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PM

INTRODUCING...

# UnCONSTITUTIONal



# A Patriot's Bulletin

VOLUME 1 ISSUE 1

A COMPILATION OF ARTICLES AND ESSAYS

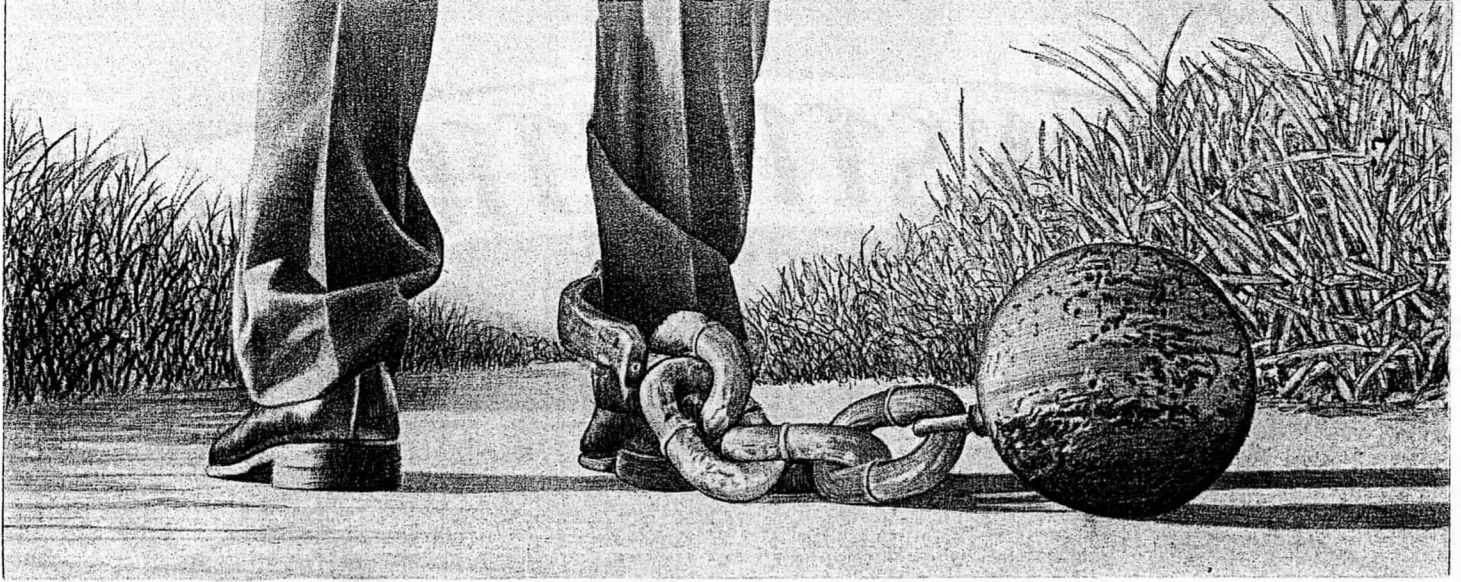
\* HONOR BOUND? NOT ENOUGH!

\* THE ELOQUENCE OF GOVERNMENT

\* WAS THERE A PLAN TO TAKE OUT LAVOY FINICUM?

\* FREEDOM IN GOD, LIBERTY ON EARTH, OR DEATH! - MEMOIR # 1

\* AN APPEAL TO HEAVEN - MEMOIR # 2



#### AND THERE I WAS . . .

I made my own AR-15 rifle with certain features and capabilities under the belief that I had the right to keep and bear arms as the Second Amendment so secures. I believed by making my own gun I would avoid the government's jurisdiction to regulate and tax interstate commerce, and that I wouldn't break any of the government's gun control laws. The point was to not commit crime but to exercise my rights. Boy was I wrong when the government came for me.

Hello, my name is Schuyler Barbeau (Sky-ler Bar-bo). I was arrested December 6, 2015, before I could leave for Oregon to support the Hammond family in what turned into the "occupation" of the Malhuer National Wildlife Refuge. The FBI basically performed a preemptive strike on me to prevent me from exercising my First Amendment right to assemble and protest government oppression. Since I served the Bundy Family during their stand against Federal tyranny in 2014, and served in other similar operations, the government doesn't like me. I swore an oath when I joined the Marine Corps to support and defend the Constitution and my fellow citizens. The government does not like that, so now they've charged me and want the maximum 10 year sentence. Trial is June 5th. I have been and will continue to fight for OUR rights and on the side, from fighting my charges I will exercise my Freedom of Speech and the Press with my Bulletin to bring awareness to and express opinions on matters of public interest(i.e. government corruption, tyranny, and all things unconstitutional) to you- **The People**. This Bulletin may feature writings from other people and I will change things from time to time as my creativity brings it forth. My Bulletin is an offshoot project from a Documentary film currently in the works - unCONSTITUTIONall. Therefore... enjoy!

For Freedom and Liberty and the Republic, in God we trust - Schuyler B.

## We should curb our obsession with honor

IN MOST REGIONAL CULTURES, INCLUDING those in the U.S., people work hard to earn honor—by protecting community values, for example, or defending a family member's reputation. Superficially, this is a good thing; it encourages people to behave appropriately. But there is a downside, argues social psychologist Ryan P. Brown in his new book, *Honor Bound: How a Cultural Ideal Has Shaped the American Psyche*. Research suggests that if a society is overly concerned with honor, its members can become hyper-sensitive to insults.



Consider the question "What did you just call me?" writes Brown, which is often a "prelude to potential violence." Or the statistics, he adds, that show a correlation between certain honor-obsessed areas of the South and higher rates of domestic violence and school shootings. Ironically, Brown concludes, putting a premium on honor is "the primary force that makes honor cultures so often not honorable." —SARAH BEGLEY

## HONOR BOUND? NOT ENOUGH!

10/10/16

What is Honor? I'll tell you what I believe. Honor is something earned, like trust. How is it earned? By doing the right thing. By doing the right thing, you can be deemed honorable. By doing the right thing, people will honor you. Like an Honorable Discharge from military service, by serving honorably, by not doing the wrong thing. Like honoring your father and mother by respecting and obeying them.

Your actions, behaviors, and mentalities can be honorable. Beliefs can be honorable. This little article to the left talking about the book says the downside of an honor-obsessed society is everyone becomes hyper-sensitive to insults. Maybe if such a society was truly caring about honor, maybe the members wouldn't be making insults in the first place. I don't know about everyone else, but I try to show respect to everyone and everything. I believe respect, integrity, and honesty together produce honor. I haven't read the book here but I'm figuring Mr. Brown's society is the American society. If he is writing that America is an obsessed society with honor, I will say I think he is wrong. I would say America's society could use a lot more respect, integrity, and honesty. I've been all over the world and have observed how people treat each other. I think some of America could do a lot better. That's my observation, not judgement, so don't get overly offended, because I'll admit that I have done not so honorable things myself. I am not sinless.

Now, to change the tune and tone a little bit and get on to what I really want to address. I'm going to quote from an article I read. It goes:

"Honor never grows old, and honor rejoices the heart of age. It does so because honor is, finally, about defending those noble and worthy things that deserve defending, even if it comes at a high cost. In our time, that may mean social disapproval, public scorn, hardship, persecution, or as always, even death itself. The question remains: what is worth defending? What is worth dying for? What is worth living for?" —William J. Bennett in a lecture to the United States Naval Academy, November 24, 1997.

When I was in the Marines and then the National Guard, I served my Country, more so the government I feel sometimes, but more or less, and serving one's country is honorable because, as I think everyone would agree, it's the right thing to do for those who have that calling. So, is Freedom and Liberty worth defending? Is it worth dying for? Is defending individual Freedom and Liberty honorable? Sure is in my book. There was a point in my life when everything change. On my radar screen of threats to my freedom and my countryman's freedom popped up a new "blip," my own government. At that point, I became a full-fledged patriot. Ever since, I have experienced social disapproval, public scorn, hardship, rejection by my loved ones, and currently I am being persecuted here in prison facing ten years because I made my own gun, but more so because I am an activist against government tyranny and by activist, I mean, when I hear about the government terrorizing citizens, I insert my own body and my "arms" in the way and stop it.

Most of my activism has been protecting citizens from government agents

and law enforcement who act unlawfully against citizens without giving them Due Process. The Fifth Amendment in our Bill Of Rights says that no person shall be deprived of their life, liberty, or property unless by due process of law. The situations I've dealt with involved agents threatening the lives and property of people without giving them due process. Other Patriots and I do what's necessary to preserve the liberty and ensure that our fellow citizens get their due process since the government is failing to protect and serve the people. This has made me an enemy to those who are members of the establishment who have such evil agendas.

When I joined the Marine Corps, I swore an oath to support and defend the Constitution against all enemies foreign and domestic. That Oath dies when I die. Can my own government not become a domestic enemy when it systematically legislates our freedom away and forcefully and arbitrarily enforces the that legislation on the people? I didn't only swear an oath to defend the Constitution, but Freedom for all, and I certainly did not swear an oath to defend the United States Government. That is a distinction some of you veterens, currently serving, and some in law enforcement need to make and understand. I will not blindly execute any old order that comes down from my superiors, and even the Uniform Code of Military Justice(UCMJ) requires that I only obey lawful orders, and on top of that, Article VI of the Constitution says that it is the supreme law of the land. That brings me back to my oath, to the Constitution, to Freedom. So where am I going wrong? I'm just doing what I swore an oath to do. How can I be a Domestic Terrorist for that?

Reciently, KIRO 7 News out of Seattle, WA interviewed the FBI: Here's what their website article said:

"FBI monitoring locals communicating with ISIS  
by: Dave Wagner Updated: August 31, 2016 - 6:15PM

In a city often described as sleepless, the man in charge of Seattle's FBI office may be taking sleep deprivation to a whole new level. "There's a lot of cases that stay on my mind at night. There's a lot of stuff that's potentially volatile out there." said Frank Montoya Jr.

Montoya is weeks away from retiring and, for the first time, spoke to KIRO 7 about an undercurrent of potential terrorism in Seattle.

"there are individuals in this community who are either interested in traveling to Syria and Iraq to fight with ISIL or to plot and plan terrorism here in this country. It's aspirational at this point." Montoya says there is direct communication between these local individuals and ISIL. Using encrypted apps, like WhatsApp and Telegram, the conversation between the aspiring and the converted has never been more difficult to trace. "The ease with which that communication, with which social media facilitates that communication has been a major challenge for us. Thank you Mr. Snowden," said Montoya.

In February, Seattle's Joint Terrorism Task Force arrested Army deserter Daniel Franey on weapons charges at his home in Montesano. Investigators say he praised ISIL as the "best people on earth" and talked plans to attack a Seattle-area military base. It's one of many potential terrorist threats being investigated by the FBI. "It's been steady over the past two years, around a little over a hundred," said Montoya.

Two years ago, Hinda Osman Dhirane was arrested in Kent. Investi-

gators said she was funneling money to the Al Qaeda-linked extremist group, Al-Shabab, in Somalia.

At the time of her arrest, her husband said, "That's a lie. I can't believe it."

Montoya said repairing the Seattle FBI's fragile relationship with the Somali community is a top priority.

"We're going to go into these neighborhoods. We're going to build relationships. Sometimes we're going to arrest people, especially if they're plotting to commit an act of terror. I'm not saying that the Somalis are a problem. I'm saying that there are issues out there. There are challenges out there that affect all of us. Certain communities have been very sensitive about our activities relative to counter-terrorism activities. There is a lot of rhetoric out there about how they're the cause of all our problems in this country. Well that's just absolutely untrue."

When Republican presidential candidate Donald Trump called for a "complete shutdown" of Muslims entering the United States, Montoya said it affected his agents' ability to work with Muslim communities. "Sure it does. First of all, it scares those communities. They wonder what's gonna happen next."

Montoya does not normally discuss policy, but when asked if the Trump proposal is a good idea. "Absolutely not, absolutely not. This is the home of the brave and the land of the free, right? And the vast majority of these individuals, they're coming here to escape a worse place. It just creates more fear in our own population about so-called outsiders, so called foreigners. Really, we're a nation of foreigners."

It's not just foreign threats on the FBI's radar. "Another individual on the domestic terrorism side of things, so not necessarily internationally terrorist in nature, but Schuyler Barbeau, someone that you're familiar with," said Montoya.

Earlier this year, KIRO 7's Dave Wagner spoke with Barbeau who is being held on weapons charges in the federal prison at SeaTac. Barbeau is a former Army demolitions expert and was a bodyguard for Nevada rancher Cliven Bundy. Barbeau admits to threatening law-enforcement, but maintains he is no danger to the public.

"not to the public. Only those who wish to do harm. The only people I'm a threat to are people who have evil intents, you know, bad guys if you want to call them that. I consider myself to be a protector of the people, like a sheepdog against the wolves," said Barbeau. Barbeau once called Timothy McVeigh, "my hero." In a recent letter to Wagner, Barbeau said that statement was only for "shock and awe."

Montoya isn't taking any chances. He investigated the Oklahoma City bombing. "One of our biggest challenges is that this is a free country and the First Amendment protects a lot of written and spoken behaviors and rightly so. Absolutely rightly so.. But it sometimes makes it difficult for us to be able to draw that line,"

Barbeau is part of the Patriot Movement and frequently quotes the Constitution. In his letter to Wagner, Barbeau writes "the war is

inevitable." Montoya responded, "they are distorting the Constitution and yes, they can be a threat to this country."

As Montoya says goodbye to the FBI, he's hoping for a better night's sleep and calm waters for the people on Puget Sound.

"I don't want to alarm the community when there's no sense in alarming them. It's also one of those things that could explode tomorrow, and I mean literally as well as figuratively, and I don't know if we can prevent that from happening."

So after talking about real terrorist threats, Montoya talks about me as a domestic terrorist and saying "they(likely being patriots) are distorting the Constitution and yes they can be a threat to this country." Assuredly, the only thing Patriots are a threat to is the government. It is the Patriot's duty to protect the citizens from their government, government tyranny that is. Agent Montoya says I keep him up at night, but guess what Agent Montoya, you keep me up late at night too. You and the rest of your Agency keep me and all other Patriots up at night wondering about what poor citizen will get terrorized that night.

Tyrant Montoya, who's got a bigger record of terrorism? Let's do a survey across America. We will see how many more citizens have been terrorized by the FBI, ATF, IRS(ooh, how many people have had their live destroyed by the IRS), EPA, FEMA, DEA, ICE, TSA, DHS, Dept. of Agriculture, Dept. of Justice, etc. Oh, and let's include all State agencies of all fifty States, and all State and municipal law enforcement. How many people have been terrorized by the government? How many peoples' lives have been ruined by the government? Let's survey history as well, going all the way back to when the Federal and State governments were created. Let's ask the Black community about how much government terrorism they have experienced. Let's ask the Native American community how much government terrorism they have experienced. And so on and so on. Over the last 240 years, how many Agent Montoya? Millions maybe? Then let's ask everyone how many have been terrorized by a Patriot. Probably next to none, if not none. Ya, I believe we celebrate Patriots and what they did every 4th of July. I bet you Agent Montoya celebrate the Revolution every year and that makes you a hypocrite for calling me a terrorist because I am doing the exact same thing George Washington, Thomas Jefferson, Samuel Adams, John Adams, Paul Revere, and the rest did. You're the real terrorist. I wouldn't ever hurt one hair on one single sheep's head, nor would I do anything to interrupt their happy little lives or their freedom. Here, you and all the rest of your Agents are the terrorists. My life is one more to add to the list of those you've destroyed because I have hurt no one, never intended to hurt anyone, and was only exercising my rights.

You sir are dishonorable. Your's and your Agent's actions are dishonorable. Your entire Agency is dishonorable. Your entire government is dishonorable. The government does have a right to protect itself and the States from enemies of the country, but it doesn't have the right to defend itself from its own people who are trying to "throw off," "alter," and "abolish" the destructive form it has become. Says so in our Declaration Of Independence, that when government becomes destructive to our life, liberty, and pursuit of happiness, We The People have the right and the duty to alter, abolish, and throw off that government.

There's a song I like to listen to by Five Finger Death Punch titled "Death Before Dishonor." They mention the FBI among others as being "bottom feeding scum." I wonder why a band would produce a song like that. Actually, there's a lot of music out there that's "anti-government" as you might label it. But I don't think anyone has a negative song about the Patriot. In fact,

even our National Anthem is about patriots fighting tyrannic oppressive government. I could sing it for you Agent Montoya. I could sing all four stanzas for you. I found it to be very patriotic to have spent the time to memorize and rehearse it until it was locked in. How about you Agent Montoya? I bet you don't have one single Agent in your entire office that is patriotic enough to have all four stanzas memorized and could sing it right now, let alone even knew there was four stanzas. But I'm a terrorist because I love freedom and my country so much.

Since I'm questioning Agent Montoya's patriotism, I want to tell you that there's two categories of Patriots. In one, they serve and are loyal to the government no matter what it does, like Hitler's SS just following orders. In the first, they will tell you that they care about the American people, the collective American people, but will go cut and destroy the individual\* or will support the government after they go to destroy the individuals anyways. In the second, they will side with the people in all cases. In the latter, they will not support the government in or after destroying the individual. Abraham Lincoln said: "We the people are the rightful masters of both Congress and the Courts, not to overthrow the Constitution but to overthrow the men who prevent the Constitution." Agent Montoya, you and most everyone else in the Federal Government are men who prevent the Constitution. I and many others intend on overthrowing you, not the republican form of government the Constitution established. I read the Constitution, actually I have been studying it for many years, and the Bill Of Rights, the Declaration Of Independence, and the history of the times when those documents were written. Agent Montoya and other Agents have said that I have distorted the Constitution! But how do I distort "shall not be infringed" when those words were written for the government, not the people. The 2nd Amendment says "the right of the people to keep and bear arms, shall not be infringed." That is instruction to YOU, not me. So how did I distort that? I exercised my right to keep and bear arms and you throw me in prison and drag me through the injustice system. I'm pretty sure you found some undelegated power in the Constitution that somehow overrides the definitions of the words "shall," "not," and "infringed" which is your distortion. Maybe you should check out a dictionary and go to grammar school and then check out what "DON'T TREAD ON ME" means. Where is your honor?

Go ahead, scorn and persecute me even more. This Marine can take it. Semper Fi! I'll take Death Before Dishonor!

The Winter Soldier



\* ADDENDUM

Allow me to expand on what I mean when I say "destroy the individual" and why I call it terrorism by the government. I believe many, many people of America can attest to and identify with what I'm about to describe as being "destroyed." Raise your hand if you have ever had a search and seizure warrant served on you. Raise your hand if you have a close friend, family member, or room/house mate who had a search and seizure warrant executed on, where you were able to witness the aftermath of the raid. Alright, well, when I was arrested, a search and seizure warrant for evidence was executed at the property of my friends where I was temporarily living, a couple hundred miles away. I was riding with a friend and his wife was at home by herself when the FBI SWAT Team and others raided the property. They battering rammed the door open(destroyed), pulled her out into the freezing rain and ice and then flash-banged every room in the house, putting holes in the walls and blowing out windows. Other team members threw multiple flashbangs inside my car and the tiny trailer where my German Shepard and I sleep. Thankfully they didn't blow my dog's face off. They used breaching tools to get into the trunk of my '06 Subaru STi, so now my car is destroyed. I was later told that they threw flashbangs at the rescue dogs that were in their kennels, terrorizing them too. Then all my stuff was ransacked and so was my friends' home and property. So who's supposed to pay for all the destruction? My friends had nothing to do with my alledged "illegal activities." It was a miracle none of the rescued German Shepards were shot or injured by the grenades, but what if they did??? What if I win my case and I go back home, what am I supposed to do about my destroyed car? What about all my property they seized, thousands of dollars worth, that I may never get back? Now what about all the rest of you who've raised your hands, who's supposed to pay for all the unnecessary destruction in your stories? I am reminded of the story about the raid where a flashbang was tossed into the crib of a little girl and blew her face off. But I'm the terrorist for being a patriot and wanting to live a life of freedom. Law enforcement has a long history and a wide path of destruction of individuals everywhere, a long history of what I call government terrorism, all in the name of serving justice on citizens.

THE ELOQUENCE OF GOVERNMENT

3/10/17  
FDC

"Government is not reason; it is not eloquent; it is force. Like fire, it is a dangerous servant and a fearful master."

- George Washington

I've been here now fifteen months preparing to go to trial for making my own gun and in my research in the law library of caselaw, I have come across a few Supreme Court cases on First Amendment issues. I have found the Court to hold the First Amendment rights in high regard. I'll give you an example from *Schneider v. Irvington*, 308 US 147, 84 LED 155,(1939):

"The freedom of speech and of the press secured by the First Amendment against abridgment by the United States is similarly secured to all persons by the Fourteenth Amendment against abridgment by a state."

"This Court has characterized the freedom of speech and that of the press AS FUNDAMENTAL PERSONAL RIGHTS AND LIBERTIES. The phrase is not an empty one and was not used lightly. It reflects the BELIEF OF THE FRAMERS OF THE CONSTITUTION THAT EXERCISE OF THE RIGHTS LIES AT THE FOUNDATION OF FREE GOVERNMENT BY FREE MEN. It stresses, as do many opinions of this court, the importance of enjoyment of these liberties."

"In every case, therefore, where legislative abridgment of rights is asserted, the courts should be astute to examine the effect of the challenged legislation. Mere legislative preferences of beliefs respecting matters of public convenience may well support regulation directed at other personal activities to justify such as diminishes the EXERCISE OF RIGHTS SO VITAL TO THE MAINTENANCE OF DEMOCRATIC INSTITUTIONS."

Holy smokes! I wish the Supreme Court talked about the Second Amendment that way. Let's see what that would sound like: "... keeping and bearing private arms are fundamental personal rights and liberties.... exercising those rights are vital to the maintenance of a republican form of government..." That does sound good, but wait, we're a democracy now I guess, where rights and liberties can be voted away by the majority. As long as there are those critical words "important/compelling/substantial governmental interest" to satisfy the "public convenience," the courts will always uphold "legislative abridgment" because firearms are so dangerous and the government needs to protect the public from those mean evil guns. I have something else to quote - William & Mary Bill Of Rights Journal, Vol. 7:2, page 398:

"Coxe's writings show the error in the cafeteria approach to the Second Amendment: the right to hunt is integral to the right to own private arms; the right to private arms is an essential part of both 'self defense' and of the 'public militia power.' To be deprived of arms is, in the long run, to be deprived of a meaningful role **IN THE GOVERNANCE OF THE REPUBLIC.**" (emphasis added)

Note: The gun I made was private arms. I didn't buy one out of a commercial source. My creation is my private property yet the Federal government thinks they have some kind of delegated power to prohibit me from making my own gun or to impose a direct tax on my arms and require me to register my private property. Who are these people? Who do they think they are? I am a private citizen and I was exercising both of my Second Amendment rights - keeping and bearing my private arms and participating in the public militia power.

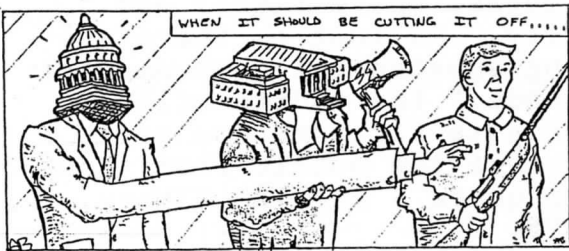
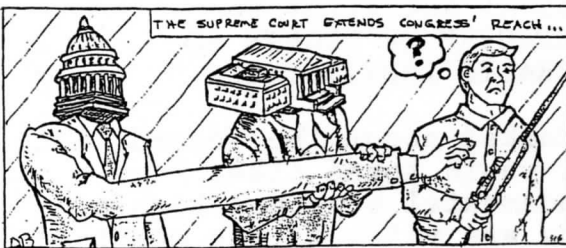
What is the "public militia power" - a check and balance on Federal and State power. "governance of the republic" - requires the governed to participate by exercising the special rights enumerated in that precious Bill Of Rights, all of which check and balance the governments. Even though the three branches of Federal and State governments have checks and balances for each other, someone has to keep them all in check from the outside and that's We The People.

The "cafeteria approach" is exactly how the Supreme Court has been dishing out its rulings on Second Amendment issues. Picking out one "dish" saying it's protected and another not. Saying one activity is protected and one is not. In these places, it's protected, in these places it's not. During this time and not that time. The courts are whittling down the Second Amendment and soon there will only be bread and water served in the cafeteria. The Second Amendment uses the all-inclusive term "arms" and it shall not be infringed, no matter what "public convenience" or compelling slash substantial governmental interest.

Freedom of speech and press are not the only fundamental personal rights that "lies at the foundation of free government by free men." Keeping and Bearing arms, and participating in the

public militia is too, at least I thought so. I thought I was a free man exercising my fundamental personal rights when I made my own gun. Then I found myself locked up and learning that the Supreme Court has unlawfully extended the reach of Congress' Interstate Commerce Power all the way into my home to latch onto my private property. I have learned we are not free men in a free government or a free country. America is not a free country if you can't even make your own gun.

They (Supreme Court Justices) have ruled that the Second Amendment does not protect the type of gun I machined.



and built myself - it's just an AR-15 with selct-fire and a swappable short barrel - because it's "dangerous and unusual" and because it's not ypically used by "law-abiding citizens for lawful purposes." I was a law-abiding citizen. I used my rifle for lawful purposes like target shooting and personal protection. I never used it to cause harm to anybody, nor did I ever intend to. I never got the oppurtunity to hunt with it but absolutely could have - it's just an AR-15 style rifle. And how often do you hear of people using such "dangerous and unusual" weapons in shooting crimes anyways? compared to other things like knives, baseball bats, and other objects. There's approximately 186,000 leagally owned machineguns out there and none of those people are shooting places up. Does the mere fact of merely being registered suddenly make such a dangerous thing no longer dangerous? The government might say - well we are able to control who gets to have those kind of weapons and who doesn't. I don't see that delegated power listed in the Constitution to any Executive agencies. But I do see an amendment that says SHALL NOT BE INFRINGED.

They're taking my rights and liberty away for doing nothing dangerous and unusual, but I will tell you what's just as dangerous as the firearms power - the power of the pen. They say the pen is mightier than the sword, so why then, don't the courts rule away our pens instead of the sword? I used to believe in the sword as superior, but during my confinement, I've learned to embrace the pen since my sword has been taken away. I won't be surprised if the government takes away my pen too as much as I've been writing, but I'm learneing to love it and I thank the good Lord for the lessons I'm learning.

I kneel down and mourn for what we had,

*The Winter Soldier*

## WAS THERE A PLAN TO TAKE OUT LAVOY FINICUM?

12/09/16

FDC

I was recently listening to the radio and the station was doing some kind of short special where they played short clips from a documentary film called "The Murder Of Fred Hampton." I came across the station right in the middle of it but I heard enough to get me thinking.

Fred Hampton was the chairman of the Black Panthers party. He and other Black Panthers and some women were in a house minding their own business when Chicago law enforcement snuck up in front and back. Now, the survivor's story of the raid and the law enforcement's story conflict. The law's says the Panthers fired first, but the survivors testified that the police fired first. Either way, the place got shot up and Fred Hampton and other were killed.

The Documentary talked about how the Black Panthers/Black Power movement was gaining momentum across America, becoming dangerous, politically, and it also talked about how the FBI created "COINTELPRO" to "disrupt and dissolve" movements when they become a threat. When I heard that, I got to thinking, could that have happened at the Malheur Wildlife Refuge in Oregon back in January, 2016, when a bunch of patriots set up a protest occupation of some buildings there?

The leaders of the protest included Lavoy Finicum and Ryan and Ammon Bundy - the Bundys famous for standing with their father Cliven at his ranch in Nevada against hundreds of federal and local law enforcement for their heavy-handed tactics. Lavoy Finicum was a life-long rancher from Arizona, a neighbor of Cliven, and was having problems with the federal government too. He heard about the atrocities of the Fed's tyranny happening to some ranchers - the Hammonds - in Oregon where the Bureau of Land Management (BLM) was up to no good again. Lavoy wanted to help along with many other patriots. On Jan. 26th, 24 days into the occupation, Lavoy, Ryan and Ammon Bundy, and a few others, were driving north to the town of John Day for a community meeting in a two vehicle convoy when they were ambushed. The group was going to meet with the people - and in reference to a KION 6 news article - to spread a "virus" about a legal doctrine called adverse possession and discuss other matters pertaining to the Refuge occupation. Oregon State Patrol and the FBI set up an ambush on the group. When Lavoy stepped out of his truck after trying to go around the roadblock, the FBI and State Patrol murdered him. They claimed he was reaching for a gun but in the video I painfully watched live on FOX NEWS, I didn't see him reaching for a gun. He didn't stuff a gun into his left pocket of his tight wrangler jeans when he normally carries in a holster. I was told first-hand that nobody was carrying any guns that morning. I believe there was an intent and hope for some kind of "justification" to shoot everybody in that convoy. All the leaders of the occupation were in those vehicles and some of them are frontline activists in the national fight against government tyranny. Seems the ambush was a sweet little opportunity to cut the head off the movement, just like the government did with the Black Panthers.

The FBI didn't do the dirty deed solo. In Oregon with the Refuge occupiers, they used the Oregon State Patrol. In Chicago with the Black Panthers, the FBI used the Chicago police. Maybe they do that so no one would be able to solely blame the FBI and they could avoid public

outrage over such an operation as COINTELPRO. So they do it as joint operations with local law enforcement. As a benefit, local guys get good training and experience from working with the big-timer Feds.

The FBI and ATF worked really hard to kill the militia movement after the Oklahoma City Bombing and did a good job of it back in the 90's, infiltrating and entrapping militiamen with explosives, firearms, and conspiracy charges. That's exactly what's happened to me because being a frontline activist myself, I was preparing to go down to the Malheur Wildlife Refuge in Oregon early but the FBI set me up and arrested me before I could make it down. The FBI was probably hoping for me to put up a fight so they could justify taking me out of the fight, since I gave them notice that I would be hostile if they ever came to deprive me of my constitutionally protected rights.

Something else I was thinking is if part of the FBI's COINTELPRO is to use agitators and provocateurs to cause division and strife within our militias and the many patriot groups to cause those militias to disband and the patriot groups and organizations to dissolve. This is why I implore all the division, strife, and other dishonorable behaviors to stop because it's making it easier for the government to have success.

I was also thinking that maybe as part of COINTELPRO, as of recently in the last couple years, is to pit other movements and ours against each other, like utilizing racial division. Some in the patriot movement have tried to reach out to other movements like the Black Lives Matter and Native American groups fight for their land rights. We tried to make a difference and help out during the first and second Ferguson riots. We tried to help out with the Dakota Access Pipeline protesting, and there's been other situations but somehow there's always accusations like racism that fly and division erupts. Kinda like how the media reported that Cliven Bundy was racist because of a comparison he made that had nothing to do with racism, but the division started anyways.

The last thing the government tyrants want is Americans uniting against their tyranny. The last thing they want is movements with different agendas banding together and helping each other out. Call it controlled chaos - chaos generated and managed by the Feds. When leaders become too inspirational, when the movement is against the government, when the movement gets strong, it seems the government, through the FBI moves to take out the leaders, with justification of course.

Rest in peace Lavoy Finicum L̄V

Defender

## FREEDOM IN GOD, LIBERTY ON EARTH, OR DEATH!

It's Friday, the 25th of March, in the year of our Lord, 2016. Everyone is preparing for the weekend to celebrate Easter. I am in my cell in a federal detention center awaiting anxiously for my trial to start. On the TV is a movie showing the life and crucifixion and resurrection. As I watch Jesus receive his 39 stripes, the unbearable agony he's enduring, tears began to well up in my eyes. I'm usually pretty good at putting myself in other people's shoes and so it only took a few seconds for emotion to start flowing. So much pain did Jesus feel as his flesh was torn apart. I was reminded of a story that sent me on a short train of thought and to put them on paper. The story is about what a patriot named Patrick Henry witnessed during the days of the British tyranny against the people of the colonies. The British made a statute that made it illegal to preach without a license. So there was a certain minister who refused to take on a license and so the British decided to make an example out of his rebellion and sentenced him to receive lashings in the town square in Boston. The minister took such a flogging that he passed out but the soldiers were ordered to finish. It is said that his flesh was torn open so that his ribs and bones were exposed. Place yourself at this scene, standing next to Patrick Henry. It's a terrible vision. This is what inspired Patrick to give his famous "give me liberty or give me death" speech to leadership of the Virginia colony to rally Virginia's militia to engage in the War. I highly recommend all to read the whole speech.

What I've realized is that there seems to be a parallel between the fight for freedom from tyranny of governments and the fight for freedom from spiritual tyranny of satan and an eternal death. The parallel is that both require suffering and sacrifice and inevitable

death. It seems that any time a group of people want to be free, some of those people have to suffer and die. That is what history shows. So many people suffered and died to gain America's freedom and independence from the British. But more important is the fight that Jesus fought to win freedom for every single man and woman. He suffered more than any man ever has or will. He had not only suffered unimagineable physical pain, but also spiritual pain. Jesus' sweat turned to blood one night while in prayer to the Father asking for someone to take his place or for God to find some other way to save mankind. And then, when Jesus was on the cross, about to give up his spirit, God's plan for all came to throughition. At this moment, having all his life been in relationship with God, suddenly bore all the sin of all people at the present and of all people in the future. As he does, the sin separated Jesus from God, and he felt this for the first time. Think about this now, Jesus was filled with the Spirit and lived a sinless life, so he never felt this seperation before. This is why Jesus cried aloud "My God, My God, Why Have You Forsaken Me." Then he died, and rose three days later in victory over death. Jesus won the war, satan is defeated, and we can all have freedom. But Jesus suffered and died, by himself in that battle for freedom, and I'm thankful he did so.

I suppose I'm not doing to badly here. I geuss there is always more they could do to me, up until the point of death. I do feel a degree of suffrage, but like Jesus while asking for the cup to pass said "nevertheless, not my will, but yours." I know God has a reason and has his hand of Providence in my situation because there's a bigger pivture at work. I pray to be strengthened in my faith and trust in His Providence because that's what it's come to. It's all I have now. I no longer have any control over my situation, and must learn to rely on Him. O Lord, teach me to trust and rely on you.

Memoir # 1

Schuyler Barbeau



## AN APPEAL TO HEAVEN

July 4th, in the year of our Lord, 2016. Two hundred and forty years after my, our, forefathers got together secretly in Philadelphia and signed a Declaration of Independence that also effectively was a death warrant. They exhibited the highest level of courage and bravery and integrity to commit such an act of treason against the government. I couldn't thank them enough today and had I been in that room that day, I would have boldly signed my name on that paper. I'd sign today if We The People were to do it again. After today's reflection, I shall pray to my Lord and thank Him for his hand in the events of that time and the boldness of the Patriots past and their sacrifices for freedom. I shall thank the Lord for giving me the same courage to stand for freedom and for these trials and tribulations because He wants us to draw closer to Him in our suffering.

I have much time in this prison, more now than out in the unyieldingly busy world, to study the Word. I've done a lot of exploration in the old testament. In there I have found some astounding stories. First, I stumbled into Nehemiah and got to chapter 4 where Nehemiah was in defiance to his opposition while rebuilding the walls and gates around Jerusalem. The opposition plotted to attack Nehemiah and the workers, and it's what Nehemiah said to the people in verse 14 that stood out; "do not be afraid of them. Remember the Lord, great and awesome, and fight for your brethren, your sons, your daughters, your wives, and your houses." Then they took up arms and would hold a sword in one hand and a tool in the other, and they split up so there were workers and guards. In chapter 5, Nehemiah deals with oppression of the lenders and creditors by going to them, the nobles and rulers, rebuking them. Verse 6 says: " and I became very

angry when I heard their outcry and these things." I also angry when I hear the outcry of my people at the hands of the government, but they don't listen to me when I rebuke them. All through the book of Nehemiah, he defied the oppressors and evil men, and cleaned out the sin and defilement out of Jerusalem. Nehemiah is is my hero and example of integrity and leadership of a Godly man. I also found it interesting how remarkably similar Nehemiah 4:14 is to a verse out of the Book of Mormon. That verse is Alma 46:12 and it says: "Moroni tore his coat to make a flag. On it he wrote, 'In memory of our God, our religion, and freedom, and our peace, our wives, and our children.'" V.13: "Moroni put the flag on a pole and called it the Title of Liberty. Then, holding it, and dressed in his armor, he knelt to pray." Both of these stories are inspiring to me.

Second, in Daniel chapter 6, after king Darius pulled Daniel out of the lion's den, Daniel said to the King in verse 22 - "My God sent his angel and shut the lion's mouth, so that they have not hurt me, because I was found innocent before Him; and also, O King, I have done no wrong before you." It really stood out to me that Daniel did no harm to anyone and therefore God was on his side. Even though the leaders and, well, the government, wrote "laws" that prohibited a certain "activity" or "conduct", doesn't mean the law is good and just. And when King Darius figured out that the governors, administrators, Satraps, counselors, and advisors had all tricked the King, he put them to their death in the lion's den. I wish I had a good and just earthly king looking out for me like that. This might be where the concept that rebellion to tyranny is obedience to God that Benjamin Franklin once said comes from. In this case with Daniel, evil men in the government conspired to pass laws to unjustly create

criminals out of innocent people to serve an evil selfish desire and agenda. You'll see this tactic with the Pharisees in Mathew 22:15, and in Luke 20:20. They sought to catch Jesus in his own words. With Daniel, they sought to catch him breaking God's law, which is tied to other law, and with Jesus, they sought to catch him breaking the law with the tax evasion question. But Jesus knew the motive of their hearts.

Thirdly, I want to go to the story - also in the book of Daniel - about Shadrach, Meshach, and Abed-Nego. King Nebuchadnezzar made a big gold image to worship. He made a decree that once the music was played, everyone would bow down and worship the image, but Shadrach, Meshach, and Abed-Nego refused. In chapter 3, v. 10, "You O King have made a decree(law) that everyone who hears the sound...of music, shall fall down and worship the gold image; and whoever does not fall down and worship shall be cast into the midst of a burning fiery furnace." The three were cast into the furnace but were not harmed. They obey God's law instead and were saved.

At the time Jesus was around, there was the law of Moses - God's law - and there were over 600 laws. Prior to Jesus, few people of the world obeyed all the law, including the Ten Commandments. Jesus fulfilled the law with a sinless life and then paid the price for all sin with his death and resurrection. There was a transition from the old law covenant to a new covenant, and giving the new commandments to: love the Lord our God with all our hearts, soul, and minds; and to love our neighbor as ourselves. Romans 13:10 - "Love does no harm to a neighbor, therefore love is the fulfillment of the law."

Law must be based on morals, that is, right and wrong from a moral standpoint. When our law-makers make

law that has no moral foundation, then it likely serves no purpose other than some evil selfish agenda. With the story of Daniel, the law-makers didn't like him so they created a law that specifically targeted Daniel- hence evil agenda- that they knew he would break. Therefore, I shall not concern myself with such immoral lawlessness. I appeal to Heaven! As long as I do no harm to my neighbor I am fulfilling God's law and that is what makes the difference in where I spend my eternity and receiving the Lord's blessings. The leaders and representatives of our America have become exceedingly immoral. We don't just need political reform but also moral reform. As far as where we're at today, where we're headed as an oppressed people, in the fight for freedom, laws must be broken, treason must be committed, rebellion and sedition must be carried out, because whoever the tyrant government is that's trying to rule a people, they have the laws against such acts of trying to live free. Any such power that would govern a free people by slowly taking away their freedom shall deserve a rebellion and treason. Lest we forget what John Locke said: "Whenever the legislators endeavor to take away and destroy the property [and liberty] of the people, or to reduce them to slavery under arbitrary power, they put themselves into a state of war with the people, who are thereupon absolved from any further obedience." Let's also not forget what Ayn Rand said in her book Atlas Shrugged: "There's no way to rule innocent men. The only power any government has is the power to crack down on criminals. Well, when there aren't enough criminals, one makes them. One declares so many things to be a crime that it becomes impossible for men to live without breaking laws." Think about that for a minute. Our legislators have been doing just that.

Allegedly, I have violated laws where there is no injured party or victim. One of the elements of a crime is the evil intent requirement. This is where the moral issue comes in. You have to do something evil and immoral to someone or some thing to have committed a crime, but how is making your own gun evil and immoral? In a free country where its founding documents declare that all men have liberty, there can be no law that prohibits a conduct or activity that has no victim. Under some other country that has a king or dictator, they can declare whatever they want to be illegal. That is why America is awesome, because we have freedom, or we used to. As long as I abide by God's law, I wont ever hurt anybody, minus accidents, and that's all I care about. Do no harm! I appeal to Heaven.

Memoir # 2

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Memoir # 2

### Ban on Assault Weapons, Large Magazines Held Constitutional

**A**ssault weapons and large-capacity magazines are akin to weapons of war unprotected by the Second Amendment, the U.S. Court of Appeals for the Fourth Circuit held Feb. 21 (*Kolbe v. Hogan*, 2017 BL 51971, 4th Cir. en banc, No. 14-1945, 2/21/17).

A Maryland law banning such weapons is therefore constitutional, Judge Robert B. King wrote for the en banc court. The decision noted the large number of mass shootings perpetrated by such "military-style" weapons.

The panel opinion in this case had created a circuit split in requiring strict scrutiny for restrictions on the Second Amendment's right to bear arms.

But the full court held that intermediate scrutiny was the correct analysis. The restrictions therefore must be reasonably adapted to a substantial government interest, instead of being narrowly tailored to achieve a compelling government interest.

**Where Did That Come From?** The opinion "restricts the ability of citizens to possess a gun in common use," James B. Astrachan, Astrachan Gunst & Thomas PC, Baltimore, who represented a number of amici supporting the plaintiffs, told Bloomberg BNA.

Astrachan also noted that the Fourth Circuit held that the AR-15 isn't protected by the Second Amendment, because it's "M16 like." But all the other courts that have addressed the issue "have ruled that these guns are protected but that the challenges to the constitutionality of the bans do not survive intermediate scrutiny," he said.

But amici supporting Maryland have long argued that guns like the AR-15 rifle "aren't within the ambit of the Second Amendment," their counsel Jonathan Klee Baum of Katten Muchin & Rosenman LLP, Chicago, told Bloomberg BNA.

**Heller Controls.** The U.S. Supreme Court recognized an individual right for citizens to bear arms for protection in their homes, in *District of Columbia v. Heller*, 554 U.S. 570 (2008). But "weapons that are most useful in military service" are outside the scope of that Second Amendment right, it said.

Maryland's ban on AR-15 rifles and detachable large-capacity magazines fell under *Heller's* exception, the Fourth Circuit held.

The court has "no power to extend Second Amendment protection to the weapons of war that the *Heller* decision explicitly excluded from such coverage."

If such weapons are entitled to Second Amendment protection, however, the ban would be constitutional under an intermediate scrutiny analysis, the court said.

**Reasonable Restrictions Allowed.** *Heller* is often misread to say that the government can't restrict gun possession, but it actually makes clear that reasonable restrictions are allowed, Baum said. The Fourth Circuit's opinion is consistent with *Heller*, he added.

Astrachan disagreed. Instead, he said the opinion is "so far out in front of the pack as to be lost from sight." No other court has held that the guns at issue aren't protected by the Second Amendment because they "are like machine guns, or military rifles," he said. They have generally said that assault weapons are protected by the Second Amendment but don't withstand intermediate scrutiny, he said.

In any case, Baum said that bans like Maryland's pass intermediate scrutiny because they are a reasonable fit for protecting public safety.

**Right to Bear Arms 'Eviscerated.'** Dissenting Judge William B. Traxler Jr., joined by Judges Paul V. Niemeyer, Dennis W. Shedd and G. Steven Agee, complained that the majority "eviscerate[d] the constitutionally guaranteed right to keep and bear arms."

He also contended that Maryland's ban be analyzed using strict scrutiny standard. He wrote the original panel opinion, and was joined in part by Agee.

Bradley Arant Boult Cummings LLP represented the plaintiffs. Maryland Attorney General's Office represented the state.

By BERNIE PAZANOWSKI

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Full text at <http://src.bna.com/mm4>.

### FRIENDS TO THE REPUBLIC AND LIBERTY

THIS IS VERY DISHEARTENING. HERE IS ANOTHER BLATENT DISREGARD FOR OUR INDIVIDUAL LIBERTY AND OUR BILL OF RIGHTS. HERE IS ANOTHER EXAMPLE OF THE TYRANNY OF THE COURTS. OUR OLD FRIENDS OF THE OLD REPUBLIC FEARED THE NEW EXECUTIVE BRANCH OF THE NEWLY FORMED NATIONAL GOVERNMENT BECAUSE THE PRESIDENT, IN CHARGE OF THE MILITARY, COULD TAKE OVER AS A NEW MONARCH, REPLACING THE BRITISH TYRANNY FOR AN AMERICAN TYRANNY. WELL, THOSE FEARS HAVE NEVER REALLY MANIFESTED. THERE IS A WORSE ENEMY TO LIBERTY- THE JUDICIAL BRANCH. THEY ARE NOT ELECTED LIKE OUR OTHER PUBLIC MASTERS(servants) AND NOT ACCOUNTABLE TO CONSTITUENTS, LEAVING THEM ABLE TO BE UNBIASED, UNCORRUPTABLE BY CAMPAIGN FINANCING, OR CORPORATE LOBBYING. BUT AT THE SAME TIME, THEY ARE LEFT TO THEIR OWN DEVICES, TO TAKE AWAY OUR RIGHTS BY JUDICIAL DECISION ONE BITE OUT OF THE LIBERTY COOKIE AT A TIME. IN A REPUBLIC, RIGHTS ARE NEVER UP FOR A VOTE. IN A REPUBLIC, RIGHTS CAN NEVER BE SACRIFICED FOR PUBLIC SAFETY, OR THIS INFAMOUS "COMPELLING" OR "SUBSTANTIAL GOVERNMENT INTEREST".

THE COURT SAID IT HAS NO POWER TO EXTEND SECOND AMENDMENT PROTECTION TO THE WEAPONS OF WAR THAT THE HELLER DECISION EXPLICITLY EXCLUDED FROM SUCH COVERAGE, BUT SOMEHOW THE SUPREME COURT IN HELLER HAS THE POWER TO SAY WHAT THE SECOND AMENDMENT DOESN'T PROTECT? HMM, THAT'S INTERESTING CAUSE I DON'T SEE THAT POWER LISTED IN ARTICLE III OF THE CONSTITUTION. HMM, I'M PRETTY SURE THE FRAMERS SAID THOSE RIGHTS WERE UNALIENABLE.

THE 4TH CIRCUIT HAS NOW SAID SECOND AMENDMENT DOESN'T PROTECT OUR AR-15'S, OTHER COURTS WILL FOLLOW. STATE COURTS WILL FOLLOW. THEN IT'LL BE ALL "ASSAULT WEAPONS". THEN WHAT? ALL SEMI-AUTO FIREARMS? THE COURTS ARE RENDERING THE MILITIA-ALL ABLE BODIED CITIZENS- COMPLETELY INEFFECTIVE BECAUSE THE COURTS ARE DETERMINING THAT OUR MOST EFFECTIVE WEAPONS ARE NOT PROTECTED. HOW ARE WE SUPPOSED TO DEFEND LIBERTY? HOW MANY BITES OF THE LIBERTY COOKIE ARE LEFT?

3/3/17

*The Winter Soldier*



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By BERNIE PAZANOWSKI

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Full text at <http://src.bna.com/mmm4>.

**Gun law upheld:** A federal appeals court upheld Maryland's ban on assault rifles, concluding that the powerful military-style guns outlawed by the measure are not entitled to protection under the Second Amendment. The 10-4 ruling, issued by the entire Fourth Circuit Court of Appeals in Richmond, Va., reverses a decision by a smaller panel of judges from the court last year that called the law's constitutionality into question. The bill was passed in 2013 in the wake of the deadly shooting at Sandy Hook Elementary School in Connecticut.

### FRIENDS OF LIBERTY IN MARYLAND

THIS IS VERY DISHEARTENING. HERE IS ANOTHER EXAMPLE OF WHAT I HAVE BEEN SAYING FOR A WHILE. THE STATE LEGISLATED AWAY ITS CITIZEN'S SECOND AMENDMENT RIGHTS AND THE COURTS GO AND UPHOLD IT. IT SEEMS THERE IS A COLLUSION BETWEEN THE LEGISLATIVE AND JUDICIAL BRANCHES OF THE STATE GOVERNMENTS AND MAYBE A COLLUSION BETWEEN THE STATE GOVERNMENT AND THE FEDERAL GOVERNMENT. "COLLUSION" IS DEFINED IN BLACKS LAW DICTIONARY 10th EDITION AS: AN AGREEMENT TO DEFRAUD OR TO DO SOMETHING FORBIDDEN BY LAW. MAYBE THERE WASN'T A HANDSHAKE AGREEMENT BETWEEN THE BRANCHES, BUT JUST A PROVERBIAL NOD TO THE LEGISLATURE THAT "i got your back on this" WHEN THE CASE COMES TO MY COURT. 2ND AMENDMENT SAYS SHALL NOT BE INFRINGED - TO THE GOVERNMENT - SO TO BAN CERTAIN GUNS IS TO DO WHAT IS FORBIDDEN BY THE LAW, THE SUPREME LAW. HOW MANY LICKS TO THE CENTER OF THE LOLLIPOP? MARYLAND, WHY DO YOU LET YOUR LEGISLATURE TAKE YOUR LOLLIPOP???

3/3/17

The Winter Soldier

## Florida Ban on Openly Carrying Guns Doesn't Violate Second Amendment

Florida's ban on openly carrying guns in the state is constitutional, the Florida Supreme Court held March 2 (*Norman v. Florida*, 2017 BL 65827, Fla., No. SC15-650, 3/2/17).

The Second Amendment right to bear arms for self defense is subject to intermediate scrutiny, which means it must reasonably be related to an

important governmental interest, the court's opinion by Justice Barbara J. Pariente said.

The law's sponsor in the state legislature said that it was needed to make Florida "a safe place for individuals to live, and an excellent place for people to visit."

But the Sunshine State's gun-control scheme also requires it to liberally issue concealed weapon permits.

The open carry ban is a reasonable fit to protect the state's critical interest in public safety because an individual can still protect himself by carrying a concealed weapon, the court said.

Justices Charles T. Canady and Ricky Polston argued in dissent that the open-carry ban "is unjustified on any ground that can withstand even intermediate scrutiny."

**Room for Improvement.** From a policy standpoint, Florida's gun-control law has room for improvement, Hannah Shearer, staff attorney with the Law Center to Prevent Gun Violence, San Francisco, told Bloomberg BNA.

Noting the state's liberal policy to issue conceal-carry permits, she said a lot of people are slipping through the cracks. Those who shouldn't be getting permits, such as convicted felons, are getting them, she said.

Even so, Shearer said the opinion is important because it shows that states can regulate firearms with public safety in mind, and the regulations will be consistent with the Second Amendment. Where guns are taken out of the home, public safety becomes that much more important, she said.

**Second Amendment Applies?** The Florida Supreme Court accepted that the Second Amendment applies to the right to carry a firearm in public. That question, however, is debatable and is the subject of a petition before the U.S. Supreme Court.

In *Peruta v. California*, cert. filed, 85 U.S.L.W. 3363 (U.S. Jan. 24, 2017) (No. 16-894), the question is whether "the Second Amendment entitles ordinary law-abiding citizens to carry handguns outside the home for self-defense in some manner, including concealed carry when open carry is forbidden by state law."

Whether the right to bear arms protected by the Second Amendment extends outside the home is a question left open by *District of Columbia v. Heller*, 554 U.S. 570 (2008), UCLA School of Law Constitutional Law Professor Adam Winkler told Bloomberg BNA. *Heller* established an individual's right to have a firearm for self defense but "only involved handguns in the home," he said.

Lower courts are "split on whether there is right to carry guns in public," Winkler said. But the Second Amendment "refers to the right to 'keep and bear arms,' the most natural reading of which means a right to have and to carry arms," he said.

Since *Heller*, "most courts that have considered whether the right to bear arms extends outside the home have either assumed or decided that it does," Dan Peterson, an attorney in Fairfax, Va., who practices firearms law, told Bloomberg BNA. "Only a handful" of courts "have concluded that there is no right to bear arms outside the home," he said.

The Second Amendment "codified a pre-existing right to self-defense," Peterson said. When the amendment was ratified, there was no suggestion that right "was limited to the home," he said.

Even so, "there is a long tradition of state and local regulation of who can carry and under what circumstances," Winkler said.

Though the Supreme Court has had "several opportunities to take a public carry case," it has declined all of them, Winkler said. "Perhaps the justices will clarify the issue in *Peruta*," he added.

Eric J. Friday, Fletcher & Phillips, Jacksonville, Fla., represented the petitioner. Florida Attorney General Pamela Jo Bondi represented the state.

BY BERNIE PAZANOWSKI

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### FRIENDS TO THE CONSTITUTION AND LIBERTY

UGH, NO SOONER DO I PERFORM THE LAST KEYSTROKE FOR MY LAST ARTICLE ON THIS ISSUE, AND ANOTHER BITE IS TAKEN OUT OF THE LIBERTY COOKIE. NO SOONER! THIS TIME BY FLORIDA'S SUPREME COURT AND THEY TOOK A BIG BITE BY MY ESTIMATES.

JUST AS THE PREVIOUS "LAW REPORTER" ARTICLE I WROTE ABOUT, HERE AGAIN IS ANOTHER EXAMPLE OF BLATENT DISREGARD FOR OUR OUR INDIVIDUAL LIBERTY AND BILL OF RIGHTS. HERE, AGAIN, IS ANOTHER EXAMPLE OF THE TYRANNY OF THE COURTS. HERE, AGAIN, WE SEE SEE THE LANGUAGE THE PERVERTERS OF OUR CONSTITUTION. THAT LANGUAGE IS THESE WORDS: "IMPORTANT GOVERNMENTAL INTEREST. OTHER VARIATIONS INCLUDE: "COMPELLING" OR "SUBSTANTIAL GOVERNMENTAL INTEREST." THE LEGISLATIVE BRANCHES CAN SLAP THAT LABEL ON ANY BILL AND THE COURTS WILL ALWAYS FIND IT CONSTITUTIONAL WHEN IT COMES TO GUN LAWS. IF THE STATE BANS OPEN CARRY, THEY CAN CONTROL WHO CAN CARRY GUNS OFF THEIR OWN PROPERTY THROUGH CONCEALED CARRY PERMITTING.

LIKE WE ALL KNOW, KEEPING AND BEARING ARMS SHALL NOT BE INFRINGED, BUT WHAT IS IT THAT THE GOVERNMENT DOESN'T UNDERSTAND ABOUT THAT WORD "INFRINGED"? THE LIBERTY COOKIE IS NEARLY GONE. "THE TWO ENEMIES OF THE PEOPLE ARE CRIMINALS AND GOVERNMENT, SO LET US TIE THE SECOND DOWN WITH THE CHAINS OF THE CONSTITUTION SO THE SECOND WILL NOT BECOME THE LEGALIZED VERSION OF THE FIRST." - THOMAS JEFFERSON. BUT WHAT DO WE DO WHEN THE BEAST LOOSENS ITS CHAINS AND BEGINS DEVOURING?

3/8/17

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Justices Charles T. Canady and Ricky Polston argued dissent that the open-carry ban "is unjustified on any ground that can withstand even intermediate scrutiny."

**Room for Improvement.** From a policy standpoint, Florida's gun-control law has room for improvement, Hannah Shearer, staff attorney with the Law Center to Prevent Gun Violence, San Francisco, told Bloomberg BNA.

Noting the state's liberal policy to issue conceal-carry permits, she said a lot of people are slipping through the cracks. Those who shouldn't be getting permits, such as convicted felons, are getting them, she said.

Even so, Shearer said the opinion is important because it shows that states can regulate firearms with public safety in mind, and the regulations will be consistent with the Second Amendment. Where guns are taken out of the home, public safety becomes that much more important, she said.

**Second Amendment Applies?** The Florida Supreme Court accepted that the Second Amendment applies to the right to carry a firearm in public. That question, however, is debatable and is the subject of a petition before the U.S. Supreme Court.

In *Peruta v. California*, cert. filed, 85 U.S.L.W. 3363 (S. Jan. 24, 2017) (No. 16-894), the question is whether "the Second Amendment entitles ordinary law-abiding citizens to carry handguns outside the home for self-defense in some manner, including concealed carry when open carry is forbidden by state law."

Whether the right to bear arms protected by the Second Amendment extends outside the home is a question not open by *District of Columbia v. Heller*, 554 U.S. 570 (2008), UCLA School of Law Constitutional Law Professor Adam Winkler told Bloomberg BNA. *Heller* established an individual's right to have a firearm for self defense but "only involved handguns in the home," he said.

Lower courts are "split on whether there is right to carry guns in public," Winkler said. But the Second Amendment "refers to the right to 'keep and bear arms,' the most natural reading of which means a right to have and to carry arms," he said.

Since *Heller*, "most courts that have considered whether the right to bear arms extends outside the home have either assumed or decided that it does," Dan Peterson, an attorney in Fairfax, Va., who practices firearms law, told Bloomberg BNA. "Only a handful" of courts "have concluded that there is no right to bear arms outside the home," he said.

The Second Amendment "codified a pre-existing right to self-defense," Peterson said. When the amendment was ratified, there was no suggestion that right "was limited to the home," he said.

Even so, "there is a long tradition of state and local regulation of who can carry and under what circumstances," Winkler said.

Though the Supreme Court has had "several opportunities to take a public carry case," it has declined all of them, Winkler said. "Perhaps the justices will clarify the issue in *Peruta*," he added.

Eric J. Friday, Fletcher & Phillips, Jacksonville, Fla., represented the petitioner. Florida Attorney General Pamela Jo Bondi represented the state.

By BERNIE PAZANOWSKI

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Full text at <http://src.bna.com/mHb>.

### FRIENDS OF LIBERTY IN FLORIDA

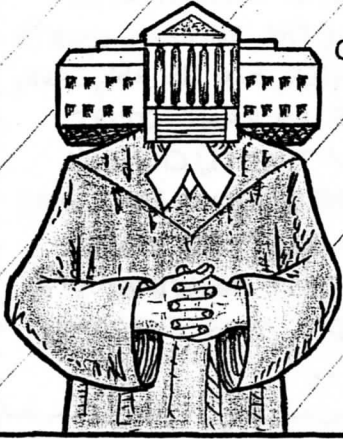
THIS IS VERY DISHEARTENING. HERE IS ANOTHER EXAMPLE OF WHAT I HAVE BEEN SAYING FOR A WHILE. THE STATE LEGISLATED AWAY ITS CITIZENS' RIGHTS AND THE COURTS GO AND UPHOLD IT. IT SEEMS THERE IS A COLLUSION BETWEEN THE LEGISLATIVE AND JUDICIAL BRANCHES OF THE STATE GOVERNMENT.

"COLLUSION" IS DEFINED IN BLACK'S LAW DICTIONARY 10TH EDITION AS: AN AGREEMENT TO DEFRAUD OR TO DO SOMETHING FORBIDDEN BY LAW. MAYBE THERE WASN'T A HANDSHAKE AGREEMENT BETWEEN THE BRANCHES, BUT JUST A PROVERBIAL NOD TO THE LEGISLATURE THAT "I GOT YOUR BACK ON THIS" WHEN THE CASE COMES TO MY COURT. 2ND AMENDMENT SAYS SHALL NOT BE INFRINGED - TO THE GOVERNMENT - SO TO BAN OPEN CARRY IS TO DO WHAT IS FORBIDDEN BY LAW, THE SUPREME LAW. THIS CASE MIGHT END UP IN A FEDERAL COURT AND THEY WILL RULE JUST LIKE THE 4TH CIRCUIT DID FEB. 21ST FOR MARYLAND'S ASSAULT WEAPONS BAN, THAT IT DID NOT VIOLATE THE SECOND AMENDMENT. HOW MANY LICKS TO THE CENTER OF THE LOLLIPOP? FLORIDA, WHY DO YOU LET YOUR LEGISLATURE TAKE YOUR LOLLIPOP??

3/8/17

The Winter Soldier

SUPREME COURT SAYS:



"THE FACT THAT RAICH DID NOT HERSELF AFFECT INTERSTATE COMMERCE WAS OF NO MOMENT; WHEN CONGRESS MAKES AN INTERSTATE OMELET, IT IS ENTITLED TO BREAK A FEW INTRASTATE EGGS."

GONZALES v. RAICH, 545 US 1

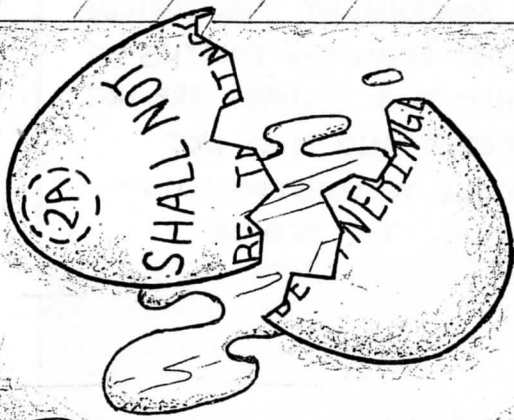
98

HOWEVER...

ACCORDING TO THE BILL OF RIGHTS, SOME EGGS CANNOT BE CRACKED



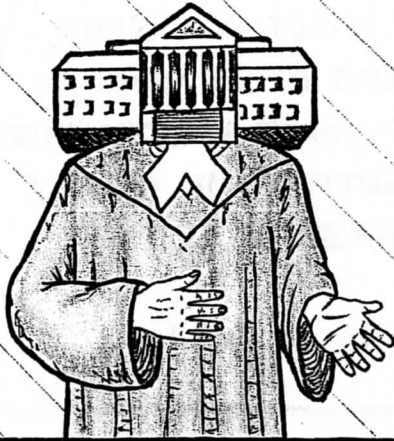
HOWEVER AGAIN...



THE SUPREME COURT SAYS WHAT IT WANTS BECAUSE IT IS THE **SUPREME** COURT AND IT MAKES THE **SUPREME** LAW AND BECAUSE IT IS PART OF THE **SUPREME** GOVERNMENT OF THE WORLD AND YOU ONLY HAVE THE RIGHTS THEY SAY YOU HAVE BECAUSE...

**SUPREMECY!**

FOR EXAMPLE



REFERENCING THE SIXTH CIRCUIT COURT OF APPEALS' OPINION IN THE SUPREME COURT'S UNITED STATES V. LANIER, 520 US 259, CASE, THE COURT SAID "THE EN BANC COURT EXPRESSED THE VIEW THAT (1) CRIMINAL LIABILITY MAY BE IMPOSED, UNDER §242, ONLY IF THE CONSTITUTIONAL RIGHT SAID TO HAVE BEEN VIOLATED (a) IS FIRST IDENTIFIED IN A DECISION OF THE UNITED STATES SUPREME COURT..."

OR ANOTHER EXAMPLE



THE SUPREME COURT SAID: "LIKE MOST RIGHTS, THE RIGHT SECURED BY THE SECOND AMENDMENT IS NOT UNLIMITED [AND] IS NOT A RIGHT TO KEEP AND CARRY ANY WEAPON WHATSOEVER IN ANY MANNER WHATSOEVER AND FOR WHATEVER PURPOSE,"

DISTRICT OF COLUMBIA V. HELLER, 554 U.S. at 626

CAN'T TOUCH THIS!



OF THE THREE BRANCHES OF THE FEDERAL GOVERNMENT, THE JUDICIAL IS SHIELDED FROM THE POLITICS OF THE OTHER TWO. JUDGES ARE NOT ELECTED AND THUS NOT ACCOUNTABLE TO CONSTITUENTS — WE, THE PEOPLE

EULOGY FOR GEORGE KORNEC

Sept 11, 2016

- To My Friends of Liberty and the Republic -

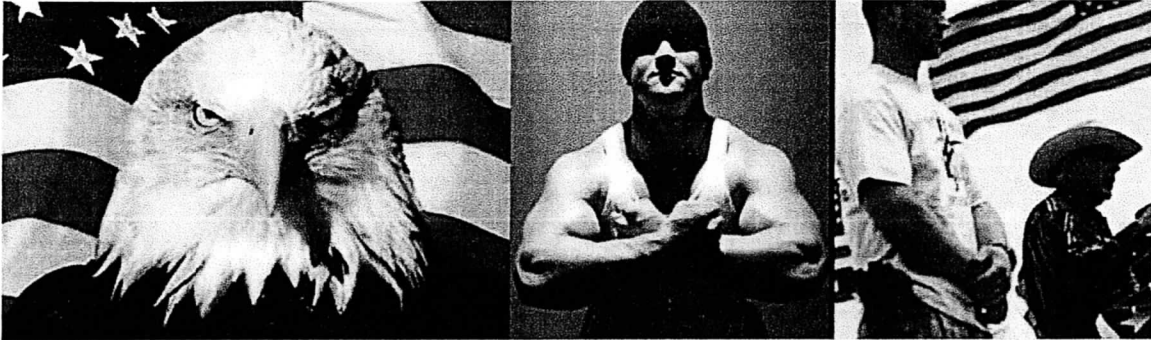
George was a patriot and a good man. I met him in August, of 2015, in Montana at his home up on his mining claim in the mountains near the small town of Lincoln. George inherited the mining claim and company from his father, and spent his entire life up there in a cabin. The only time he left the mine for any substantial amount of time was to serve in the Air Force during the Vietnam War, making him a veteran. George loved the mountain and all he cared about was mining, like the Dwarves in the "Lord of the Rings" movies. He was primarily after lead, manganese, molybdenum, zinc, cadmium, copper, but also gold and silver. For the last seven years though, the Federal Government - Forrest Service because of the Helena National Forrest - made him shut down his mining operation. From what I was told, mining regulations require a plan of operations detailing everything happening on the claim including any structures built. At some point, and I don't remember the whole story, George built a shed for his Bobcat tractor. The local Forrest Service agents already not happy with George for other reasons, threatened George that because the shed was not authorized and if he didn't tear it down, they would. They also threatened they would burn down his shops, cabin, and destroy all his mining equipment. George called out for help from the patriot community. The Oathkeepers organization launched Operation Big Sky, a security operation to ensure that George received Due Process and that he and his property remained safe and secure from any unlawful acts by the government. That's when I showed up, answering that call, as many other oath keepers did, ready to put our lives on the line for someone we've never known, but yet an American citizen nonetheless. I spent a couple weeks with George in his cabin, sitting around all day talking and drinking coffee. We shared stories and many laughs. I have a small interest in mining from some gold mining in California, but a different kind. I had done dredging, George did hard rock

mining. So I picked his brain a lot on his process and on geology. His knowledge on rock and minerals was mind blowing, especially for his age - 84. His brain was sharp. Probably the pure unadulterated mineralized mountain spring water he drank his whole life. I enjoyed my time spent with George very much and I sure miss him. One night, real late, I was having a conversation with George, and we were talking about the situation with the government's tyranny. I asked George: what do you want to see happen before you die? He told me two things he dreams of. He wants to see his mine back in full operation and the Constitutional Republic restored to the way it was intended. Unfortunately neither of his dreams came to fruition. This has caused me considerable grief. I have been grieved by it because the government caused so much grief for George and it's not right. Good men like George inspire and motivate me to do the work that I and others do, to keep trudging on in the cause for liberty. George's dream of a Constitutional Republic restored is the same dream that I have and I wish to see it happen before I die too. George just wanted to be left alone to live his life of mining up there on the mountain without interference. I often ask myself, and other people what do I have to do to be able to live my life, to live free. I would bet that George asked himself the same question: what do I have to do?

George, I will never forget you and I will tell the generations of how you stood up to tyrants, and how we stood together not just for ourselves, but all Americans. To all my friends and other patriots who stood with George, let's not allow his dreams to die with him. Let's not allow the dream to die with us either.

By-

Schuyler Barbeau



Please write encouraging letter to  
Schuyler Pyatte Barbeau.

Schuyler Pyatte Barbeau #46153-086  
FDC SeaTac  
Federal Detention Center  
PO Box 13900  
Seattle, WA 98198

Patriot Mail Project on Facebook  
[https://www.facebook.com/schuyler.ba](https://www.facebook.com/schuyler.barbeau)

rbau  
FACEBOOK - unCONSTITUTIONal: Justice  
For Delia

<http://www.outpost-of-freedom.com/BarbeauLOO.htm>

<http://outpost-of-freedom.com/blog/?page-id=1790>

**AMERICAN BY BIRTH**



**PATRIOT BY CHOICE**

WHAT CAN YOU DO TO HELP?

Well, I need my story and my case spread about, to anyone that cares about the Second Amendment as well as the Fifth and Fourth. My Case No. is CR15-391RAJ, in the Western District of Washington, at Seattle. Check out the Motions I filed and the arguments, questions of law, and other issues I raised as a pro se defendant. I need the Second Amendment organizations out there, like the NRA, to look at my case, take interest, and get involved as I work my way up to the U.S. Supreme Court. I have studied the precedent and preserved on the record challenges to the current line of precedent. One of those challenges I raised is the Supreme COURT's unlawful extension of Congress' reach under the interstate Commerce Clause to prohibit possession of an object because "that object might bleed into the interstate market and affect supply and demand." I have made some important challenges to the Federal Government's power and jurisdiction over what I as a private citizen can make with my own two hands, and then keep and use for lawful purposes- that creation. You are free to make copies of my Bulletin and distribute and share with everyone, your community, even your government. Thank you for any support and Semper Fi.