FBI; Persecution of Lenny Bruce; Disneyland Memorial Orgy; Parts Left Out of the Patty Hearst Trial; Memoirs of Monica Lewinsky; Allen Ginsberg's Last Laugh; World Pornography Conference. \$19.95 + \$3 shipping.

WAR IN THE NEIGHBORHOOD (Seth Tobocman): Documents a decade of struggle against police brutality + gentrification on the Lower East Side through stories told in Tobocman's unique black and white drawings. 328 pgs (book). \$20.00 + \$2.50 shipping.

BLACKLISTED NEWS: SECRET HISTORIES FROM CHICAGO TO 1984: A compilation of underground news, stories, flyers, photos, art and more, published by the Youth International Party (YIPPIE!) from 1967-1984. **This is out of print and cannot be found anywhere else!!** 735 pgs (book). \$20.00 + \$3 shipping.

VIDEOS

(Videos are non-returnable. Defective tapes will be replaced. All tapes are VHS)

BUSH KNEW (Guerilla News Network): See Bush hanging with kids in Florida classroom for 25 minutes after the second plane hit the World Trade Center as victims families speak out on their suspicions and attempts to buy them off and cover up what happened. Also: Peter Dale Scott on The War Conspiracy. Approx. 30 min. \$10.00 + \$3 shipping.

HOW TO CREATE A COMPLETE NEW IDENTITY: Simple directions on how to start over with a clean slate and cover up past credit, employment or legal problems; how to travel overseas safely without a US passport; get a new driver's license, birth certificate and SS Number. 35 min. \$20.00 + \$3 shipping.

BY ANY MEANS NECESSARY (Paul Garrin): From 1988-1991, the City of New York spent millions destroying housing and creating homelessness behind a wall of police violence. The community fought back in the courts and in the streets. This video eye-witness account by video activist Paul Garrin, along with multi-layered images and sounds, portrays events as they happened, from the 1988 Tompkins Square Riot to the evictions and demolitions of homes for real estate interests. 28 min. \$20.00 + \$3 shipping.

COPS + VIDEO: An Activist Primer (Paul Garrin): 30 min. \$20.00 + \$3 shipping.

GUERRILLA VIDEO PRIMER: How-to guide for documenting protests, demos, copwatch, etc. Includes basic editing, camera techniques, prepping for cable access TV. 30 min. \$20.00 + \$3 shipping.

EMPEROR OF HEMP: The story of hemp activist Jack Herrer, author of "The Emperor wears No Clothes." 59 min. \$20.00 + \$3 shipping.

URBAN WARRIOR: The Militarization of American Law Enforcement: Investigates the erosion of the Posse Comitatus Act, which provides for the separation of the military and police, by numerous Executive Orders and congressional actions. Examines the Seattle WTO protests, the Elian Gonzalez raid, and the SWAT Team shooting of Miami resident Richard Brown and more. **Well produced and highly recommended!** Approx. 90 min. \$20.00 + \$3 shipping.

WACO: The Rules of Engagement: Explosive documentary exposes the ugly truth behind the botched BATF raid on and subsequent incineration of Branch Davidians in

How to Open Handcuffs Without Keys



Waco, Texas on April 19, 1993. This film not only punches holes in the outrageous lies told by the BATF, FBI and gov't officials, but it also shows army tanks starting the fires that killed the Davidians, as well as machine gun fire by gov't snipers at the rear of the buildings as fires raged, all out of view of media film crews. Includes graphic video of burnt and mutilated bodies, caused by inhalation and burning of military CS gas. **Highly recommended--this is a must see!** This will make you sick and angry at the same time!! 136 min. \$25.00 + \$3 shipping.

WACO: A NEW Revelation: The film that triggered a new Congressional investigation and got the FBI to change their story. Features evidence from WACO evidence lockers; FBI/Special Forces/CIA testimonies; interviews with Branch Davidian survivors. **Highly recommended!** 110 min. \$25.00 + \$3.00 shipping.

9-11: THE ROAD TO TYRANNY: A comprehensive and revealing documentary covering what really happened on 9/11/01 and who stands to gain. 144 min. \$30.00 + \$3 shipping.

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