

MARATHON BOMBING: INDICTING THE PLAYERS



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Permissions. I, Mary Maxwell hereby permit anyone to circulate or print my book for personal use. Our four guest writers do the same. They are Cheryl Dean, Moti Nissani, Elias Davidsson, and Montse Alarcón Flix.

I do not own any of the pictures; I downloaded them from the Internet. Any photographer who does not want them to appear, please contact me.

*To aunts everywhere
my aunt, your aunt,
great-grandaunts, step-aunts
expectant aunts,
Jahar's Aunt Roza Tsarnaeva
(of ankle-bracelet fame),*

*and the indomitable and inspiring
Aunt Maret*

Other books by this author:

Human Evolution (Columbia University Press, 1984)

Morality among Nations (State University Press of New York, 1990)

Moral Inertia (University Press of Colorado, 1991)

Prosecution for Treason (Trine Day Press, 2011)

Consider the Lilies (Trine Day Press, 2013)

Fraud Upon the Court (Trine Day Press, 2015)

Inquest: Siege in Sydney (self-published, 2017)

With co-author Dee McLachlan:

Truth in Journalism (2015)

Port Arthur: Enough Is Enough (2016)

Under the pen name Fortunata Fifi:

Teen Etiquette with Feeling (2015)

As editor:

The Sociobiological Imagination (State University Press of New York, 1990)

Jahar's Federal Grand Jury Indictment

UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS Crim. Violations:

18 U.S.C. § 2332a - Use of a Weapon of Mass Destruction and Conspiracy;

18 U.S.C. § 2332f - Bombing of a Place of Public Use and Conspiracy;

18 U.S.C. § 844 (i) & (n) - Malicious Destruction of Property and Conspiracy;

18 U.S.C. § 924(c) - Use of a Firearm During and in Relation to a Crime of Violence;

18 U.S.C. § 924(j) - Use of a Firearm During and in Relation to a Crime of Violence Causing Death;

18 U.S.C. § 1951 - Interference With Commerce by Threats or Violence;

18 U.S.C. § 2 - Aiding and Abetting

Sounds impressive, doesn't it? During the week of April 15, 2013, the above crimes may, or may not, have been committed at the Boston Marathon. Assuming they were committed, it is important to charge the correct persons. Not to do so is to leave the community in danger.

Note: during the Tsarnaev trial, in 2015, the Moakley Courthouse on Atlantic Ave was the scene of additional crimes for which indictments will issue in due course. The main felony was obstruction of justice per 18 USC § 1501. But it should also be considered that a crime may have been committed per 18 USC § 2381, both at the Marathon and at the Moakley, *viz.*, treason.

PREFACE

I am a Bostonian watching this Marathon business from Australia. It is completely past my ability to fathom how the whole city of Boston can go along with a trial – a murder trial – that does not pass the guffaw test.

Just think: if my view is correct, all sorts of people are in on a wicked deal – cops, lawyers, judges, *The Globe*, the mayor, hospital doctors, and others. There is so much at stake here! We are all in such huge trouble if those many persons are willing to act in bad faith.

Numerous kind souls are working hard to help Jahar Tsarnaev. I am not working to help Jahar. I am working to help me. I am sure I can see what's in store for society if we play along with all the false statements in this case. I don't want to be there!

So there you have my *mens rea*, my intention in writing this book. I'm in fear of ending up under the control of the monsters that have organized this thing. Further, I want vengeance on them for doing it and for mocking us.

Hey, my parentals are buried in Forest Hills Cemetery, Jamaica Plain and I'll not stand by and watch their denigration, *thank you very much*.

Plan of This Book

I wish this book could fall into the hands of folks who innocently believe the Tsarnaevs were terrorists and who are satisfied that events shown in the movie *Patriot's Day*

are true. I wish I could talk to them. I am a reasonable person and would be glad to go over it piece by piece, respecting their opinions and feelings.

But I doubt that the “satisfied” are willing to open this book. I have already written similar books and they just pile up on the shelf. So instead I aim this at least partially at my fellow legal scholars, trying to show them that *it is not in their interest to let this travesty pass by unnoticed.*

Several chapters put forth a legal concept. These are on gag orders, tampering with evidence, proper instructions to a jury, the crime of cover-up, abuse of process (my personal fave), subornation of perjury, judicial notice, the Brady rule of exculpatory evidence, and – wait for it – the writ of error coram nobis.

Still, it may be that only non-lawyers will read this book, so I’ve made those chapters user-friendly, and included much that is of general interest.

Some concepts in this book are more political than legal, such as states’ rights (that is, rights against a tyrannical federal entity), the corporate media’s attempt to design our culture, official secrets, censorship, the revival of the grand jury, the shoot-to-kill policy (where did that come from?) and the RICO Act.

There is a chapter on show trials. My God. Did you ever think, O Bostonians, that there would be show trial in (ahem, ahem) the “City on the Hill”? I said SHOW TRIALS in America.

And there is a chapter on collateral damage -- as in deaths carried out for the state’s convenience. Did you ever think we would be talking about “the Commonwealth of Massachusetts” in that way? Yup, and there is mention of

Gitmo-style interrogations occurring in the Beth Israel Deaconess Medical Center. Yes.

To the Already Jaded

If you are well up on the dishonesty of the Marathon case there may be something here for you, too. I try to suggest as many *solutions* as I can think of for our current predicament. Solutions is my thing.

Be warned: I tend to lean on the treasures of the past. I don't see any reason why it would be impossible to restore the trust we once had in our high muckie-mucks. It is normal for us to trust them, and perfectly normal for them to "behave themselves."

But if you don't want to go the retro route, and you've bought this book (or borrowed it from the library -- goodonya) to get the everyday titillation of conspiracy theory, I think even you can be served here. I have a few stories to tell that may well register on the titillation meter.

Does One Hafta Read the Damn Thing in Order?

Please shop around ad lib -- there's good stuff in the exhibits at the back of the book. Most of the 30 chapters appeared as articles for a website in Australia (GumshoeNews.com). They came about as I got new bits of data about the Marathon trial.

Youtube was helpful and much legal stuff was sent to me by the Lady of the Court in the Snow. I am referring to Josée Lépine, a francophone Canadian who sharpened up her English for Jahar's sake.

Josée got good and angry. So she spent a fortune buying transcripts of the trial, which she has scrutinized to the nth degree. Nobody knows the case like she does.

Just goes to show that you never know where salvation is going to spring from! It must have taken a dozen geniuses to render the trial of Jahar Tsarnaev obtuse. They had to anticipate possible interference from many quarters and try to build in all the necessary snares and barriers.

Well, too bad. They did not foresee la Canadienne. And they did not foresee that an Irish-Catholic from Dorchester (St Mark's parish, to be exact, near Shawmut Station) would be hanging out in kangaroo land, ready to receive these little glimmerings of light and paste them into a Melbourne-based website.

My mother would say, the Lord works in strange ways.

ACKNOWLEDGEMENTS

Thanks are due all over the place. First I'll mention some of my life-changers: Henri de Lubac in 1965, EO Wilson in 1976, George Maxwell in 1980, Pierre van den Berghe in 1982, Hedley Bull in 1984, Sheik Nahyan in 1990, Carol Rutz in 2005, and Dee McLachlan in 2015.

My mother and my sister gave me most of my English expressions. I've tried not to let them get out of hand.

I am grateful, for technical help with this book, to Craig, Sarah, Jonah, Elizabeth, Heidi, Mairu, and Google alerts.

My law colleagues have been avoiding me like the plague. Not that I've whispered so much as one word about this book but they just seemed to know. I feel like a pariah.

Commenters at the website GumshoeNews.com were kind and funny and eager for more. But that's in Australia where it is OK to yak about the Marathon situation. In sum, I thank all creatures great and small, and am amazed and thrilled to be alive.

GREETINGS TO LATIN AMERICANS!

Good day, persons in Massachusetts whose first language is Spanish! What I wouldn't give to be able to speak Spanish and write it! But I am boringly monolingual and so have asked a friend to do the translating here for me.

I want to lure you into my book. I am trying to get Bostonians interested in the Tsarnaev case, and I fully understand that you are an important part of this dear city – both today and in the future.

At the end of the book, among the appendices (which I have called Exhibits) is one in Spanish. It was written by Maret Tsarnaev who is the aunt of the late Tamerlan Tsarnaev and his brother Dzhokhar nicknamed Jahar. The document was then translated by Montse Alarcón Flix.

That document helps prove the falseness of the whole Marathon incident of April 15, 2013. See it in Exhibit F.

Maret tells how the US government sent people to Russia to intimidate the family of the convicted criminal Jahar (he is now on Death Row in Colorado). This is shocking and many will choose not to believe it. Well, even without that, there are many proofs that the bombing was not done by the Tsarnaev brothers, ages 26 and 19 at the time.

Since I can't provide all the information in Spanish, I will print in the next page a summary. If you like it, then please look on Youtube for the many Spanish-language videos about the Marathon – but most are “mainstream.”

I may tell you that my late Dad, John Whalen, was fluent in Spanish and Portuguese and spent many an evening in the 1960s and 1970s teaching English to new immigrants in Boston. He did so as a free-lance volunteer, using such venues as the Mission Church. I send you his best wishes!

Saludos a los lectores.

Buenos días especialmente a las personas de Masachusets cuya primera lengua es el castellano! Qué no daría yo por ser capaz de hablar en español y escribirlo! Pero soy aburridamente monolingüe y por eso he tenido que pedir a una amiga que me haga estatraducción.

Quisiera engancharos a mi libro. Estoy intentando mantener a los bostonianos interesados en el caso Tsarnaev, y entiendo plenamente que vosotros sois una parte importante de esta querida ciudad – tanto ahora como en el futuro. Al final del libro, entre los appendices (a los que he titulado Exhibits) hay uno traducido al castellano.

El original fue escrito por Maret Tsarnaev que es la tía de Tamerlan Tsarnaev y Dzhokhar Tsarnaev, más conocido como Jahar. Creo yo que es la mayor prueba de la falsedad del incidente de la Maratón April 15, 2013 en su integridad. Véase Exhibit F.

En él Maret nos explica cómo el gobierno de los Estados Unidos envió gente a las repúblicas de la Federación Rusa para intimidar a la familia de Jahar (él se encuentra ahora en el corredor de la muerte en Colorado).

Tales hechos resultan chocantes y muchos elegirán no creérselos. Bien, incluso prescindiendo de ello, hay muchas evidencias de que el atentado no fue perpetrado por los hermanos Tsarnaev, que tenían en aquel momento 26 y 19 años respectivamente.

Como no puedo proporcionar toda la información en español, voy a añadir en la página siguiente un resumen. Si veis que os interesa, por favor buscad en Youtube los muchos vídeos en castellano sobre la Maratón - aunque la mayoría de ellos son “mainstream.”

Os podría contar que mi difunto padre John Whalen tenía cierto nivel de español y portugués y pasó muchas veladas en las décadas de los 1960s y 1970s enseñando inglés a nuevos inmigrantes. Lo hacía por su cuenta como un voluntariado, entregando los ingresos a la misión de la parroquia. Os envió sus mejores deseos.

Resumen de las "Main Theme" De Este Libro

Una intenta mostrar que no hay caso contra Jahar Tsarnaev. Todas las pruebas de culpabilidad son endebles. El asesinato de Collier se ve en un vídeo tomado desde lejos, la ridícula fábula del secuestro de Danny, La radicalización de Jahar probada según sus "descargas" de Internet, su no-negra mochila, su floreada confesión en la pared de una embarcación.

Un vídeo del arresto de Tamerlán, desnudo, y el vídeo de Podstava demuestran que la historia de un tiroteo con la policía no sucedió. Juzgando por otros casos de terrorismo, el atentado de la Maratón fue probablemente un montaje del gobierno. Ni siquiera necesitamos escudriñar sobre el uso de actores en crisis pagados por la acusación para mentir sobre los hechos; de tantísimas evidencias que hay en las ultrajantes acciones judiciales.

La Parte Segunda usa el aparato de carta al Gobernador y al Fiscal General, y Part, y un pretendido discurso de instrucciones al jurado, para destacar la importancia de cada rama del gobierno en el sostenimiento de la liquidación de la Constitución.

Otros asuntos en discusión son la destitución de los jueces, órdenes de silencio, SAM's (medidas penitenciarias especiales), los medios de comunicación como accesorio al crimen de atentado. Son enumeradas las faltas de los abogados: la impresionante ausencia de examen a los testigos, la inexistencia de cadena de custodia de la supuesta arma asesina, el no apercibimiento de un conflicto de intereses en el FBI en el asesinato del testigo potencial Todashev, e increíblemente el pronunciamiento por Clarke de que "él lo hizo" a pesar de que Jahar siempre se declaró no culpable.

La Parte Tercera buscará el castigo para los culpables, pero también vías para revocar la condena de Jahar.

CONTENTS

Preface	5
Greetings to Spanish Speakers	11
PART ONE – THE 2013 MARATHON AND SEQUELAE	
1. The Official Story – the <i>Patriot's Day</i> Nonsense	16
2. The Actual Story	20
3. Dee McLachlan Discovers a Cropped Photo	23
4. How Can Anyone Believe the Carjacking Story?	28
5. The Uncle and the Ankle	33
6. The Non-Proven Murder of Sean Collier	38
7. The Amputees' \$60 Million Private Fund	43
8. Shoot-out on Laurel St? Pick the Best Liar	45
9. I Was in Prison and You Visited Me	51
10. A View of Martin Richard and Jeff Bauman	55
11. How To Do the Bombing – a Birdie Told Me	62
12. Collateral Damage: Five Deaths So Far	68
PART TWO – LEGAL ISSUES IN THE TSARNAEV CASE	
13. Letter To Attorney-General Maura Healey	76
14. Impeaching a Judge	82
15. Gag Orders, Censorship, and Honesty	86
16. Cheryl Dean's Devastating Questions	93
17. Show Trials: Judith Shklar's Five Criteria	98
18. Is <i>The Boston Globe</i> an Accessory after the Fact?	107
19. What the Massachusetts Governor Can Do	114
20. The Brady Rule on Exculpatory Evidence	123
21. Frizzell Comes Up with a Gun Surprise	126

PART THREE – SUGGESTED RESPONSE BY CITIZENS

22. Citizen’s Arrest and Reviving Your Grand Jury	136
23. Retrial, Thanks to a Judge’s Handshake	144
24. What on Earth Is the FBI?	148
25. MyBPL -- a Plea to the Trustees	153
26. Disbarring Lawyers and the Commerce Clause	158
27. Judy Clarke’s ‘Patients’ Have This in Common	164
28. Appeals, Pardons, Jurisdiction, Coram Nobis	168
29. What Would Smart Bostonians Do Now?	171
30. <i>J’Accuse</i>	177

EXHIBITS

A. Comparing Two Boston Law Schools	187
B. Marathon: the End of Fiction Writing	194
C. Jahar Thanks His Lawyer and Apologizes	197
D. Homeland Security Waiver Form	198
E. Was Gladio at the Finish Line?	199
F. Aunt Maret’s Affidavit <i>en Español</i>	206
G. Maret Tsarnaeva’s Pro Se Argument	212
H. Put Your John Hancock on This	221
J. J Edgar Hoover’s Taints	224
K. A Real Expert on Terrorism	226
L. What Would Blackstone Say?	233
M. Instructions to Jury: Separation of Powers	238
N. Petition for a Writ of Error Coram Nobis	242
P. The Outrageous Verdict	248
Bibliography (actual, physical books, i.e., <i>books!</i>)	250
About the Author	252
Index	253

Part One – The 2013 Marathon and Its Sequelae

1. The Official Story -- the “Patriot’s Day” Nonsense



April 15, 2013, an apparent bomb near Marathon finish line

To learn the official story all you need to do is attend the movie *Patriot’s Day* and you’ve got it. I have only seen the trailer, and read reviews. It is the same garbage peddled by the mainstream media. In this chapter I roughly state that false story, the one the politicians want you to swallow.

A family immigrated to the US around 2000. The lady is Zubeidat and her husband is Anzor. She is Dagestanian, if that’s what they’re called, and he is Chechen. They produced two boys – Tamerlan and Dzorokhar (nickname Jahar) and two girls, Alina and Bella.

The Man of the Hour (trial-wise) – Jahar – was born in 1995, arrived in the US at age 9, let’s see that would be in 2004. He received his US citizenship on of September 11, in the Year of Our Lord 2011 – a decade out from the day we lost so much.

This future terrorist, Jahar, went to Cambridge and Latin and then to UMass Dartmouth (which is about halfway down to the Cape). He did inhale, and often. He owned a laptop. One day Jahar and his much older Bro (6 year’s difference) drove up to New Hampshire and bought firecrackers. There is a store video of them -- not making

the actual purchase but walking towards their car in the parking lot. (If you have ever purchased anything in NH, or anywhere, it may be used against you!)

We know (I mean we just simply *know*) that they looked up instructions for bomb-making. There are sites in the Internet, such as al-Qaeda's *Inspire*, that contain this information. And why else buy fire crackers?

Then on a certain day in January, 2013, one of them or both of them traveled to Saugus Mall and bought five (5) pressure cookers. Tamerlan was carrying the receipt for these in his pocket when he died.

Monday, April 15th, is a holiday in Boston (Patriot's Day, which has to do with the 1776 Revolutionary War -- Minutemen, muskets, that sort of thing.) On that day the brothers positioned themselves near the finish line of the Marathon, on Boylston St, near Copley Square.

The Marathon race had already been won at 11.40am, but it's a 26-mile race that includes thousands of amateurs and many of them continue to straggle in for hours.

Jahar laid a bomb near the green mailbox on Boylston St. In fact he laid his entire backpack, in which was a pressure cooker ready to explode upon detonation. It exploded at 2.49pm, killing three bystanders and injuring 264 more, including many who had to have a leg amputated.

We can see that Jahar left quickly. He headed home, presumably with Tamerlan. Jahar can be seen buying milk at Wholefoods, across the Charles River around 16 minutes after the bombing.

He did not even look nervous, and during that week both boys went to their gym for workouts, looking relaxed. [To repeat: I am trying to stick with the mainstream line here.]

However, on Thursday April 18th at 5pm, the FBI announced on TV that the bombers had been identified. So now they were to be hunted down. They were alerted by friends and tried to get away.

They drove in their Honda to Brighton Av, Boston. And at that point they carjacked a black Mercedes SUV. The driver of that SUV, Dun Meng (nick name Danny), was sitting in his car. He had pulled over to deal with a text message. Tamerlan threatened him and climbed in.

Jahar got in the back seat. They stopped at an ATM. Danny told Jahar his PIN number so he could withdraw \$800. The conversation in the car included two very important things.

First, Tamerlan told Danny that he had “done” the Marathon bombing and killed a cop at MIT. Second, Danny overheard the boys saying to each other that they may go to New York to do more bombing in Times Square. After all, nothing succeeds like success.

The SUV tank was getting empty so they went to a gas station in Arlington. At that point, Jahar went into the convenience shop to pay, and Danny luckily noticed that Tamerlan was concentrating on fiddling with the GPS device. Danny seized the moment to open the passenger door and run for it.

He escaped to safety by crossing the street where there was another gas station. He asked the manager to call 911. The police came soon – by now the SUV was gone – and learned the details from Danny.

That included, of course, a description of the carjacked SUV. It was a rental car, a Mercedes, so luckily it had a tracking device in it. Thus, police knew the brothers were in Watertown.

They had learned from Danny that Tamerlan had been the cop killer at MIT. The death of Officer Sean Collier had occurred at 10.20pm. It was now into the wee hours of Friday April 19th. Police from everywhere converged on Watertown to avenge a colleague.

The boys were spotted and they were armed, not only with a gun but an IED – improvised explosive device. Cops shot at them and wounded Tamerlan but Jahar got away. He jumped into the SUV and drove off, but not before injuring his brother with the car.

Tamerlan was duly arrested and taken to hospital. But the search for Jahar was unsuccessful that night. In daylight (Friday) it continued, and the Governor decided to close transportation down and advised everyone to shelter in place. Many homes had to be searched.

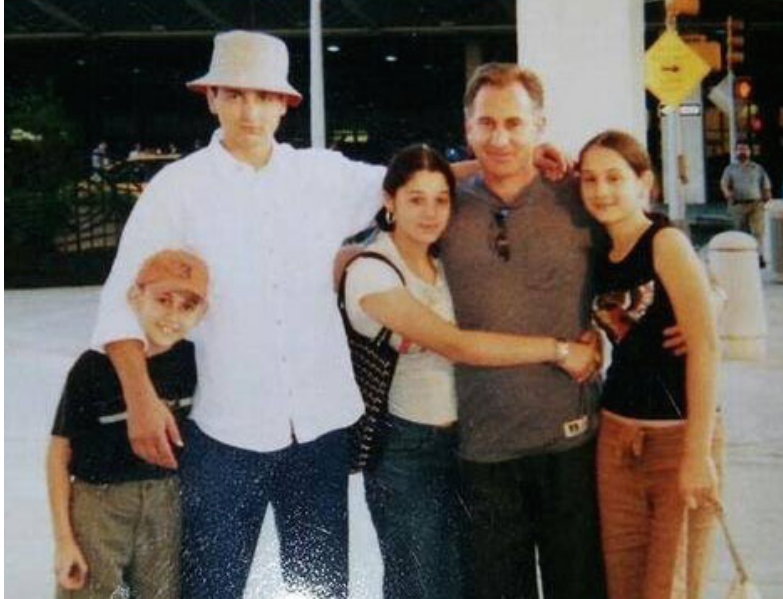
At 7pm, folks were told they could go out. A Watertown man went out for a smoke. He happened to look at his dry-docked boat. He peered into it and saw a body. He called the police and said he also saw blood there.

A helicopter flew over the boat, using thermal imaging to ascertain that there was a living person inside. Police and FBI and SWAT teams shot at the boat – 228 bullets.

Eventually Jahar emerged. He was arrested and taken to Beth Israel Deaconess. He was sufficiently interrogated for the cops to learn that he and Tamerlan had acted alone, there were no accomplices.

Jahar's trial began on March 2013, if you count the month spent selecting a jury. Then witnesses came forward and eventually the jurors retreated to consider the case. They found him guilty on all 30 counts. A separate matter was the sentencing. The jury sentenced him to death. The case is now in appeals.

2. The Actual Story



Jabar, Tamerlan, Alina, Anzor, Bella – normal human beings

The bombing of the Boston Marathon in 2013 is but one of an ever-growing list of “terrorist” events brought to us from the same parties that run the world.

Tamerlan Tsarnaev (born 1987) was an FBI informant for years before the Marathon, and probably also worked for the CIA. In 2012 he was allowed to go to Russia for six months. He attended a workshop there and yet was not questioned about it in his arrival back into the US.

Tam was not religious as a young man but got religion at some point. Although there is at least one photo of him in Arabic dress, he generally looked and acted Western. He may or may not have been employed. He had no criminal record. His sport was boxing; he was a potential champ.

He married an American girl, Katherine Russell, whose father is a doctor. Together they had a daughter in 2010.

Katherine Russell, changed her name and dress to become Muslim. She now lives in New Jersey; the girl is in school.

“Tam” and Jahar may have bought fireworks material but there is no reason to believe they bought pressure cookers. There is no reason to believe they planned to bomb anything, or that they were up to no good at the Marathon in 2013.

A most amazing thing about this case is that the story of a carjacking were accepted, as if a man who his running from the law would boast about his crimes to the driver!

For two years Danny was not known to the public. A TV station somehow had access to him and he did make a video, but sat in shadow so we could not see his face. We were given to understand that he was afraid of terrorists, so no one demanded his name.

Meanwhile he was the ONLY source of the confession to the killing of Sean Collier. Later a math student at MIT testified that he rode his bike past the Koch building. This witness, Nathan Harman, said during the trial that he saw a man standing near the door of Collier’s car. When asked if it was Jahar, who was sitting there in court, Nathan said “It definitely could have been him.”

Nathan did not see violence or hear shots. The school’s surveillance camera video’d two “tiny figures” walking toward, a car that may have been Collier’s car. I say “tiny figures” as the camera was a great distance away. No human eyes would be able to identify the two persons, or even be sure they were males.

During the hunt for the bombers, police and FBI had done a most peculiar thing. They told people not to use their own cameras to inspect the Marathon event. Maybe it was a test of citizen’s gullibility – and obedience.

But that peculiarity is nothing compared to the humdinger that emanated from Russia. Jahar's paternal aunt, Maret Tsarnaeva, assisted by Jack Graham, filed an amicus curia with the US District Court in Boston.

It says that the *defense* team visited the family in Russia (the Russian federation, which includes both Chechnya and Dagestan) and told them not to support their son's not-guilty plea.

What? May I say that again – *what?*

Every possible aspect of due process was violated at the trial. It was like a spoof. Then, after he was sentenced to death, Jahar stated (in open court) an apology and a request for forgiveness. We don't know why he did that.

I point out that he had never pleaded guilty. Rather, his lawyer, Judy Clarke, said in her opening statement – probably *without* Jahar's permission – “It was him.”

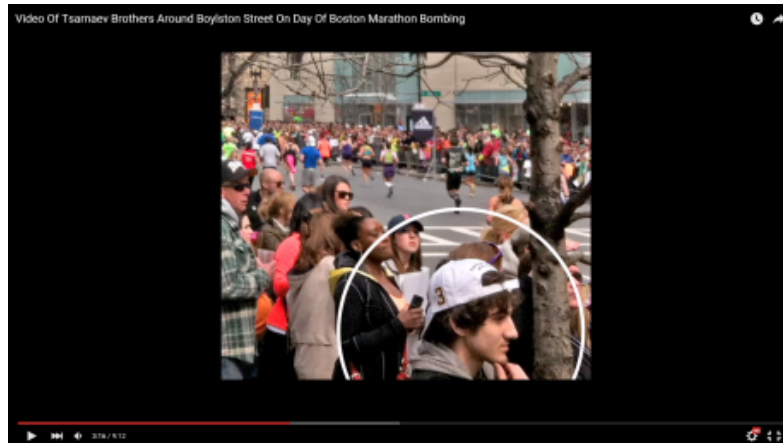
The US Attorney General Loretta Lynch, has kept Jahar almost incommunicado in Supermax Prison. He can speak to his parents by phone – only in English and cannot discuss the case with them.

His sisters have visited him, rarely, and they too are prevented from talking about much, beyond “How's the weather?” Thus, no one since the day of the Marathon has been able to get information from Jahar, such as about how he managed to climb into the Watertown boat.

I interpret the Hollywoodization of the terrorist story, in *Patriot's Day* to mean a big effort was needed to counter skepticism. I am delighted to think I may have contributed to that “need” for a propaganda movie.

3. Dee McLachlan's Discovery

(published at *GumshoeNews.com* on January 17, 2016)



Dee McLachlan wrote, at Gumshoe News:
“You gotta love that FBI special agent Richard DesLauriers who told the people of Boston to look only at the photos he chose. **‘For clarity these images should be the only ones, I emphasize, the only ones that the public should view to assist us.’** (Said at a press conference on April 18, 2013.) Funnily enough I started off being obedient to Mr DesLauriers. I looked at his selected photos, and oh boy, is he going to be sorry that he told me to have a look!”

McLachlan later learned that the above picture appeared as Exhibit 22 for the Prosecution in Jahar Tsarnaev’s trial. The first thing that looked odd to Dee, who happens to be a professional cinematographer, is that it’s a square picture, while most photos are rectangular. Typically they measure 480 x 800, whether in vertical (portrait) or horizontal (landscape). This one isn’t.

So Dee figured the Jahar shot must have started out as a portrait shape and was subsequently cropped at bottom. Indeed other people should have noticed that the person who chopped the full picture down to the size of a square

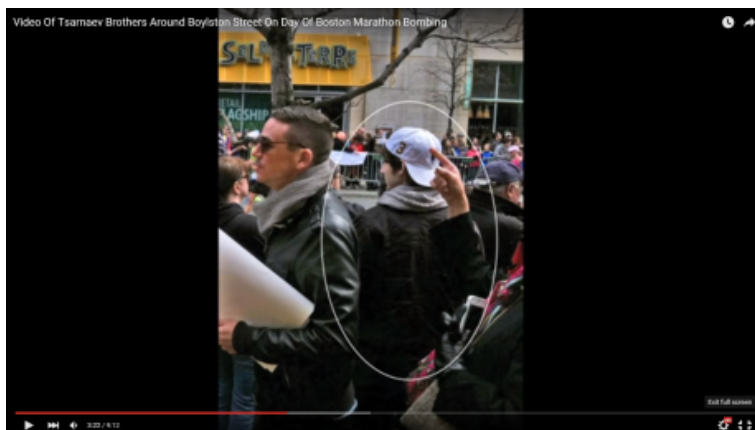
forgot that the circle marked around Jahar's head – the white halo – would be a giveaway as to the cropping.

Dee's next question: Why crop? She reckons it is to remove from the picture any part of his backpack which, as anyone who watched the FBI show knows, was white. A bad match for the black backpack alleged to have caused the Marathon bombing.

Additionally, in reviewing all of Exhibit 22, which is a video, Dee noted that the square photo was inserted as a frame. The same is true of another shot, discussed below. In McLachlan's article we read:

“These images are NOT frames that occurred within the surveillance video (as is the rest of exhibit 22). Rather, it appears they are still pictures that were – I'm trying not to say “planted” – let's see what other word I could use besides planted – OK, I think they were *inserted*.”

Here is the other inserted one, said to have been taken at 77 Boylston St. Here the owner of the pointing hand is obscuring the troublesome white backpack.

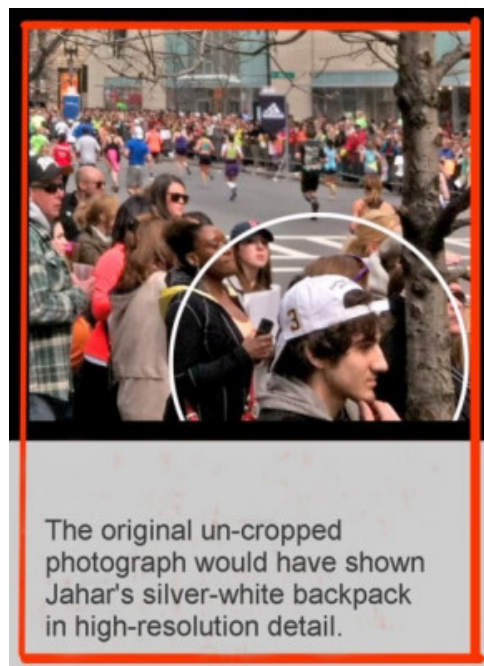


Dee notes that the resolution of both pictures is good — much better than CCTV footage. In the cropped photo, the camera is about six to eight feet away from Jahar – and taken about eye height in a PORTRAIT frame. It was

taken with Jahar in focus while the runners are soft focus. Dee asks: Who took this picture and why? Similarly the one with the finger pointer is not surveillance footage.

The whole case hangs on this evidence. McLachlan says: “The ORIGINAL picture would have demonstrated in HIGH-RES that Jahar was lugging a silver-white backpack – and NOT the black backpack.”

Dee has created a demo, surrounded in red frame below, to suggest that if the picture had been shown in full it would have included the backpack. She says: I suggest that in the “square” photo we’re precluded from seeing the backpack (that is, it’s been CROPPED away).



Even the slowest member of the jury would have said — “*Hey, the backpacks don’t match up.*”

Dee wrote: “I was excited with this find, but a certain friend reminded me that just because I speculate that the

square photo used to be a rectangular one does not mean the police sirens should start humming right away towards the home of, say, Carmen Ortiz.

Manipulating the Evidence

Dee presumed the prosecution lawyers were aware of this – and deliberately CROPPED the backpack out of the “square” picture above — and then inserted it as part of video evidence (to disguise its origins).

Is this tampering with evidence? Is the Pope Catholic?

Plainly the prosecution withheld exculpatory evidence which is against the court’s own rules. Grounds for a mistrial, anyone?

There are a few questions that need to be answered:

- Who took these photographs?
- Was this picture taken by a random spectator or a *player* in this Boston story?
- Are there more photographs taken at 777 Boylston St?
- Why is the *focus* seemingly on Jahar?
- Why were the photographs “slipped” into the surveillance video, into Exhibit 22 — and not presented as separate photographic exhibits?
- Who drew the circle — then cropped the picture?
- Why is anyone pointing at a building?
-

It appears a crime has been committed in the obstruction of justice. Richard DesLauriers and his *gang* presented the jury with a SQUARE photo. Maybe a few of them should be put in a square cell.

Per the General Law of Massachusetts, Section 13E (b):

(b) Whoever alters, destroys, mutilates, or conceals a record, document, or other object, or attempts to do so, with the intent to impair the record, document or object’s integrity or availability for use in an official proceeding, whether or not the proceeding is pending at that time, shall be punished, by a fine of not more than \$10,000, or by imprisonment for not more than 5 years...

Well, that's the state law but this is a federal case. The relevant section of obstruction of evidence, federally, is found in the USC, the United States Code, in which all laws enacted by Congress are restyled into codified form. Here is the relevant item. It is at 18 USC 1519:

“Whoever knowingly alters, destroys, mutilates, conceals, covers up, falsifies, or makes a false entry in any record, document, or tangible object

with the intent to impede, obstruct, or influence the investigation or proper administration of any matter within the jurisdiction of any department or agency of the United States or any case filed under title 11, or in relation to or contemplation of any such matter or case, shall be fined under this title, imprisoned not more than 20 years, or both.”

So don't worry, you who did the cropping, you'll be out before 2037 and probably much earlier on parole!

Note: a word on maxims of law. For centuries great minds have thought of ways to reduce principles of law to a few words, usually in Latin or French. There is one that says *Omnia praesumuntur contra spoliatores*. “We can presume everything against one who despoils the evidence.”

Say the accused submits his diary but the page of the key date has been ripped out -- you would know what to think, right?

Another maxim of law is *falsus in uno, falsus in omnibus*. “False in one thing, false in everything.”

Or, to combine them, how about: **Presume absolutely everything against court personnel that tell shameless lies.**

4. How Can Anyone Believe the Carjacking Story?

(published January 12, 2016)



Dun Meng asks manager of Mobil station to call 911 for him

At Jahar's trial the owner of the gas station gave testimony. The significance of the gas station is that it figures in the narrative of the carjacking. It is vital to note that the carjacking story was used to give the public a way to link the bomb blasts at the 2013 Marathon with the accused person – or should I say the now convicted person Jahar and his now deceased (i.e., murdered by FBI) brother, Tamerlan.

This chapter discusses important data that I found at an alternative website: WhoWhatWhy.org, edited by Russ Baker. He and colleagues have been doing excellent investigatory work on the Marathon case and they take a very skeptical approach to the carjackee, Dun Meng.

(At Gumshoe we take a more than skeptical approach. We declare that the carjacking never occurred. It is crock city.)

WhoWhatWhy clearly demonstrates that there were several *different* police narratives as to the way in which Tamerlan Tsarnaev “admitted” to Danny that he was the Crim of the Hour. Thanks to the very *number* of these stories, we know they do not provide a reliable story.

You can follow details at Russ's website, but I'll just emphasize one of his main points. It concerns a Boston radio station, WMUR. They initially interviewed Danny, a mere four days after the "carjacking." When someone later asked WMUR to please re-interview him (because of the discrepancies) they declined to do so.

Pretend your radio station got kudos for doing the initial interview. Wouldn't you want your station to associate itself even more thickly with the case by doing the second interview? You'd become the ultimate go-to person.

Blame WMUR

The offending channel, WMUR, operates out of Manchester NH —within Boston's northeast corridor. Four days after the alleged April 18, 2013 "carjacking" of Danny, Nick Spinetto at WMUR asked him key questions.

Danny obligingly furnished the information that Tamerlan had boasted about the April 15th Marathon bombing. Danny did *not* say anything to Spinetto about the killing of Sean Collier, the MIT campus cop!

Back in 2013, Danny told the media he was scared and did not want his surname revealed. Thus, on TV, he was seen only in silhouette. OK, that's understandable, but there's no longer any need to protect him. He is out in the open now, and he must know that his carjack story has put Jahar on Death Row.

I'm here to reprimand Alisha McDevitt. She is the station manager of WMUR — part of American Broadcasting Corporation, ABC. Come on, Alisha, you have to take responsibility. If your radio station helped to terrify Massachusetts (remember the lockdown?), you owe us some Valium. You must do your best to sort this business out for us.

You can't just say "No, thanks."

The Logic of the "But For" Test

I learned in law school that we can't use a "but for" test in a lawsuit. Say you gave me a birthday cake and I decided to bring a piece to my neighbor's house and fell down on her front stairs. I can't say "*But for* the cake I wouldn't have sprained my ankle" (and sue you for donating that cake to me). Even though it's true.

We are not in a court of law here. We are in a community, and we use logic. We can "but for" all we like. I say the interview with Danny Silhouette led everybody *to think that the Tsarnaevs killed Sean Collier*. "BUT FOR" the false narrative on radio stations such as WMUR, the jury may have voted to acquit Jahar.

In a recent article I showed a video of two teeny weeny persons creeping around the MIT parking lot. I said I couldn't see how the jury would accept it as evidence of Jahar's involvement. There's just NO EVIDENCE AT ALL that the Tsarnaevs killed Collier.

So WMUR needs to do the right thing. You know, Alisha, it won't kill you to announce that you think Danny lied to your employee, Spinetto. You couldn't have known it back then, nor could Spinetto. It's not your fault.

Time To Get a Second Spinetto Interview

I mean the original problem – broadcasting Danny – is not your fault. But putting the Seal of the Confessional on things (or is it the Seal of Langley, as usual?) is your fault. You must let Mr Spinetto do another interview.

Danny won't agree to it? No prob. Spinetto can go on radio and read out what Russ Baker gathered up by way of analysis of the whole situation, at the *WhoWhatWhy* website.

Baker compared numerous ever-changing statements by police officials and also by newspapers. He bothered to show us what the “Paper of Record,” the *NY Times*, said.

On April 20, 2013 *The New York Times* published the following paragraph, which they say they got from a “senior law official.” (Why not give the name?) This version of the carjacking doesn’t include any gas-station-with-ATM type stuff. Rather:

“It was only after the suspects decided not to kill the owner of a sport utility vehicle that had been carjacked and **instead threw him out of his car around 1 a.m. — a decision that ultimately** undid their plans to elude the authorities — that they re-emerged on the authorities’ radar.”

Granted, Alisha, that is not your concern. I don’t ask you to explain why the Paper of Record would say such a crazy thing as Danny being in the carjack situation at 1am. Everybody who has seen the Maxwell/Podstava video knows that Tamerlan was in FBI custody by that point. I just say that your radio station has to undo its errors. Simple as that.

Danny Forgot to Say the Biggie That Night?

I have just re-read the Russ Baker article and noticed that he wrote it *before* the court case. Wow. And I repeat that the Nick Spinetto interview was broadcast on April 22, 2013, only 4 days after Danny had had the traumatic experience of a lifetime. (Or not, as the case may be.)

In his WMUR interview, Danny does NOT mention Tamerlan Tsarnaev’s confessing to the killing of MIT cop Collier. Yet, as Russ Baker discovered, the Associated Press – which I believe is run by the CIA – **had already announced that bit** on the afternoon of April 19th. Yikes!

According to the AP, Watertown's police chief Ed Deveau claimed that Tamerlan admitted *both* of his major crimes to Danny. As in "Yes I am the big, fat Marathon bomber, and yes I left that MIT cop as dead as a doornail!" That's the 'dual confession,' in Russ Baker's terminology.

Baker notes that the Criminal Complaint itself, which was filed by Officer Genck on the 21st, states that Tamerlan told Danny about his role in the bombing — but the Complaint "notably says nothing about an admission to having killed Collier." **Baker proposes that this is a newsworthy item in itself.**

It certainly is; it is a full-scale shocker. Is there a lawyer anywhere — Judy Clarke excepted — who would not demand that the charge of Collier's murder be thrown out at this point?

The whole thing is a shameless lie. When are the people of Boston going to wokie-uppie?

Yet this carjacking nonsense was put forth with a straight face at the United States District Court in Boston in 2015.

Just as Barbara Olson's report of boxcutters was pivotal on 9-11, Tamerlan's confession to Dun Meng that he killed an MIT cop (Collier) is pivotal. This is where Russ Baker's work at *WhoWhatWhy* comes in. Baker, to an extent that should satisfy any judge or jury, kills off any credibility that Dun Meng may have had.

In my opinion Meng should be arrested for perjury. However, he is not the target of this chapter. The media is. The Spinetto interview of Danny, on radio WMUR, deceived the public and it's not asking too much to require the radio station to make amends.

5. The Uncle and the Ankle

(published December 20, 2015)



Getting fitted for a leg bracelet that will track your every move

The Uncle

Here, slightly abridged, is an affidavit written by an elderly relative of the accused person Dhokhar (nickname Jahar) Tsarnaev. Any bolding was added by me:

I, Tsarnaev Dzhamaly Maazovich, born in 1954 year in the town of Tokmak, Kyrgyzstan.... Anzor's father, Zaindi Tsarnaev, now deceased, was my (first) cousin....

For two years, starting from June 2013 to April 2015, me personally and members of my family, brother Said-Hussein, sisters Roza and Taus, as well as family members of Anzor Tsarnaev repeatedly talked at the meetings that took place during the visits of defense lawyers appointed by the USA government **to protect the legal interests of Dzhokhar Tsarnaev in criminal proceedings.**

The lawyers and their invited experts to this case, as they introduced themselves to us, had visited Grozny (Chechnya) and Makhachkala (Dagestan), at the least, fourteen times.... For two years, our meetings and the

contents of conversations were, it seemed to me, of a strange nature.

Representatives of the defense team for Dzhokhar were collecting information about everything: our way of life, our lives, the origin of the Tsarnaev family tree, where we work, what contacts we have.

They were interested in everything, except the facts proving the innocence of the Tsarnaev brothers, to which we had unsuccessfully tried to draw the attention of defense, because we were openly ignored.

Representatives of the defense team were confident in the innocence of the brothers, Tamerlan and Dzhokhar; in particular, the lead defense lawyer Judy Clarke herself agreed, adding in the conversation, **“we know it – they are innocent.”**

From the words of my brother, Said-Khusein Tsarnaev, I learned that on August 7, 2014 the meeting with representatives of the defense team, which took place at the hotel “Grozny City.”

Charlene, who presented herself as an independent investigator involved in the case by Dzhokhar’s lawyers; Jane, presented as a social worker and psychologist; and Olga (a translator from New Jersey, who arrived with the team), translating the conversation, openly admitted to my brother that they knew that Dzhokhar and Tamerlan were not guilty of the bombings, and with this **they were apologizing that the Tsarnaevs have had to endure the tragedy involving criminal allegations.**

My last personal conversation with the representative of Dzhokhar’s lawyers team, Alicia, introduced to me as assistant to the state-appointed defense attorney, during which I had to speak through an interpreter named Elena. I had met with Alicia and Elena on April 14, 2015 at noon

in the hall of the “Ararat – Hyatt” hotel. Later we moved to a cafe on the second floor. Our conversation lasted around 40 minutes. And suddenly Alicia said to me, “Dzhokhar’s guilt has been proven by the prosecution in court, **please convince Dzhokhar to take the blame for the bombings in the marathon so that he is not given the death penalty.**”

I was shocked by her revelation and request and said, “what are you talking about, we and you both know that the boys are innocent and there is a lot of conclusive evidence of it, and representatives of the defense, who visited earlier in Dagestan and Chechnya, admitted to us that they had known themselves that Tamerlan and Dzhokhar were not involved in the Boston bombings.”

To this Alicia had stated, “If Dzhokhar does not accept the guilt and does not express remorse, then the court will issue him a death sentence, however Dzhokhar is insisting upon his own, **that he is ready to die rather than allow for Tamerlan to be blamed for the bombings** and to plead guilty for himself and his brother.”...

I asked Alicia to explain why the defense was not using in the court proceedings the commonly known facts of the non-involvement and innocence of the Tsarnaev brothers. ...I called on her of **the necessity to involve all potential witnesses, whom under various pretexts the FBI had isolated**, so that they are not allowed to testify in favor of the defendant Dzhokhar Tsarnaev.

At that same moment I had admitted to Alicia that we have collected many documents proving the complete innocence of Tamerlan and Dzhokhar and that **we intended to present them to the court**. Alicia asked if I could show her these documents. I categorically refused to show them, and said that I shall present them in the right place and at the right time.

After this she asked, “How do you intend to bring them into the USA?” At that time, US visas were supposedly being arranged for the Tsarnaevs, including myself, in any case, Alicia on the previous visit in February 2015 **had collected from us the information, passport details and photos of me and my sister, Roza Tsarnaeva.**

Later, Alicia repeatedly consulted with us, saying “you will be able to travel, your documents will soon be ready, do not refuse the trip.” **We did not intend to abandon the trip, as we were determined to take part in the trial by presenting the evidence of the brothers’ innocence through Dzhokhar’s lawyers.**

After my conversation with Alicia held on April 14, 2015 in Moscow, the Tsarnaevs were refused entry visas to the United States for participation in the court trial. It is exactly for this reason that not a single representative of the Tsarnaev family had been present at the court trial in Boston.

Signature,

Dzhamaly Tsarnaev



The Ankle

When Jahar Tsarnaev's grandaunts came to Boston in April 2015 to attend his sentencing hearing – to speak on his behalf -- they were forced to wear GPS ankle bracelets. I can think of two reasons for this. One is so the media could – and did — describe them in a mocking way. (“You know what troublemakers those auntie-terrorists are.”)

The other reason was a practical one. It was necessary to sequester these Russian ladies so they could not share their knowledge of Jahar's innocence.

They also were not allowed to talk to the prisoner, despite making such a long trip to attend the trial. Ah, the ties that bind. But Jahar did break down and weep when he saw his elderly aunt in the witness book, saying that he was a good boy.

So now we hear that the immediate family was given the no-visa treatment. Add that to what Cheryl Dean wrote, at Gumshoe News, about the abominable “SAMS – Special Administrative Measures” -- imposed on Prisoner Jahar, age 22.

As for the grandaunts who did arrive, they were reportedly teased by “protestors” at their hotel. Hmm. I may be pretty disgusted with my fellow Bostonians, but I doubt any of them would go to the trouble of harassing elderly people. Especially some ladies from Kyrgyzstan whose only sin is being related to a good boy who was made Patsy of the Year by whoever it is that runs the US government.

Say, who *is* that anyway?

6. The Not-Proven Murder of Sean Collier

(published January 31, 2016)



Can you see two men near that reddish car? Are they identifiable?

The jurors must have been in a trance when Sean Collier's murder was being discussed. They managed to convict Jahar of that killing "beyond a reasonable doubt" – with no meaningful evidence at all. I heard in the mainstream media that there was a witness, a student cycling by, who saw, or sort of saw, the murder of the MIT cop.

Nope, he didn't. for one thing it was dark. For another thing, he did not pause as he passed by Collier's cruiser, and how much can you see when you are cycling? He – Nathan Harman -- did not claim to see any action whatsoever, much less to hear noise of gunshots.

Here is a bit of the testimony of this witness:

Q. Mr. Harman, How old are you?

A. Twenty-four.

Q. What do you do?

A. I'm a graduate student at MIT.

MR. WEINREB: Can I have Exhibit 682, please.

Q. And, in fact, do you have an office at MIT?

A. Yeah ...

Q. How well lit is the courtyard?

A. Fairly well lit. There's lights all along all of the major walkways....The buildings are always lit at night....

Q. Were you in your office on the night of April 18, 2013?

A. Yes.... I was there working on a problem set that was due the next day.

Q. Approximately what time did you leave?

A. **After ten. Maybe 10:20.** Once I noticed it was after ten, that's how I knew it was time for me to give it up and go to bed....

MR. WEINREB: It might actually be easier if we pulled up 683. ... Can you just, by using your finger, show us the route you took when you left on your bicycle?

A. Sure. I would have come right up here and then up that way (indicating).

Q. Okay. Did you notice anything unusual when you biked through the courtyard?

A. Yes; there was a parked police cruiser, like, right here...

Q. Was there anything unusual about the cruiser...?

A. When I went by ... the front door was open, the driver's side door, and there was someone leaning into the driver's side door.

Q. What do you mean by leaning into it?

A. I mean, **they** were sort of bent around the waist with **their** head and sort of the upper part of their torso inside the police car as I was coming up, and then **they** sort of stood up, startled, when I rode my bike by **them**.

[Note: Nathan later said it was "he" not "they".]

Q. Okay. So explain that. So you're riding down the path. And how close to the back of that person who you saw did you come?

A. Within five or six feet.

Q. And what happened exactly as you drove by them?

A. **He** sort of snapped up, stood up and turned around, and he looked startled, and then I just, you know, didn't think anything of it and rode off.

Q. Did he look at you?

A. Yes.

Q. Did you look at him?

A. Yes. We made **eye contact**.

Q. Did you get a good look at **his** face?

A. Pretty good.

Q. What did he look like?

A. I mean, he was young. I just assumed he was an MIT student. Young, normal height, thin. Yeah. He was wearing a dark sweatshirt and a hat. Yeah....

Q. Do you see that person in the courtroom today?

A. Yes. [He points to Jahar.]

MR. WEINREB: Can we have Exhibit 725 just for the witness....

Q. Do you recall reviewing a segment of this video

A. Yes. ... It's been shown to me a few times.

MR. WEINREB: The government offers 725.

MR. WATKINS: No objection....

Q. So when the figure snapped up and looked you in the eyes and you made eye contact, you didn't stop at that point; you just kept going?

A. No, I just laughed, actually. I thought I just startled him and I kept going.

Q. **Did you see a second person** by the car?

A. No, I only saw the one person.

Q. Do you recognize the person pictured in ... 758 and 761?

A. Yes.

Q. How does that person compare to the person you saw that night?

A. That **definitely could have been** the person I saw that night. [Emphasis added]

That was accompanied by the video that all the jurors could watch. It shows the cyclist from a great distance. A witness, Mr Isgur, who runs the surveillance cameras at MIT, said there are 1200 cameras. Surely a few of these could have got a closer look.

Why have a camera perched so high that it can't read licence plates or identify anyone's face? Isn't there some fabulous equipment in MIT labs against whose theft they would be all geared up?

The testimony in court concerning the death of Sean Collier involved four witnesses. First, as quoted, Nathan Harman, the student. Second, Matthew Isgur, in charge of 1200 security cameras. Third, a patrolman, David Sacco. Fourth, Sgt Clarence Henniger of the MIT police.

Since the alleged time of death is **10.20** that is the moment to concentrate on. But there is an unexplained gap in the videotape (the tape is Exhibit 724 and 725) **at that time**.

Does anyone recall President Nixon's secretary Rosemary Wood during the Watergate scandal? She claimed she had inadvertently erased 5 minutes of the tape when she stretched from her desk to a table.



Rosemary Wood demonstrating what happened

No one in court asked to have the MIT gap explained. Does this mean that nowadays there is no longer even a need to lie?

Three problems exist as to the moment of Sean Collier's death. First, as Nathan said he rode past and did not observe any noises (as of gunshot or quarrelling) and did not see lights (as with the flash of a gun). Yet Collier is said to have suffered numerous gunshot wounds.

Second, the patrolman David Sacco was in his office. He testified that he got a call from a male on campus, on the internal 911 line at 10.20. (The call is available to hear on Internet.) The caller said he heard loud noises. But he did not say whether they occurred immediately before he dialled 911 or earlier. Sacco was not asked to comment.

Third, Sgt Clarence Henniger of the MIT police said that at 10.20pm he drove his patrol car past the place at which the death is said to have occurred, **but did not see or hear anything amiss.**

I think you will agree that this is a terrible contradiction of the main story, which is that the Tsarnaev brothers approached Collier's car, intending to get a gun from him (to use in their exploits). They killed him -- but then were unable to extract Collier's gun from its holster.

Nathan Harman had said he got a sufficiently good look at the suspect (Jahar) in 2013 to see that his jacket had writing or designs on it, and that he wore a knitted cap. Yet Nathan did not hear either the loud sound of gunshot or any vocalization from the victim. All was uneventful and he simply rode past without even slowing down.

Deduction: Sean Collier did not get killed in the way that is cited in the official story. There is another interesting factor that was not handled at trial. Namely, Sgt Clarence Henniger stated that the FBI had been swarming round the MIT campus in the afternoon before the killing of Collier. What in the world could that mean?

7. The Amputees' \$60 Million Private Fund

(published March 22, 2015)



Jeff Bauman, a tibia without a fibula: an anatomical impossibility

Outside the Boston courthouse, during this week's trial of Dzhokhar Tsarnaev, sit some of the amputees. Mention is not made that they have received more than a million dollars compensation. Families of the three deceased victims got \$2 million each.

It comes from a private (!) fund of \$60 million. The man distributing the money is Kenneth Feinberg who also gave out the 9-11 victims' payments. James Oliphant of the *The National Journal* interviewed Feinberg in August, 2013.

How Did Congress Choose Feinberg re 9-11?

Feinberg says he was chosen to distribute the 9-11 money because he had done similar work for the court settlement of Agent Orange to Vietnam veterans for \$52,000. The top payout there was only \$13K.

He also handled a court settlement of \$20 billion (yes, twenty thousand million!) for the BP Deepwater Horizon oil spill in 2010, in the Gulf of Mexico. The same man distributed, from a private fund of \$11 million, the payments to parents of Sandy Hook children.

Feinberg is also involved with compensation for the **Virginia Tech shootout – isn't that amazing — and the destruction of grandstands at the Indiana State Fair.**

(Note: Oliphant's interview with Feinberg, and Feinberg's book *What Is a Life Worth?* are my only source for the existence of the various alleged payments.)

Does mention of the grandstand collapse bring to mind the prediction by Dr Richard Day in 1969? According to Lawrence Dunegan, MD, he heard Day say that, in future:

“Buildings and bridges would be made so that they would collapse after a while. All of this to contribute to the feeling of insecurity, that nothing was safe.”
Oh my.

Congress had almost no precedent for doing what it did in setting up the 9-11 fund. I assume those huge payouts (*never mentioned by the media*) are a way to prevent lawsuits by those injured at the WTC site.

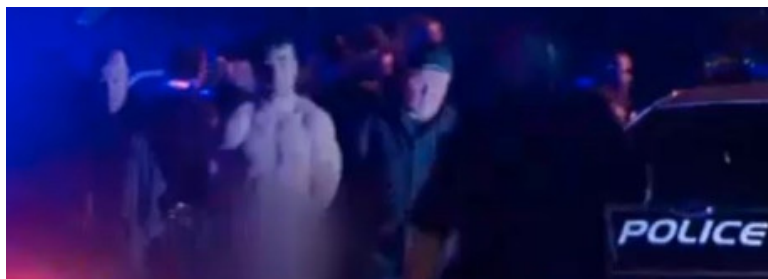
Of course it's possible that some of the alleged 9-11 plane passengers did not die and yet may have received the two million dollars. See Dean Hartwell's excellent writings on this. Kevin Ryan's *Another Nineteen* provides sensible suggestions as to who may have planned 9-11.

Note: Massachusetts takes part in the federal Victims of Crimes Act. In 2009 the US distributed 1.7 billion dollars nationwide of which \$7 million went to Massachusetts. It is used for victim-witness assistance program as well as paying compensation (\$50,000 to \$180,000) to victims.

Many victims of the Marathon bombing gave Victim Impact Statement at Jahar's sentencing hearing,

8. Shoot-out on Laurel St? Pick the Best Liar

(published January 27, 2016)



The arrest of Tamerlan, naked and unwounded, seen on CNN



Before arrest, he was face down on Mt Auburn St sidewalk being frisked. He yelled “Podstava”—Russian for “This is a set up”

What occurred when Tamerlan was taken to hospital? I’ve been pretty curious about this, as I know Tamerlan did not die from gunshot wounds. He was arrested in good health, and died in the custody of the FBI. You can see it on the Podstava video.

Whose testimony do you want to hear? I offer you four sources:

- the cop who fought with the criminal (assume for the moment that there was a criminal),
- an ambulance attendant who saw the wounds,
- a hospital director or similarly titled medical boss, or
- the lady who saw it all from her second-floor window.

Most of the quotes below appear at the website WhoWhatWhy. We are talking about the Laurel St scenario in Watertown. The time is just after midnight on the morning of April 19, 2013.

The Cop

I think this quote was taken from a District Attorney's investigation (investigation? hello?) It says there was concern that the criminal **could be wearing an explosive vest**, endangering the life of any cop who touched him. I quote:

"Boston Police Superintendent-in-Chief **Dan Linskey** saw another gang officer holding Tamerlan on the ground and he ran over, worried that the suspect might be wearing an explosive vest — worried that he might blow up the cop. The pair began to strip the suspect's clothes. An ambulance arrived for the officer. And cops called for an ambulance for the suspect..."

Gosh that's the first time I've heard of a *medical* stripping of Tamerlan. Let's put that to one side and move on.

The Ambo

This comes from Weebly, which makes use of trial transcripts provided by Josée Lépine:

"Michael Sullivan, a Boston paramedic ... was qualified to work in any of the 3 ALS ambulances fielded every evening by the City of Boston.

"Prior to an equipment breakdown, Sullivan's ALS ambulance had been directed to the Watertown area to be 'ready' after reports of the Laurel street gunfire exchange went out over the police scanners. [Don't you love a 'gunfire exchange?']

"Testifying for the defense on Trial Day 52, April 29th, Sullivan described the wounds of the unidentified injured

man he found already strapped down in the BLS A14 ambulance: “When I first got in the truck, I noticed that he had multiple trauma, and he had some -- and road rash.” [That is what your skin gets if you are dragged by a car. -- Jahar’s fraternal run-over, you recall].

“The two police, in the ambulance, corrected the paramedic with 26+ years of experience. ‘*No, no, no. It was a blast-type injury from an errant explosive device,*’ he was told.

“He elaborates: ‘Some looked like they were apparent gunshot wounds, and others looked like shrapnel-type-appearing wounds.’ [Grammatically I think it should be ‘shrapnel-type’ *or* ‘shrapnel-appearing.’ ‘Shrapnel-type-appearing’ is hedging too much.]

“Sullivan described the patient, handcuffed and on his back, as combative, growling, rearing up, sweaty, pale, and resisting efforts to treat him. The man was suffering from shock and would allow only very limited medical intervention.”

Well you know how it is with Muslim terrorists. They can’t make up their minds whether to martyr-ize themselves, or run away to New York, or gives those cops a good punch-up.

The Big Cheese at the Hospital

Actually this source is a twofer: **Richard Wolfe**, MD, Chief of Emergency Medicine at Beth Israel Deaconess Hospital in Brookline and a **Dr Schoenfeld** of that hospital’s Trauma Team. (What do you bet they get extra pay for advising Homeland Security about weapons of mass destruction trauma type thing.)

“The trauma team immediately put a breathing tube in Tsarnaev’s throat, Dr. Schoenfeld said, then cut open his chest to see if blood or other fluid was collecting around

his heart. (The technical term is a thoracotomy, releasing blood from the chest cavity and possibly massaging his stopped heart.) He was also apparently given massive amounts of blood to replace what he had lost.”

Frankly I don't know how a hospital would “apparently” give massive amounts of blood. Isn't there a written record? Don't nurses have to sign for something like that? How else would one get reimbursement from Blue Cross?

As for Wolfe, the boss, I have seen him on Youtube. A more self-confident person does not walk the earth (excepting possibly myself). Dr Wolfe is bearded and a bit grandfatherly. He testifies: “This was a trauma arrest, multiple injuries, probably, we believe, a combination of blast, potentially gunshot wounds.”

Asked how many gunshot wounds, he said: ‘Unable to count.’ I'll assume he means “countless” rather than a personal limitation on his ability to count.

“Wolfe said the injuries may have been caused by ‘an explosive device, possibly shrapnel, thermal injury. It was pretty much throughout the trunk...’ There were signs of more than just gunshot wounds. The person arrived at the hospital in (cardiac) arrest, he said.”

The Lady at the Window

Finally – please remember I am preparing to tell you my method for picking out liars – there was a local who saw it all. “He was on his belly; he was moving,” said **Jean MacDonald**, who was watching from her second-floor bathroom window on Laurel Street. “I saw [Tamerlan] trying to lift up his head.”

Weebly then reminds us that another resident, from “five doors down” had posted stuff right away but now is

known only as **'Jess Ica.'** (Understandably, like Danny the carjackee, you don't want to be a witness against rough criminals.) She herself made a video.

“Her video captured the last minute of the gunfire exchange and ended after Dzhokhar ran the police cruiser barricade.” (I have not seen this.) She informs us: “I was watching the news about the MIT shooting. I heard a car speed by really fast. Soon after, I heard three pops, like fireworks. The pops continued. There was an explosion...and gunshots.”

“There were two explosions, I did see one orange flare... Soon after the bullets stopped, a lot more police showed and an ambulance showed up and about 5-10 minutes after the ambulance showed up, someone was actually getting carried out on a gurney, just wrapped in a white sheet from head to toe. They were clearly deceased.”

Deceit and Self-Deceiving

Dear Reader, how are you going with these sources of the case against Jahar? Did you feel comfortable with Dan the cop, Michael the ambulance driver, the two docs at Beth Israel Deaconess, Jean the second-story lady, and Jess the video-maker?

Ever since I heard that 9-11 was not dinkum di, rolled gold, true blue, I have realized that when they put on a show – Oklahoma City, Port Arthur, Washington sniper, Sydney siege -- they have to have, at the ready, a bevy of liars. I mentioned that Dr Wolfe is the only one of his group that I have seen, on the screen. Very persuasive. Could sell you the Sydney Harbor bridge, no problem.

The ability to lie is an important part of human nature. And, as Randolph Nesse, MD, a leading sociobiologist says, we had to evolve the ability to self-deceive, as it

makes us better deceivers if we actually believe the lies we are telling. Some animal species have this trait. *Homo sapiens* definitely has it and it is here to stay.

Last October I wrote about the Geelong Grammar music teacher who professed to the Royal Commission that he was absolutely unaware of events that we all know he must have been aware of (about another music teacher sexually abusing a student). I said I believed him. He *cannot* recall the events as it is extremely in his interest to block them out.

And the Winner Is...

So, naturally I'm not going to say that I accept one of these observer's reports of the criminal's wounds as opposed to others.

When observers give me a range -- road rash, blunt hit on the head, countless bullet wounds, a blast, the cut from a thoracotomy -- did I miss something, perhaps a pregnancy? -- I know they all have to be wrong.

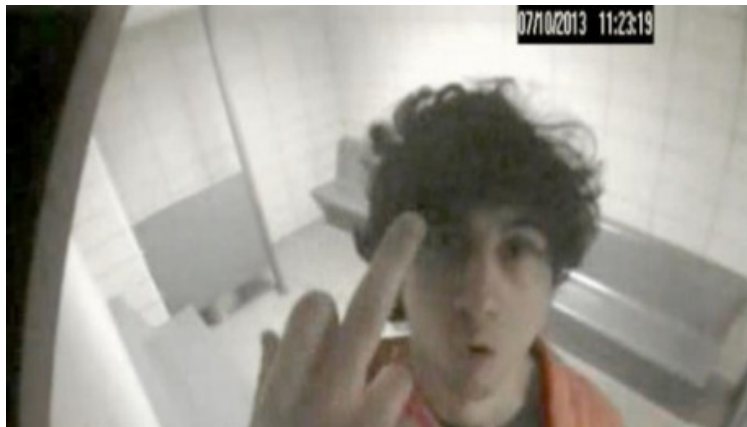
The logic is that **if several are lying, there can't be one of them getting it right**. I would say this even if I had the impression -- which I don't of course -- that an actual shootout took place on Laurel St.

There is no point trying to compare the likelihood of the blast, the cut, etc. If even one person in the group says the boy ran over his brother (the road rash symptom), and other members of the group did *not* see the marks from that -- *and don't even mention it* -- we have to know the whole affair is a gross fiction.

Don't we?

9. I Was in Prison and You Visited Me

(published April 25, 2015)



Jabar in a holding cell. Note facial bruises

The Sydney Morning Herald online tells us that the mother of Sean Collier, MIT security guard who was reportedly killed by Tsarnaev, has post traumatic stress disorder from seeing her son's dead body. That and coverage of the suffering of other Marathon victims was headlined "Lawyer's Trying To Explain Rude Gesture."

Unbelievably, they are referring to the fact that the 19-year-old prisoner gave the finger to the lens of a camera. One newspaper actually said that the jurors were was "stunned" when they saw it. That is not humanly possible in the Year of Our Lord Twenty-fifteen. I suggest that the people of Boston would be stunned if a lad of that age did NOT give somebody the finger after being (totally illegally) bullet-wounded by a veritable army of cops.

Were they actually cops? Soldiers? Mercenaries? Nobody seems to know or care. In case no one remembers: Tsarnaev was "wanted." This means he can be apprehended, not killed. He wasn't a "fugitive from justice" at the time he was found on the boat, 18 April, 2013. He had not been charged with anything.

But even fugitives deserve to be apprehended alive. They also deserve a chance to tell their side of the story. I'd love to hear Jahar's side. The photo of him is dated 10 July, 2013. He ain't lookin' too good. The spin, on the story was that the finger episode was being used in Court to suggest that Jahar is "**defiant towards the US.**" Oh my.

The defense lawyers – and believe me I am using the word 'defense' here only *pro forma* – said that he may simply have been having a quarrel with someone. If it is a CCTV camera, they presumably saw what happened before the finger came up. I mean there is a Jeremy Bentham pan-opticon at all times, isn't there?

Please don't call me a convict-sympathizer. I want all properly convicted persons to get what they deserve. That is, a loss of liberty.

As far as I am aware, the law lays down specific punishments for crimes and these always consist of fines or prison terms (with a sort of substitute punishment called 'community service,' or perhaps a mandate to take a corrective course, such as regards drunk driving).

Since we have rule-of-law, there can be no punishments other than what the law specifies. I understand that if a prisoner be unruly, she might lose some "privileges," such as phone calls or exercise time in the yard. But other than loss of liberty, no punishing of the person is legal. Which is to say it is illegal. Which is to say it is criminal on the part of the person who is doing it.

By the way, putting on the front page of newspapers, and the worldwide web, a picture taken of someone in their prison cell is quite the violation of privacy. Are we all losing our grip?

I have a friend from China who did not really know what

goes on in the prisons there until he got to Oz and was able to watch Youtube. He called my attention to a video: "The Women of Masanjia Labor Camp" about torture. You should see it. (It has English subtitles.)

Wickedness aplenty goes on in Western prisons, too. Abuse of prisoners, including sexual abuse, is becoming commonplace, isn't it? I've heard that male-male rape is 'policy.' We know from the Abu Ghraib photos that it was policy at least on some occasions.

Naturally our prisons will become sadist territory if no one speaks up. The following is from an article I wrote at Rumormillnews on November 15, 2014:

Getting a little bit short with Roman Catholicism these days. Why doesn't "the Church" speak out against the evils of our time, such as torture by democratic regimes? What about the acceptability of lying? Can't Holy Mom Church say "Enough already with media spin, and go wash your sorry mouth out"?

Why don't curates use the pulpit to give kids a bit of the old fire and brimstone routine about their disgraceful treatment of their parents? My main beef is that clergy don't tie in obvious messages from the Gospel anymore. I am so sick of reading what goes on in prisons. For instance, the one at Vacaville, California would put Japan's war criminals to shame for human medical experimentation.

In my "CDC" class – nah, seriously, I didn't have to get "released time" to go to Christian Doctrinal Class. I was holding the fort in parochial land from grades 3 thru 12 and then, yes, college. Anyway, in catechism class we heard this: "I was hungry and you fed me; I was thirsty and you gave me to drink. I was sick and imprisoned and you visited me." It's at Matthew 25:36.

It led to rules of the Church, in which we became obliged, I repeat obliged, to do such things as visit the sick and the imprisoned. Well I'm old and I have yet to visit a prison. I visited Port Arthur prison in Tasmania after it was abandoned.

This is terrible. The Church should have organized a bus every Saturday for parishioners to go do their duty. What a difference that would have made to our sense of what life is like in a place where cruelty can't be seen, where you are fair game for all bullies and perverts and sadists. Not to mention pan-opticon operators. Do you know what a stun-belt is? Apparently Jeremy Bentham would approve.

Jahar Tsarnaev is under additional restrictions known as Special Administrative Measures, totally unconstitutional, that came about with worldwide legislation of the anti-terrorism business. Recall Lynn Stewart a civil right lawyer (isn't every lawyer a civil rights lawyer?) whose client was one of the 1993 WTC bombers. She was arrested for passing his message to someone outside the prison.

This could only have been meant as intimidation for all lawyers -- who apparently fell for it.

By the way, her jailing is the fault of citizens for not arresting the real bombers of 1993, namely the FBI. They have admitted it was a sting. Three Arabs are still in jail for it, and so was Lynn.

She was released in 2013, age 74, on compassionate grounds: terminal cancer. I might point out that her sentence included punishment for perjury. S'truth.

10. A View of Jeff Bauman and Martin Richard



Martin Richard (2004-2013) of Caruth St, Dorchester, with poster: "No more hurting people. Peace."

It's possible that some readers of this book who see the name Jeff Bauman on the Table of Contents will come straight to this chapter to take my measure as to the conspiracy-theory stuff. I'll now say briefly what I subscribe to, and then discuss methods of propaganda.

I think Jeff Bauman had his amputation before 2013. It could have been from a car accident, military service, or anything. I am sorry for his trauma. And since I think he is therefore a "crisis actor," it follows logically (to me, anyway) that all the media that make a big deal of him are *in* on the hoax. The purpose of hiring an actor for such a thing must have been to create a story, an emotional story.

You see that I have used the word "hoax." I am not a general hoax subscriber. I do not think that either the Marathon bombing or the Sandy Hook massacre was a hoax in the sense of "didn't happen at all."

Not that I am in a position to go and sleuth it out. If I lived in the US, I would hop over to Connecticut to see if the school is defunct. But I'm in Australia. For the record: I firmly believe the children died at school that day.

Montse, Dr Monteith, Lorraine Day, George Maxwell

A lady who lives in Barcelona, Montse Alarcon Flix, badgered me into accepting part her belief. That is, she (by email) made me pay attention to Jeff Bauman and I am grateful to her. Montse thinks every injured Marathon victim is a crisis actor and every one of the three fatalities: Martin Richard, Krystie Campbell, and Lu Lingzi, is either a fictitious person or isn't actually deceased.

The background to my willingness to listen about Jeff (however reluctantly) is the fact that I was already very sceptical about the Tsarnaev story. From the day I heard of the bombing I was sure the "Muslim terrorist" angle was governmental propaganda. Please see Elias Davidsson's book *Hijacking America's Mind on 9-11* as to the proven fact that "Arabs" did not attack the WTC.

By the way, Muslims *did* attack the World Trade Center in 1993; they blew up the basement parking lot and caused much damage. This was later revealed to be an FBI sting operation. In other words, Muslims were recruited to do it. Remarkably one of them, Salem, recorded FBI chats!

Back to Montse whose friendship I gained by saying, in a publication, that I wish Guatemalans in Boston had access to my criticism of the Jahar trial. She then offered to do translations of key documents into Spanish and that is how this book happens to have a touch of *Español* in it.

I still do not accept Montse's across-the-board beliefs about hoaxes. However, she sent me tapes of Dr Stanley Monteith, a surgeon, saying that he has done many an above-the-knee amputation and can see that Jeff already had no lower legs on April 15, 2013.

Dr Lorraine Day, an orthopedic surgeon, also said Jeff is a fake and that his orange color of blood is visibly wrong.

If my husband George, a doctor, were still alive, I'm sure he'd be willing to comment on the blood color. It is beyond pathetic that more doctors don't come out and say it -- or else challenge Dr Lorraine Day's analysis.

Please go to this book's bibliography -- it shows that I duly bought the book *Stronger*, by Jeff Bauman. Up till that point I was unaware that he had told the ambulance driver that he "knew who did it." What a preposterous story!

The life history of Jeff's cowboy-hat helper, Carlos Arrendondo is also preposterous. Enough said. Jeff is part of a psy-op.

Alex Jones, Peekay, Conspiracy, and Censorship

Back to the subject of my involvement with conspiracy theory. I have no embarrassment in saying I believe in this or that conspiracy theory. I have a PhD in political science and of course that field takes for granted that the human power structure depends on deceiving people.

Lying in order to get power is standard office procedure. Also, since the writings of Edward Bernays in 1928, the field of advertising and public relations has specialized in testing people to see what they will believe. It is well established that humans respond sub-rationally to *symbols*.

Thanks to the exposure of the government's role in the 9-11 tragedy, a "conspiracy community" now exists. It is dependent on alternative websites and videos. I am a participant. I don't personally like the style of Alex Jones or Peekay, but so what. Many people find them helpful.

But all of this invites censorship, and legislation to stop the free-speech of the Internet. Congress passed the 2017 Defense Authorization Act with a sneaky rider that can criminalize the exposing of government crime. Yes.

Martin Richard

So, did Martin Richard stand near the Forum Restaurant on “Patriot’s Day” with his Mom (Denise) his Dad (Bill) , 6-year-old sister Jane, and 12-year-old brother Henry? Did the bomb cause sister Jane to lose a leg and Martin to lose his life? I don’t know. The *presumption* is initially Yes.

Note: if it turns out that the Richard family story is not genuine, it’s reprehensible that someone recruited children – Jane and Henry – into public lying. Wow.

I’ll now mention a few *clues* that could mean there is hoax involved. And I’m sorry if I’ve got these wrong. (The family can contact me and I will make a noisy apology.)

1. A first clue is that Jahar’s trial shows prosecutors and defense lawyers acting so fantastically outside of the norm of behavior for a courtroom, that one is inclined to ask “If *they* are performing a play, why not everybody else?”
2. Someone has hypothesized that Henry is truly the son of the Dad, Bill Richard (they look alike) but that the mom-daughter pair, Denise and Jane, are unrelated to them. In this theory Dad had only one son, Henry, and the photos we saw of Martin are old pictures of Henry.
3. I saw a photo of Martin at the Marathon in which his hands are too big and maturely shape to be that of an 8-year-old. So at least that one picture was photo-shopped.
4. I have read a story in the mainstream media of the UK in which little Jane’s ballet teacher says Jane attends the Clifton Academy in Milton. There is no Clifton Academy in Milton. Maybe that is the name of the ballet school?
5. A trusted friend told me that she read the court transcript of Bill Richard’s testimony at Jahar’s trial. When

the prosecution lawyer Nadine Pellegrini asks “How long have you been married?” Mr Richard replies “You told me you weren’t going to ask me any trick questions.”

I think that sounds pretty suspicious. Sure, men famously forget their wedding anniversary date, but Bill has a 12-year-old son and would at least know that he and Denise got married a certain length of time before Henry’s birth.

6. Being an OFD (“originally from Dorchester”) I know the St Mark’s scene pretty well. I did not hear anything about a funeral for Martin in his parish church, St Mark’s. Not that this would prove anything – when hoaxes are happening they can include a funeral.

Recall Operation Northwoods in which the US planned to crash a fictitious plane near Cuba, and hold fake funerals. The declassified memo was signed by General Lyman Lemnitzer, Chairman of the Joint Chiefs of Staff. It says:

“The desired resultant from the execution of this plan would be to place the US in the apparent position of suffering grievances from a rash and irresponsible government of Cuba.”

7. This one is a stretch, but look at the sign Martin (or Henry?) is holding in the picture: “Stop hurting people.” It does seem very convenient that there would be such a sign.

We are told that Tavistock, the master planner of psy-ops, instructs the MSM to immediately produce emotional stories after a disaster as this causes the brain to imprint the information deeper.

Indeed within 24 hours there always seems to be a TV newscaster telling us about hero story. And if you read the bio’s of the victims of 9-11, each was a *wonderful* person.

What If They Get Caught in Their Lies?

You may say “These hoax theories can’t be correct as the persons retailing them would be too afraid of being outed as liars.” Apparently that’s not a problem. During Jahar’s trial no one looked ashamed at saying he was holding a black backpack when everyone could see it was white.

Remember the fable of the Emperor’s New Clothes? It is enough that your neighbors all say they see something. It makes you worry that you’d be called a mental case if you differ. I even think the black-white issue may have been built into the Jahar scam *in order* for its egregiousness to be exemplary, and to frustrate those who do see it’s white.

It is also true that nothing happens when liars *are* caught. The nature of our government is that the politicians (in Australia they’re known as pollies) are supposed to speak for the people. The president is supposed to be our leader. This makes us automatically trust and honor those men.

We don’t want to face the fact that they may actually be criminals and psychopaths. What a fortunate protection for them! The emperor sure has beaut clothes! I think it’s urgent for us to learn some simple psychology about our vulnerability to these tricks and to symbols.

In Australia I have been attending the inquest of Sydney’s 2014 terrorist incident, in the Lindt Café. Inquests and royal commissions tend to be whitewashes. They create the *impression* that many details been investigated.

Just last night I learned that police had a Listening Device in the ceiling of the Lindt Café and thus knew what went on, and what each person said. Yet throughout two years of hearings the coroner’s staff has been speaking as if we didn’t know what the Muslim terrorist, Man Monis, was doing in the café. Is that amazing? See my book, *Inquest.*)

What To Do about Bella Vista

Australia also had a small incident with big consequences. In September 2015 a Navy man was attacked in Sydney's Bella Vista by two "Middle-Eastern-looking men."

He reported it at 6.30am and the newspapers spread it about all day. That very evening federal parliament voted in some new antiterrorist laws. A day later the alleged sailor withdrew his claim. There had not been any attack.

My editor at Gumshoe News pressed the police on it until they said "We don't believe it happened." But wait, where is the punishment for the police who gave the false story to the media, and the media who broadcast it? Where is a new policy to stop parliament being fooled like this?

Here is the issue – it is not that Oz did a naughty thing to the people. It is that **we don't have a way to deal with it**. This is so important to understand in Boston, too.

We grew up to think solutions could be found by tapping the institutions: church, Congress, the prestigious press, But those institutions are now filled with yes men. So is Academia, which is pretty hilarious: Socratic yes men.

I claim it won't do to write a million books about it, or to rant all day on the Internet. We have instinctive shyness about our leaders. Of course we have been taught that all action must be non-violent. *Quel* joke. We sit there and watch mesmerized while police become **militarized!** Are we the enemy? Obviously we, the folks, *are* the enemy.

I have an idea. You Seppo's (friendly term for Americans) tell us what we should do about the Bella Vista hoax and we Aussies will tell you what to do about Marathon.

Delio?

10. How Did They Do the Bombings? A Birdie

Told Me *(published September 1, 2015)*



1995 Oklahoma City bombing for which McVeigh was executed

I believe that the following three bombing incidents were Inside Jobs, that is, carried out with governmental assistance: the Oklahoma City bombing on April 19, 1995, the London Tube bombings on July 7, 2005, and the Boston Marathon bombing of April 15, 2013.

Needless to say I can't prove Boston. I lack any confessions from the guilty, videotapes of the planting of the bombs, or eyewitness whistle blowers from within the judicial system. But let me walk you through my hypothesis by asking: "What is needed for a bombing?"

A government would need:

- A team of experts in production and usage of bombs
- A story, believable to the public, of how a foreign group, or ideologically motivated individuals, did it.
- A set of media reporters to announce, some aspects of the event, initially leaving a few questions unanswered
- A very compliant police administration to support "the story" about the way the bombings were accomplished

- A national government agency that could see to it that anyone arrested would be taken to the right place
- A collection of evidence against the arrestees, such as receipts proving that they had purchased weapons material, phone records showing that they conspired with others, pals to declare that they had discussed their motives, and videos of them attending the crime scene.
- A control of all courts such that no judge would speak out, or allow witness testimony to uncover the truth.

Top-of-the-Crop Coordination

At the outset, we can see that a government is in a perfect position to manage all of the above. I wager that if the government of the United States wanted there to be a bombing in Chicago next month, they could carry it off flawlessly.

A large percentage of American citizens would believe the narrative. Even those who were sceptical would not make much of a dent in the carefully generated impression that the named terrorists were involved in the events.

This is primarily because the human brain can't picture the leaders of the nation, the police, or the courts, as harming the people. "Why would they do such a thing?" Even the 'prestigious' media is assumed to be fundamentally benign. "They care for us."

There is also the (apparent) impossibility of bringing government people to book, should the public become aware that Government caused the bombings. In London, you can't very well call Scotland Yard to report that Scotland Yard has done the Tube bombing. (Well, maybe you can, and should, but it's counterintuitive.)

Now consider the possible involvement of the Emergency Medical Services at the Marathon.

This is from **Globalresearch.ca**, by Professor James Tracy:
Ortega: We did a poll here at The Daily Journalist and the results indicated that 60% of people believed there was US government involvement in the Boston Marathon bombings, in addition to the events of September 11, 2001.

Tracy: It is cause for optimism because the US government was almost without question involved in the Boston Marathon bombing and the events of September 11, 2001. Major media were also complicit in acceptance of the official narrative put forth concerning each incident.

New York Times played a key role in persuading the nation's professional class and intelligentsia that a terror drill using actors, complete with a multitude of gaffes and outright blunders, was genuine. In reality there were no severed limbs, no deaths, no injuries from shrapnel—only pyrotechnics and actors responding on cue. This is not only my view, but also that of multiple independent researchers and even former CIA officer Robert David Steele.

The FBI is well-known for entrapping and otherwise orchestrating such events to justify its own existence. A plan for what would become the Boston Marathon bombing was authored by Director of Boston's Emergency Medical Services Richard Serino in 2008. There are photos of him directing the aftermath of the 2013 "bombing."



Richard Serino, of Emergency Services



A person at Marathon

Richard Serino's Pedigree, as it were

(from **The Forum** at Harvard's School of Public Health)

Mr. Serino was a panelist for the Forum's discussions on Big Weather and Coastal Cities and Building Resiliency in an Age of Terrorism. Serino, former Deputy Administrator of FEMA. [Now] a Distinguished Visiting Fellow.

Serino brings more than 40 years of experience in disaster and mass casualty incidents and leadership and innovation in government. He has received more than thirty-five local, national, and international awards including the Meta-Leader Award for his work in the response to Super Storm Sandy.

[In my opinion, awards are a bad sign, especially 35 of them. They can be given to aid a person's false front.]

Serino has more than 35 years of state and local emergency management and emergency medical services experience. Prior to his appointment to FEMA, he served as Chief of Boston Emergency Medical Services and Assistant Director of the Boston Public Health Commission. In that role, he bolstered the city's response plans for major emergencies, including chemical, biological, and radiological attacks. He also led citywide planning for H1N1 influenza.

Serino has served as an Incident Commander for all of Boston's major planned events, including the Boston Marathon, Boston's Fourth of July celebration, First Night, and the 2004 Democratic National Convention.

Since 1998, Serino has been a National Faculty member for the Domestic Preparedness Program. He was an original contributing member for the Defense Department's Domestic Preparedness Training Program and Metropolitan Medical Response System.

How To React?

Will it help to go shouting to the office of *The Globe*? No. The folks there clearly know that the story they have printed is false (as they know where the “facts” they used came from) and thus the editors must be knowingly in cahoots with Government operatives.

Could you go to your Congressman? There are a few honest ones but they need protection. In the UK, Robin Cook resigned as Speaker of the House of Commons to protest the invasion of Iraq. However, 30 days after the London 2007 bombings, he passed away (suddenly, at age 59, while hiking), so couldn't comment on that event.

How about going to the mayor or governor? In 2013 the mayor of Boston cancelled the trains and the governor played a full role on the lockdown.

Can you make your plaint to some judges? Maybe. Priests? Maybe. Academics? I don't think so, but maybe.

Sometimes Mistakes Leak Out

In the following 3 bombings, numerous items engendered doubt about the alleged criminals' participation – or provided insights into government's participation, whichever way you prefer to look at it. Examples:

1. On the very day of the London bombing, Peter Power of Visor Consultants stated on radio that he was running a “drill” for an explosion at the very same Tube stations that experienced the real thing.
2. In the OKC bombing, a city cop named Terrance Yeakey had found explosives *inside* the building (contrary to the story of all the damage having come

from Tim McVeigh's Ryder truck outside). Yeakey, a happy Dad of two little kids, then suicided.

3. Someone posted on Youtube, way back in May 2013, a video of Tamerlan Tsarnaev face down on the sidewalk in custody of police. He had no gunshot wounds, so could not have been killed in a shootout with police as the story boldly alleges.

Stop Blaming the Patsy

It's about time we moved into the next phase of our public life in which we stop saying stupid things like "Oswald killed JFK." All the necessary data has been available for a long time to prove – and I do mean prove – that the patsy was a patsy. Congress actually decided that the killing of the president was a conspiracy but this is rarely publicized.

Let's grow up real fast and never again say "Three Muslim boys blew up the London Tube in 2005;" "Timothy McVeigh blew up the Murrah Building in Oklahoma City in 1995;" and "The Tsarnaev brothers blew up the finish line at the 2013 Boston Marathon."

I believe we should even stop slogging away at sleuthing in an effort to collect a mountain of evidence to prove that the FBI did it. (Or, for London, that MI6 did it.) Who needs a mountain? And what good would it do?

We already have enough data. It is unimaginable that amateurs could pull off any of the events. It has to have been highly coordinated. All the cases are so similar!

Please do what you can to put this business on a new footing.

12. Collateral Damage -- Five Deaths So Far

(published October 29, 2015)



Ibragim Todashev (died at age 27)



Sean Collier (died at age 27)



Angelo West (died at age 41)



Dennis Simmonds (died at age 28)



(R) Tamerlan (died at age 26), (L) Jahar, 22, is on Death Row

Sean Collier, campus police officer, can be considered the first collateral death in the Marathon case. **There are at least four more, or seven if it should ever be determined that “a drug related murder of three men in Medford” was an arranged death**, having to do with the FBI’s need to blame Ibragham Todashev for a crime. (Todashev’s posed a threat to the prosecution of Jahar, as he may have been able to expose the FBI’s machinations with ‘informants.’)

In addition to the aforementioned Sean Collier, the deaths include Tamerlan Tsarnaev, Ibraghim Todashev, a cop named Dennis Simmonds, who died a month later of an aneurysm (see below), and a “shooter” named Angelo West, who shot a cop in the face. Which cop? John Moynihan, age 34, who almost died, but recovered.

Deaths of Tamerlan in MA and Todashev in Florida

It is not disputed that an FBI officer shot Todashev to death in his home in Florida; his supervisor acknowledges that he did it, albeit in ‘self defense.’ (Oh, come on.) I consider it equally plain and straightforward that the FBI killed Tamerlan Tsarnaev after taking him into custody. **Any talk of his having died in a shootout with the Watertown police is a lie.**

Not only is it a lie, but it changed several times. For example, it was first reported that the younger brother, Dzhokhar, ran Tamerlan over with an SUV — a *carjacked* SUV, of course. Carjacking is getting to be diagnostic of false-flag shoot-outs!

The Boston Globe reported this shamelessly. Couldn’t anyone in super-educated Boston realize that with two brothers surrounded by well-armed cops, **the younger one would never have been able to “drive away”?**

In any case, as seen in my 'Podstava' video on Youotube, the police or the **FBI arrested Tamerlan while he was in good health, no wounds**. His mortuary photo shows that he was subsequently roughed up. I am sorry for his widow and his parents and siblings to have to see it.

Simmonds, a Year Later, Almost to the Day

The third person I name as a collateral death is Dennis Simmonds. I quote ABCNews.com:

“Simmonds, a Boston patrolman, was among the officers who engaged Tamerlan and Dzhokhar Tsarnaev in a shootout in Watertown on April 19, 2013, days after two bombs exploded at the Marathon finish line. **Officials said** Simmonds sustained a head injury when he was struck by shrapnel from an explosive device **the suspects detonated.**” [Emphasis added]

I repeat: in the above scene we have two brothers surrounded by cops – an overwhelming force arrayed against them — yet they supposedly had the chutzpah, and the skill, to aim an “explosive device” at the cops. What nonsense. Picture it! ABC News says:

“On April 10, 2014, Simmonds, 28, collapsed while working out at the Boston Police Academy gym and died at a hospital.... ‘**A young kid like that doesn’t just die ... without something causing that,**’ Police Commissioner William Evans said after Friday’s ceremony. “There has to be a nexus to it.” [Emphasis added]

To which I can only say ‘Agreed in full.’

Angelo West and the Facial Injury of John Moynihan

Having listed Collier, Tamerlan, Todashev, and Simmonds, it remains to explain the death of Angelo West. This is a bit confusing as it involves *two* heroic cops who almost died but unexpectedly recovered. Let’s start

with Richard Donohue. According to Laura Crimaldi at the *Boston Globe* (I am going to assume there really is a Laura Crimaldi at the *Boston Globe*):

“On the same day a federal jury sentenced Dzhokhar Tsarnaev to death for the 2013 Boston Marathon bombings [viz, April 8, 2015], the Transit Police officer who nearly died in a shootout in Watertown was promoted to the rank of sergeant.

“Richard ‘Dic’ Donohue Jr.’s parents pinned the new sergeant during a ceremony Friday morning. His promotion came several hours before the 21-year-old Tsarnaev learned his fate. ‘Just over two years after the events that impacted us as a community and a nation, we can finally close this chapter in our lives,’ Donohue said.”

So the first hero for this part of our story is Richard Donohue. Good for him. (**Incidentally I can’t see why a Transit Police would be involved in the famous shootout in Watertown, which, to repeat, never happened anyway.**)

So how does Moynihan come into the story? (And from Moynihan comes the Angelo West sub-story.) I quote the Associated Press of March 28, 2015:

“Moynihan is a former Army Ranger and Iraq veteran who was honored at the White House last year for being one of the first responders in Watertown following the April 2013 gun battle with the Boston Marathon bombers. He helped save wounded transit police Officer Richard Donohue. **Donohue was shot in the leg and nearly bled to death when police tried to apprehend Tamerlan and Dzhokhar Tsarnaev.**” [Emphasis added]

Are you with me? So far the beauty of Moynihan, as far as the PR aspects of this story are concerned, is that he, an

Iraq veteran, helped a man, Donohue, who might otherwise have died on April 19, 2013 in Watertown. That is, Moynihan is hailed as a first responder for the wounded Donohue. **All of this during the non-event in which the Tsarnaevs threw no bombs and did not commit fratricide with a carjacked SUV.**

Angelo West and a ‘Traffic Stop’

Now then, this hero, John Moynihan, pulled a guy over, as one often does on the road. It was March 27, 2015. Angelo West was DWB (driving while black) in Roxbury, Massachusetts. Again, listen to the Associated Press of March 28, 2015:

“Angelo West, 41, died in a gunfight with police after shooting Boston Marathon hero cop John Moynihan in the face during a traffic stop.”

Maybe we shouldn’t interrupt the narrative to inquire about there being yet another “gunfight with police.” The AP continues:

“Moynihan and five other gang unit officers in two cars had stopped a car driven by Angelo West, 41, as they investigated a report of shots fired. Police Commissioner Evans said West shot Moynihan as he approached the car, and the other officers fatally shot West when he continued firing at them as he tried to run away.”

I guess Angelo was running backwards. Or maybe he knew how to run forward and yet direct his fire backward? Amazingly we are told:

“Prosecutors said West had several gun convictions, including one that involved firing at police in 2001.”

I really did not know you could fire at police in 2001 and not be pushing up daisies in 2015.

Isn’t it **policy** these days — perhaps starting with **the shooting of Brazilian Jean Charles de Menezes** on the

London tube? (de Menezes had been WWE — Walking While Ethnic). Many reports related to the Marathon seem to say that if a baddy is on the loose (e.g., Dzhohkar in the boat), **the authorities should assure their death rather than effect their capture.**

Anyway, there is a spot of good news: **“District Attorney Daniel Conley said his office will investigate West’s death as state law requires and the investigation will be ‘completely transparent.’”** Excellent.

The Donohue-Collier Connection

One more thing. Recall that Donohue isn’t on the list of five collateral deaths, as he is happy to be alive. Indeed he said so. According to Laura Crimaldi:

“Donohue, 35, reflected on his first day back in uniform in March. He said he was greeted by 5,300 unread e-mails and “a lot of hugs and handshakes.”

“My son has perseverance, strength,” said Consuelo Donohue, who wore a blue dress and yellow scarf in a nod to the ‘Boston Strong’ colors.” [Imagine it! Colors for this event!]

“The firefight in which Donohue was injured erupted on April 19, 2013, after Tsarnaev and his older brother, Tamerlan, shot and killed Massachusetts Institute Technology Officer Sean Collier, 27, as he sat in his cruiser on the Cambridge campus. **Collier and Donohue were friends and attended the police academy together.**” [Emphasis added]

“Donohue was revived through a series of blood transfusions and spent a month in the intensive care unit. “Sometimes I think about how crazy it was and how lucky I am to be alive,” Donohue said. “You just think, ‘Wow. That was close.’” [Again, agreed in full.]

Concluding Guesses

Of the five collateral deaths, I have no special interpretation for that of Sean Collier. (Though I can cite many instances where a **patsy's alleged attack on his main target is 'foreshadowed' by an alleged hit on someone other unfortunate victim**, frequently a family member – this is done so the public will demonize him.)

The other four seem easily explained. Tamerlan had to go, so that Bostonians could never hear him interrogated. Citizens would chuck out the Marathon bombing as a typical false flag. **Todashev, too, needed silencing, as he knew of the Tsarnaevs' likely innocence.**

Christopher Simmonds may have objected to having to lie that he participated in 'the Watertown shootout.' So he got an aneurysm and passed away in the police gym. If by any chance a request had been buzzing around, for cops to speak up about the falseness of the Watertown thing, **Simmonds' death would be a sharp warning not to proceed.**

Note: I'm only guessing. It's possible he died naturally.

Regarding Moynihan, I again see a potential whistleblower being 'taken out' – although he unexpectedly survived the shot in the face. Moynihan's war service may be relevant here. **Other veterans, whom we sometimes learn are furious about a lot of things**, may have been approaching Moynihan to come clean about the Boston Marathon.

So he had to be silenced. (I wonder, will I myself be silenced? I sure do a lot of yakking about the travesty of the Tsarnaev court case. See my video "Massachusetts Governor, please arrest the FBI.") We filmed it "on location" at the Sydney Opera House.

Anyway, Moynihan did not die of the face shot, nor did Collier's classmate Richard Donohue of the bleeding leg. So that's nice. But **a patsy would need to be conjured up, to explain Moynihan's injury.**

According to the police report, having been traffic-stopped (over another matter), Angelo West got killed by cops for shooting the established hero Moynihan in the face.

So I've chalked up West's death as collateral to the Marathon. Again, I'm only speculating. Maybe there was some other, genuine cause for that traffic stop, and the driver then went wild. Recall that "a transparent investigation" has been promised, so you can check up on that.

(Daniel Conley, *elected* DA of Suffolk County, looks like a nice man. And he may well be wishing like mad that you would call him about the Angelo West death. Please do.)

Cough It Up

I believe **collateral deaths are all in a day's work** for the media and the authorities. Indeed the Marathon body count of five is quite low compared to other covert operations. Google for "Clinton suspicious deaths" or "Bush suspicious deaths."

Gee, Cops, there's plenty of work for you if you'd like to become real law enforcers! **And you still need to find the killers of the three people who died at the finish line, eh?**

If you already know who they are, are you able to tell the people of Boston? Hop down to Adelaide and whisper it to me. Or I can meet you on the blue Danube or wherever. Or just write it as graffiti on a bench in the Boston Common. We need you! The situation is dire!

13. Letter to Massachusetts Attorney General Maura Healey, Regarding the Death-in-Custody of Tamerlan
(published September 13, 2015)



Atty General Maura Healey



Joan of Arc, War of the Roses

An open letter from Mary Maxwell, PhD, LLB

Dear Madam Attorney General,

I live in Australia but I am a native of Massachusetts. At the moment I am very concerned about a problem in Massachusetts. I wrote to Governor Charlie Baker about it, but I later realized you are the key person to contact.

The problem in a nutshell is this: someone murdered Tamerlan Tsarnaev in April 2013 while he was in police or FBI custody. As you are the chief law enforcement officer in Massachusetts, this problem falls to you.

Please do not pretend you don't know about the death. Granted, the public was told by CNN, *The Boston Globe*, and every other media outlet that Tamerlan himself fired a gun at police and was killed in self-defense by the police.

Or – the alternative story – that his brother accidentally dragged him via the wheels of an SUV. It is not true at all. It is a pack of lies.

You are holding a very difficult and scary job. I assume that if you make a wrong move “they” will harm you, or

more likely your loved ones. Judging from what was revealed in Whitey Bulger's recent trial, there is an Irish mafia in Boston just as likely to commit hits as is the Italian mafia.

That is not to say that ethnicity is of any relevance here. The fact is that some powerful people at the top of the US, or more likely the top of the world, now have the ability to kill, and lie, almost as if these were not forbidden behaviors.

It is simply becoming the norm to act as violently as one wishes, and for a torrent of words to pour forth from the media, to cover it up.

Maybe it would have been good for you to campaign on that very issue! But you, instead stuck with the old chestnuts. Your website said:

“My experience, drive and vision for the office make me the best candidate ... I have been on the front lines fighting for fairness, equality and justice This requires being proactive... I am deeply committed to fighting corruption.”

Back to the subject of the power of some (unnamed) persons. I hope you have read an article that appeared on Paul Craig Roberts' website on August 18, 2015. It reveals an affidavit filed with the US Federal District Court by Maret Tsarnaeva, who is a lawyer, concerning the way the defense team of (her nephew) Jahar interacted with the family in Russia.

Suffice it to say that the result of the visit of the defense team was that the parents were threatened into signing a letter to Jahar “or else.” The parents then duly wrote to Jahar. That is, they signed a letter that the defense had prepared for them! instructing their son to confess. That is why he “apologized.”

I'll quote what Maret Tsarnaeva said, under penalty of perjury, about a woman named Charlene , an independent

investigator from the US defender's office who was sent to Russia by the defense team, accompanied by Jane, a social worker who had dealt with Dzhokar (at the Fort Devens brig, I believe):

"I was not present but my sister Malkan, revealed to me [immediately] the details of the conversation. She ... has authorized me to state for her that Charlene stated flatly that the federal public defender's office in Boston knew that Dzhokhar was not guilty as charged, and that their office was under enormous pressure from law enforcement agencies and high levels of the government of the United States not to resist conviction."

So, Madam Attorney General, does it get any worse than this? Have you any jobs to perform that are more pressing than the possible counteracting of what has happened in the Tsarnaev case? And can you furnish safety for one Massachusetts citizen today, namely Jahar Tsarnaev, who is at the tender age of 21?

They might knock him off in the federal Supermax prison, you know. It could easily be done by a so-called "suicide." Think of Slobodan Milosovic's convenient death in prison at The Hague. Not that our state has a clean record. Albert DeSalvo was stabbed to death in the most secure part of Walpole Prison.

So how to accomplish your mission? Well, first let's talk about you. You have made a big deal of being a member of the LGBT community, and you have also spoken of glass ceilings. I think your philosophy or ideology contains a plank that says gender should not matter, or that women are to be considered the same as men.

Being a Republican conservative myself, not to mention being a Wilsonite sociobiologist to the core, I think gender does matter and also should matter. I think "la difference" is one of the great features of human life and I

regret that men are being advised by contemporary culture that their services are no longer required as protector of the family and nation.

That said, I do realize that gender roles, as underpinned by instinct, can lead to problems. Right now I see all these powerful men as being “men gone wild.” It is very pathetic that their very maleness causes them to be in a bind (a bind that harms the whole of society, of course).

What I am referring to is the male need to maintain his status in the hierarchy – or fear death. This, today, means he has to kowtow to a ridiculous extent.

Picture, for example, every Watertown policeman’s inability to speak out against the FBI (and you know all cops hate the FBI).

Picture a Congressman’s assumption that he can’t stand up to the bosses on Capitol Hill. Yes, this horrendous set-up is biology’s fault. The men think it is required that they put up with the system.

I am thinking, O Maura Healey, that you, being female, are not so psychologically paralysed as the guys. I know I am not paralysed; I often take a chance of making a fool of myself. You can right now make a strong move, and very likely you wouldn’t come off as a fool!

If you grabbed your sceptre (or whatever it is you hold on that job, the sword of justice, perhaps) everyone would take courage from that.

Honest, the citizenry of Boston, surely the most educated population that ever lived, would be astounded. “Joan of Arc” they might cry. Anyway, all I’m saying is that the situation being such that the men cannot break through the barrier (Rand Paul an exception?), the moment is ripe for you to do it.

Look at the simplicity of what you could do to change the world. You could call a press conference to announce that Tamerlan died in custody. He was not in a shoot-out, and the bruises on his face – visible in his mortuary photo – probably came from being beaten up in custody. I dare you to say “This is not South Africa where Steve Biko, age 28, was smashed to a pulp on the floor of a police station.”

Note: with rare exceptions, such as Donald Woods, Breyten Breytenbach, and Desmond Tutu, no man grabbed a microphone to say “Uh-uh. No can do.” Male persons have a problem doing that. But Maura Healey can do it. Yes she can.

She can say “Excuse me, here in Massachusetts no one can beat to death a person who has been arrested.” That wouldn’t exactly be a controversial position to hold would it?

I was surprised in your campaign that you said “The Attorney General is the people’s lawyer.” I have been trying for a long time to figure out if that holds true of our federal Attorney General. I want to believe it is so. But I think George Washington appointed the first attorney general more for the purpose of advising the president as to the legality of this or that.

Pray, what is your basis for saying you are the people’s lawyer?

Since at least the presidency of George Bush in 1990, all the attorneys general have appeared to be private lawyers for the government side of any issue. I can’t think of a single instance in which Janet Reno, John Ashcroft, Alberto Gonzales -- oh please don’t make me mention the name Michael Mukasey -- or Eric Holder stood up for the people. (It’s the same deal here in Australia; in fact we expect the Attorney General to bulldoze into Parliament a lot of anti-people laws!)

I am not saying it's right. I just don't know what the actual job description is.

Now here be an offer, Madam. I am willing to help you with such matters, without pay. I have worked long and hard on these things. I can also expand on two things about which I wrote to the governor of Massachusetts last week.

One is the ability to use RICO law, federally, to get at the racketeers known as CIA or FBI. It would be a snap to do this. The other is to petition the US District Court in Boston for a writ of *error coram nobis*. As this ancient writ is not taught in law schools you may not even have heard of it.

California Judge Marilyn Patel used it successfully in 1984 to set aside the conviction of Fred Korematsu.

Jahar's conviction needs urgently to be set aside on the grounds of fraud-upon-the-court. My book, *Fraud Upon the Court*, has just been published. I am sure I understand this procedure. It is just one of law's beautiful protections.

But if taking on the feds is too daunting as a first step, you can recall Jahar from federal prison to a state prison in a trice. Quite apart from any of the particulars of the case, the fact that Massachusetts is planning to try Jahar for a crime other than the crime of the Marathon bombing, no one, absolutely no one, could oppose your move to "habeas the corpus" so to speak. We in Massachusetts own Jahar. He is ours. Please bring him home.

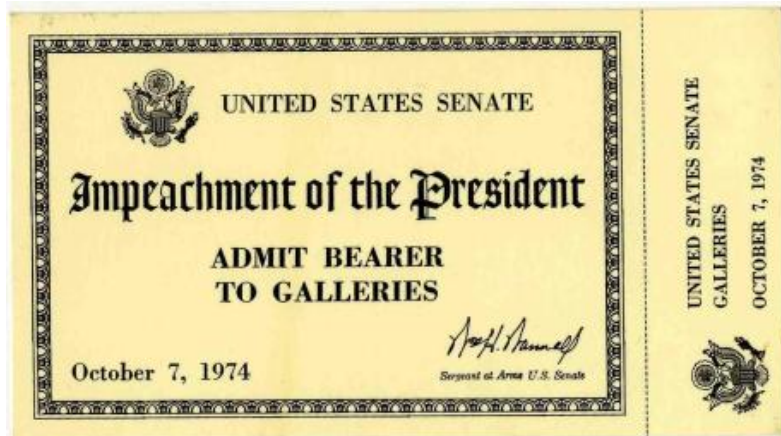
In short, somebody, somewhere, has to prompt a great turn-around in our tragic and absurd situation.

Ms Healey, Attorney General of the Commonwealth of Massachusetts, let it be you.

Yours sincerely,

Mary W Maxwell, PhD, LLB

14. Impeaching a Judge *(published January 31, 2016)*



A Gallery ticket to watch Nixon being impeached (however the mere threat of it caused him to resign)

Who Can Hold a Judge Accountable?

One of my mentors (whom I never met) is the late Sherman Skolnick, the founder of the Citizens' Committee to Clean Up the Courts. He managed to get many Illinois judges put behind bars – no mean feat! The thing about Skolnick that seems to distinguish him from most other people is that he didn't think a judge was above the law.

Consider, please, that most of us unconsciously think of a judge as being not subjected to law. We feel that way, also, about a king or a bishop. It's natural to assume that men in semi-sacred roles should not be treated like the rest of us.

Let's look at the US Constitution. The Framers of this design for the new United States, in 1787, were extremely careful about making government accountable. They accomplished this through establishing checks and balances, an idea they got from Montesquieu's *Spirit of the Laws* (Cf Freedom fries.)

The first three articles of the Constitution lay out the exact prerogatives of each of the three branches of government: legislative, executive, and judicial. In Article I, it can easily be seen that the legislature has the greatest power – as it can throw out any member of the other two branches by way of impeachment. Those two branches have no similar power over the legislature.

Wait, I'll bet your thinking the judicial system can get rid of a president by finding him guilty of a crime. Wrong. The entity that brings cases to court is the prosecutor and he is in the Executive branch.

To Impeach a Judge

The Constitution gives the House of Representatives the sole right of impeachment. To impeach is only to accuse (from Latin *impedicare*, to catch). If the House votes Yes to impeach, by simple majority, the case then goes to the Senate for “conviction.” Note: President Clinton was impeached, but the Senate did not convict him, so he remained in office. If “convicted” – and this is not a judicial thing with any due process protections for the accused – the person simply loses his job.

Most Americans think impeachment is only for presidents, but it's for any officers appointed by the United States, including military officers and US attorneys. It's also for judges. Eight federal judges have been impeached so far. (Of course, if it's a state judge Congress has no involvement.)

The task of impeachment is unabashedly a political one. Sure, they may have a table in the Senate room to display evidence during the ‘conviction’ phase, as if it was judicial, but it is not judicial. There is no right of appeal and no need for the ‘judges’ – the senators – to record their reasoning. Fabulous.

Generally speaking, an appointed judge must be allowed freedom of decision-making in all court cases. Naturally we want him or her to think the case through, and not be watching his or her own back. This is why judges are given tenure for life (except in state where judges are popularly *elected*.)

Still, judges have tenure only “on good behavior.” As stated in Article III of the Constitution, “The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour.”

“Judges Are Now Acting Political Anyway”

There is a separate issue here. It is a matter of American culture having deviated — heavily prompted by the media — away from the Madisonian values of the separation of powers.

One such deviation has to do with American willingness to see presidents expand their powers beyond that allowed in the Constitution, to act “*ultra vires*.” That is, they legislate on subjects not listed in Article I Section 8 of the Constitution -- which is their only grant of authority.

Another terrible thing is that Americans are forgetting the sacred role of judges as impartial, non-ideological, reasoning human beings. It has become customary for the media to predict the outcome of Supreme Court cases by saying whether the conservative or the liberal judges will win. Hello? What? This is ridiculous. He or she can't use it as a plaything to advance a cause, no matter how highly he or she values that cause.

“Come on, Mary, you are being naive. Grow up. Don't you see: judges are political. They were appointed on that basis.” NO WAY, JOSE. I will never accept that. We are dead ducks if we accept that.

The Boston Case, a False Flag

When I try to talk about how Judge O'Toole has acted in the Tsarnaev trial, I feel overwhelmed by the knowledge that this whole case, the Marathon bombing, is a false flag. Nothing about it smacks of a genuine criminal case against the then 19-year-old Jahar. The "evidence" presented by the FBI was "vintage FBI." The statements by the Prosecution were outrageous and the non-statements by the "Defense" were fantastic.

How could the jurors have voted to convict on the evidence when the "evidence" was so thin? And then proceed to give the maximum penalty the death sentence? I do not know. So let's ask What was the proper role for Judge O'Toole to play in the Tsarnaev case?.

There's a big difference between a judge's role in a jury case and when it is a judge-only case. In jury cases judges does not have to answer the question "Is the accused guilty?" They play referee, letting the two adversarial teams, prosecution and defense, run the case.

The jury is the sole trier of fact. The 12 members toddle off to the jury room and deliberate for as long as is needed to come to a unanimous vote — or to declare that they cannot come to a unanimous vote — in regard to each charge.

The defense team sent hundreds of "motions" to Justice O'Toole asking for the prosecution to be disallowed from doing this or that. According to Cheryl Dean he showed favoritism to the prosecution in 95% of his replies. That's a bad sign but it is clear that the Defense chose not to cross-examine witnesses whom any normal attorney would have wiped the floor with.

I, for one, do not blame *that* on the judge.

57. Gag Orders, Censorship, and Honesty



Tom Paine (born 1738)



Robel Phillipos (born 1994)

Most of the complaining in this book has been about an oversupply, not an undersupply of information. A perfect example of the oversupply can be seen in *Long Mile Home* (sort of a pun on the 26-mile Marathon). The two authors, Scott Hellman and Jenna Russell, concoct anything they please in order to paint the Tsarnaevs as terrorists.

This chapter is about the gagging and censoring of people who try to get past all that garbage and tell the truth. But first let's put the fight between lies and truth into context.

In many animal species there is a trait for lying. Of course it can't be done through words, except in *H sapiens*, but it has the same purpose. The liar attempts to better his situation by deceiving others.

He may puff himself up to look stronger; she may pretty herself up to attract a mate (or *he* may pretty himself up, as in the peacock species!). Or an animal may sneak up on its prey by pretending to have a different, harmless intent, and so forth.

Human Deception and Self-Deception

Humans are fabulous liars, and fabulous self-deceivers as well. Surely this is so deeply wired in that we are not going to overcome the trait any time soon. We need dishonesty! It helps our individual survival.

However, if dishonesty is causing such trouble that a society loses control of reality, we had better stop glorifying it and apply some discipline. Typically, societies -- especially through their religions -- have done this by **promoting the value of truth.**

I think that is the way to go. Frankly for each individual, it does not “pay” to be truthful. But it does pay, for the society. Since the individual wants to live in a society that functions well, the raising of ideals is important.

We all have an emotional ability to get excited about our group’s **ideals.** As far as I know, people feel proud of the ideals shared by the society. Somehow we do grasp that an ideal is “real,” and that it won’t be easily tossed aside.

Margaret Thatcher remarked in the 1980s that there is no such thing as society – there are only individuals. Was she correct? Well, yes to the extent that it is possible to break down the ideals of a group and leave folks rudderless. She was perhaps attempting to do exactly that by her remark.

Humans self-deceive. We often have self-deception about motives. Let’s say Thatcher’s motive was as I outlined – to harm society. Some analysts would say she doesn’t realize that she’s doing that. I think they could be right. The whole subject of the wickedness of our leaders is urgent.

Trying To Keep a Lid on Free Speech

If there were complete censorship imposed on the masses by a few individuals at the top – one thinks of China in the Mao era – the controllers would have neatly disposed

of their main problem from below. That is, people would not be able to consult friends about changing the system.

They also could not refer to the words of Holy Scripture that might give them a basis for solidarity in fighting off their cruel oppression. Indeed in China the mere adherence to any religion was enough to get you tortured.

There is ever-increasing censorship in our society today. It should certainly be interpreted in the same way as China's. Namely, its purpose is to keep people from conspiring against the top dogs and also to keep them from passing around words of strength such as are furnished by ideals.

Tom Paine, pictured above, was the great champion of free speech. He is best known for his writings: *Common Sense* (imagine that: common sense!) and *The Rights of Man*. He was constantly on the street, waking people up both in revolutionary America and France. One can hardly overestimate how much he bequeathed to posterity.

I grew up in the Paine tradition. No doubt I took credit for my thoughts, but really I had been indoctrinated! His ideals were *taught in schools*. S'truth! In fact they inspired the rulings in Supreme Court cases. Americans highly prized free speech -- the right of every person to criticize government., and yak about public policy.

Note: Paine was imprisoned in Paris under Robespierre and came very close to being guillotined.

The Manipulation of Culture

So what's going on now? How did the high ideals of free speech in America lose their vigor? There were two methods. One was simply that a corrupt Congress passed outrageous laws such as "the Patriot Act." That occurred within six weeks of the "Great Lesson" of 9-11.

The other method was by cultural change. Yuri Bezmenov explains, in a superb 1983 video, now on Youtube, how he was assigned by his Soviet leaders to ruin American culture. “You start with the three-year-olds. A complete cultural change takes only 15 years.”

As Daniel Estulin says in his book *Tavistock Institute*, Sesame Street was part of a controlled change. He points out that the children’s fascination with the characters on Sesame Street was the way of getting their attention and then messages could be sent to them. The money for Sesame St, Estulin says, comes from the Rockefeller-controlled Carnegie foundation.

There is also the matter of omission from the textbooks. Kids today are not shown the rules about honesty. One can assume they would not “get” the Pinocchio fable.

High school students are also not taught history much less the valuable technique of applying the lessons of history to the present. A phrase such as “Greece’s Golden Age” would not ring any bells. I doubt if kids know about putting history “down the memory hole” as was Big Brother’s policy in Orwell’s *1984*.

Recall that Orwell (who surely had insider knowledge) spoke of twisting the meaning of words entirely such as “war is peace” and “slavery is freedom.” In Jahar’s case we had a white backpack being called black, by *lawyers!*

Tightening the Noose

Since 2014 legislatures around the world, supposedly guided by a UN Security Council Resolution, have passed laws to criminalize free speech. A complete turning back of the Tom Paine clock. This will be aimed at social media and bloggers. (There is no need to “crack down” on, say, *The Boston Globe* or CNN. They already curb dissent.)

Germany and other countries got a jump on this law by making “Holocaust denial” and “Holocaust minimization” criminal. The alleged justification is that denial hurts the feelings of families whose loved one’s died in the Nazi concentration camps. (a familiar excuse by those who don’t want investigation.). Over 2,000 Germans are arrested every year for this free-speech crime.

In Australia’s island state of Tasmania, that has ben a taboo for 20 years on discussing the Port Arthur massacre “as it will upset people and they have already been through this.” (Actually they haven’t!).

Carleen Bryant visited her innocent 29-year-old son, the patsy, in Tasmania’s prison. He said he was being mistreated. When she asked who was doing it a guard told her she was “not allowed” to talk about staff.

Gagging the Relatives and Friends of Jahar

Robel Phillipos is one of four dormitory mates of Jahar who was interrogated by the FBI, charged, and convicted. Of what? Of “lying to the FBI.” (Is that rich?) The whole set-up is fraudulent. Some FBI officials knew about the Marathon event before it ever happened. Their purpose in arresting Jahar’s friends must have been to gag them against providing any interviews. And a side benefit would be to magnify the “terror” of the whole case.

Robel’s lie was that he said he was asleep (weeded up, actually) when the two other boys plotted to throw Jahar’s goods in the dumpster. One of the boys testified against Robel. Oddly, part of Robel’s punishment was house arrest for a year – complete with ankle bracelet.

The judge in Robel’s case was Mark Wolf who let Vinnie go because of the Brady rule (see Chapter 20). Maybe

when Justice Wolf catches on to Maret's affidavit he will smell all the right rats and undo Robel's conviction.

Note: an interesting thing at Robel's trial was the appearance of former Massachusetts Governor Michael Dukakis, age 81, as a character witness for the accused.

Visiting Cheryl Dean at GumshoeNews.com

Many aspects of Jahar's case are not covered in my book, but can be founded by searching "Cheryl" at Gumshoe. She has tracked down the friends of Tsarneav, reporting about the way they were coerced to act against him. On sentencing day, victims spoke at length. Cheryl Dean said:

"It took a full day in a packed courtroom. I can't imagine how this 21-year-old, with not even one family member present, endured the #bostonstrong rhetoric [BS] and the barrage of false patriot pride and hatred spewed at him — along with a death sentence."

Why weren't all decent Bostonians yelling and screaming about this? Isn't it part of our tourism appeal that we are stacked with revolutionary heroes? Midnight Ride of Paul Revere, anyone? Or the fact that John Adams penned a Massachusetts Bill of Rights that led to the big US one?

From the State Constitution of Massachusetts of 1780

PREAMBLE.

The body politic is formed by a voluntary association of individuals; it is a social compact by which the whole people covenants with each citizen and each citizen with the whole people that all shall be governed ...**for the common good.** ...

PART THE FIRST ... A DECLARATION OF RIGHTS

Art. V. **All power residing originally in the people, and being derived from them,** the several magistrates and officers of government vested with authority, whether legislative, executive, or judicial, are the substitutes and agents, **and are at all times accountable to them.**

Art. VII. Government is instituted for the common good, for the protection, safety, prosperity, and happiness of the people, and not for the profit, honor, or private interest of any one man, family, or class of men; therefore the people alone have an incontestable ... right to institute government, and to reform, alter, or totally change the same when their protection, safety, prosperity, and happiness require it.

Art. VIII. In order to prevent those who are vested with authority from becoming oppressors, the people have a right ... to cause their public officers to return to private life....

Art. XI. Every subject of the commonwealth ought to find a certain remedy, by having recourse to the laws, for all injuries or wrongs which he may receive in his person, property, or character. He ought to obtain right and justice.

Art. XII. No subject shall be held to answer for any crimes or no offence until the same is fully and plainly, substantially and formally, described to him; or be compelled to accuse, or furnish evidence against himself; and **every subject shall have a right to produce all proofs that may be favorable to him;** to meet the witnesses against him face to face...

Art. XIII. **In criminal prosecutions, the verification of facts, in the vicinity where they happen, is one of the greatest securities of the life, liberty, and property of the citizen.**

Art. XIV. Every subject has a right to be secure from all unreasonable searches and seizures of his person, his houses...

Chapter 16. Cheryl Dean's Devastating Questions

(published at GumshoeNews, November 21, 2016)



Carmen Ortiz, JD, of the US Department of Justice

These 17 questions are posed by Cheryl Dean to persons that figured in the trial.

1. To **Judy Clarke**, Dzhokhar's "death penalty lawyer":

When the remains of a black backpack was shown in court and said to be Dzhokhar's backpack, why didn't you mention that Dzhokhar's backpack was white? This was the only piece of evidence linking Dzhokhar to the bombing site, yet no one on the defense team seemed to think it was important.

2. To **David Bruck** of the Defense Team:

Before the trial started, during a status conference, you stated to the prosecution: "we all know that this case is all about sentencing". Why would you say this? Were you just an extended member of the prosecution? Isn't there a professional obligation, never mind a moral obligation, to defend your client?

3. To **Officer St. Onge**:

You are the one who reportedly came face to face with Dzhokhar on Spruce St. after he fled in the SUV, then

jumped out of the SUV and got away on foot. He was wounded and bleeding — why didn't you run after him? Surely you could have caught him. It then took law enforcement 19 hours to search for him, while Bostonians were told to “shelter in place.”

4. To **Richard DesLauriers**, Boston Head of FBI:

Why did you allow officer Sean Collier's cruiser to be completely destroyed barely 3 weeks after the bombing? It had not crashed or had any chemical contamination. Isn't that destroying evidence? The defense had not even seen the cruiser before it was destroyed. What is your excuse?

5. To **Marian Ryan**, District Attorney Middlesex County:

At your press conference you were asked the question, Why weren't trained dogs brought in to find a bleeding and wounded Dzhokhar, allegedly bleeding and wounded, as he fled and hid from the Watertown “shootout”? You couldn't answer that then. Why not? Please answer now.

6. To **Carmen Ortiz**, the Prosecutor in this case:

Where is the receipt for the gas allegedly purchased at the gas station, while Dun Meng, the carjackee was in his SUV with both Tsarnaev brothers, just before he bravely “escaped”. It was testified to in court that gas was pumped into the car and purchased, that is, paid for. You managed to find Tamerlan's high school diploma (in his own car!), but no gas receipt, which was essential to prove the whole carjacking story.

7. To **US Attorney-General Loretta Lynch**:

Please tell us why you allowed the cruel and unusual and unwarranted Special Administrative Measures to be imposed? Muslim “terrorists” are all under SAM's, all to “protect” National Security. However the flimsy 5 reasons given by Carmen Ortiz who asked for the SAM's did not include ” to protect National Security” as one of the reasons. Tell us the real reason.

8. To **Judy Clarke**:

Why did you say in your opening statement, “It was him” pointing to your client. How did you know this? Since Dzhokhar never changed his plea to guilty, what legal right did you have to announce to the world on the first day of the trial that “it was him”?

9. To **Jeff Bauman**, the man whose legs were blown off:

You stated in court that you locked eyes with Tamerlan Tsarnaev while he was standing beside you at Bomb Scene One. How can you lock eyes with someone who is wearing very dark type sunglasses?

10. To **Matthew Isgur**, the man who manages the cameras on the MIT campus

When you took the stand, the prosecutor played a video, Exhibit 724, made of excerpts from a one-hour video you put together, covering 10pm to 11p.m. on the night of April 18, 2013. You said there are 1200 cameras on campus. Why did you show only a very far-away picture?

11. To **Carmen Ortiz**:

Why did you edit that video, omitting the actual time when Collier was killed?

12. To **Judy Clarke**:

Why did defense staff in Russia, in mid April 2015 — after the trial had started -- beg family members to ask Dzhokhar to plead guilty?

13. To **Carmen Ortiz**:

We saw a surveillance video of Dun Meng inside the gas station to which he “escaped” after being carjacked by the Tsarnaevs. In the video we see his keys hanging from his back pocket. (Shouldn’t they still be in the ignition?) Why weren’t Dun Meng’s car keys tested for Tamerlan’s fingerprints?

14. To **Dun Meng**,

Why didn't you provide the key piece of information in your first interview, about Tamerlan confessing to you that he killed Collier? ? And it was noted that while you were in the witness box you kept your gaze at a teacher from Northeastern University, Professor Fox. Were you depending on him for to guide your answers?

15. To **Nathan Harman**, MIT student:

Heather Frizzell has done a test run, on a bike similar to yours, at the relevant stretch of the MIT campus. She found that to turn her head and look at Collier's car would have occupied about one second and that this would not have given her a chance to notice that Dzhokhar's clothing had writing on it. Did you slow down?

16. To **Sgt Clarence Henniger** of campus police:

As a member of the MIT campus police for 40 years, you knew the scene intimately. On April 18 you told media that the FBI had been on campus that afternoon (hours before Sean Collier was killed). Why were they there?

17. To **George A O'Toole**, judge in the case:

Why did you put hundreds of documents under seal?

Cheryl Dean concluded her list by saying: "Dzhokhar Tsarnaev should be safe and warm, at home, right now, never having stepped foot into the Supermax solitary confines of H unit at ADX prison in Colorado where he currently is incarcerated."

She asks: "What will it take for leaders of governments, particularly the United States, to have even some semblance of honest justice or even a drop of compassion or humanity?"

Cheryl Dean's 18 Articles Concerning Jahar's Trial

These are especially valuable for their quoting of court testimony)

Prosecutorial Misconduct in the Boston Marathon
Tsarnaev Trial

Open Letter to US Attorney General, Concerning
Prisoner Tsarnaev's SAMs

Was There Any Actual Defense for "the Marathon
Bomber"?

Twinning: the Cases of Martin Bryant and Jahar Tsarnaev
Chidings of Great Joy

How FBI, Prosecutors, and Judges Conspired To Win

Open Letter to the Jurors in Marathon Bombing Trial

Judge O'Toole's New Rulings of January 15th Inspire
Open Letter

"Yes, Your Honor. Yes Sir, Three Bags Full, Sir." Says
Bruck

Tsarnaev Judge Had Illegal Tête-à-tête with Jurors

DJ Fife, Prosecution Witness at the Tsarnaev Trial

Ludicrous Evidence at Tsarnaev Trial Regarding Pressure
Cookers

Changes in the Tsarnaev Defense Team?

The Stun-Grenading of Jahar Tsarnaev by Police – Part 1
of the Boat Scene

Tsarnaev's Written "Confession" – Part 2 of the Boat
Scene

Did Martin Bryant Write This Letter to His Sister Lindy?

Hospital Personnel Assumed Tsarnaev Guilty, Even As
His Wounds Were Treated

Status Report on Tsarnaev, the Non-bomber of the 2013
Boston Marathon

*All were published at GumshoeNews.com 2015-2016

17. Show Trials -- Judith Shklar's Five Criteria

(published September 9, 2015)



Judith Shklar (1928-1992)

Some political scientists understand law better than law professors do. This is because they are in the habit of seeing legal events and ideas in a broad context of life.

The late Judith Shklar is one such political scientist. She had a way of seeing law as it related to personal psychology and culture, in her magnificent 1968 book, *Ordinary Vices*, and as it relates to politics in her 1978 book, *The Liberalism of Fear*.

Her earliest book, *Legalism* (1964), reflects her thinking about Stalinist Russia, and perhaps the Nazi Germany from which she had escaped as a child. In part of the book she discusses “political trials.” Soviet leader Josef Stalin famously held political trials known as show trials. These helped him remove any challengers, and set an example to all persons as to what the dictator might do to them if they did not conform.

Shklar wrote, in *Legalism*, page 149:

“What distinguishes most, though not all, political trials is that they scorn the principle of legality, which, ideally, renders criminal law just. To some degree most political trials follow Goebbels’s famous dictum that trials should not begin with the idea of law but with the idea that this man must go. The judge will be subservient to the prosecution, the evidence false, the accused bullied, the witnesses perjured, and the rules of law and procedure ignored” (1964: 149).

The onlookers to such a case need not be concerned with “what really happened.” The real happening is the dispatching of the accused person to his or her fate, or, more generally, the asserting of the right of the rulers to do as they are doing, whatever that may be.

The Boston Marathon Bombings

As of today, September 9, 2015, we do not know who planted the bombs that caused injuries at the finish line of the Boston Marathon on April 15, 2013. Most certainly we cannot know, from a jury verdict, that Dzhokhar Tsarnaev did it. For, while the jury convicted him, in April, 2015, the jurors had been deprived of much relevant evidence, and were given much false testimony, some of which deserves the adjective “fantastic.”

Now we will discuss whether Tsarnaev’s trial, in the US, was a show trial, according to the five characteristics named above by Judith Shklar. These will be dealt with here, reversing the order in which she listed them.

1. “The rules of law and procedure ignored”

The initial police complaint was laid by Officer Daniel Genck. The purpose of a complaint is to establish that there is a case to answer. Genck stated that he had compared the faces of two men as shown on an ATM video with their Massachusetts Registry of Motor Vehicles

mug shots. Genck was entitled to claim that he had found a match. But he went on to claim, in his initial report, that this shows the Tsarnaevs to have been the ones who did a carjacking. Officer Genck is not qualified to know that. He thus did “ignore procedure.” He said to the Court:

“I have reviewed images of two men taken at approximately 12:17 a.m. by a security camera at the ATM and the gas station/ convenience store where the two carjackers drove with the victim in his car. Based on the men’s close physical resemblance to [Massachusetts Vehicle Registry] photos of Tamerlan and Dzhokhar, I believe the two men who carjacked, kidnapped, and robbed the victim are Tamerlan and Dzhokhar Tsarnaev....”

2 (Shklar): “The witnesses perjured”

Watertown police officer Sergeant John MacLellan testified at the trial of Dzhokhar Tsarnaev that the accused had hurled a pressure cooker bomb at him, on Laurel Street, during confrontation with police, in the wee hours of April 19, 2013. MacLellan also said that the younger brother, Dzhokhar, got away by driving a Mercedes SUV and that Dzhokhar accidentally caught Tamerlan in the wheel, which led to Tamerlan’s death.

This cannot be true. No such confrontation, at which the Tsarnaevs were free to shoot at police, could have taken place. There is a video, known as the Podstava video, that was posted on Youtube on May 11, 2013. It shows the older boy, Tamerlan, lying face down on the sidewalk, being frisked and then escorted to a police car. So he must have been in custody from that moment onward.

Is it a real video? His family members in Russia have confirmed that the appearance and the voice are that of Tamerlan. The photographer of that video appears, from the text of the video, to be a resident of Watertown living

on Mt Auburn Street (in an upper-level apartment from which some of the video was shot) – not Laurel St.

There is also the CNN video showing a naked man in custody of police, which the family agrees is Tamerlan. That man shows no signs of having been wounded.

3. (Shklar): **“The accused bullied”**

Judith Shklar did not indicate whether it was in court, or prior to trial, that an accused would be bullied. *Before* his trial, the accused Jahar was in Beth Israel Deaconess. Despite his being very injured – and bereaved – he was interrogated by a Gitmo team as a “high value” detainee. injured from gunshot.

It is not clear why law enforcement would send bullets into a boat rather than find other ways to apprehend the suspect. He was, of course, only a suspect, not a fugitive. The entire boat story invites skepticism.

Next, we look at the period of imprisonment to identify any bullying. The public and even the family has hardly seen Jahar, so we cannot really know what he may have endured. However, it was reported officially that he was in solitary confinement most of the time. That is known to lead to mental derangement and is considered torture.

As for the accused being bullied in court, this did not happen, as he did not take the stand. Perhaps he wanted to take the stand, and may have been bullied out of it.

4. (Shklar): **“The evidence false”**

The United States has a bureau, subordinate to the office of the Attorney General, called the FBI, Federal Bureau of Investigation. It has no police power and no authority to tell the citizens what to do. Yet in the wake of the Boston Marathon bombing, an FBI agent went on television to instruct the public not to use any

photographs except “authorized” ones in the search for the suspects. FBI agent Richard DesLauriers said:

“Today, we are enlisting the public’s help to identify the two suspects. For clarity, these images should be the only ones, and I emphasize the only ones, that the public should view to assist us. **Other photos should not be deemed credible,** and they unnecessarily divert the public’s attention in the wrong direction and **create undue work for vital law enforcement resources....”**

As discussed in Chapter 3, Dee McLachlan discovered false evidence within Exhibit 22. Also, the mother of the boys stated, as soon as the manhunt for her sons began, that the FBI and CIA had often been in touch with them over a few years. This refutes the FBI’s proclaimed ignorance about the two Tsarnaev brothers.

A further piece of false evidence is the text of Jahar’s “confession,” allegedly written by him on the wall of the boat. It included the following:

“I do not mourn because his [Tamerlan’s] soul is very much alive. God has a plan for each person. Mine was to hide in this boat and shed some light on our actions.... The U.S. Government is killing our innocent civilians but most of you already know that. As a M (bullet hole) I can’t stand to see such evil go unpunished, we Muslims are one body, you hurt one you hurt us all. ...Now I don’t like killing innocent people it is forbidden in Islam but due to said (bullet hole) it is allowed.”

How would he have known that Tam was dead? Even in the MacLellan version of a police shootout, where Tamerlan is merely caught in the wheel and dragged along, the driver, Brother Jahar would not know that death subsequently resulted. (Note: there are “hospital records” to “confirm” Tamerlan being dragged.)

5. (Shklar): **“The judge will be subservient to the prosecution”**

In a civil action, American courts run on an adversarial system, with each of the two private parties expected to “do its worst.” The judge is neutral and adjudicates the matter by applying law. In a criminal case, one of the two parties is the state: there is a prosecutor and a defendant, rather than a plaintiff and a defendant. The judge should still be neutral as between the two parties but “equality” is hard to achieve. Jurors are treated only to what the judge will allow as admissible evidence. What if someone is leaning on the judge?

Here we are attending to Judith Shklar’s fifth criterion for a show trial, that “the judge will be subservient to the prosecution.” There always exists a tendency for a judge to be more state-friendly than accused-friendly – as can be deduced from the fact that legislation to protect the accused is often enacted!

It is in the strange behavior of Tsarnaev’s defense team that we see the biggest inking of “subservience of the judge to the prosecution.” That is to say, if the defense acts against its own client we suspect the prosecutor to be the cause of that. (Why else would it happen?) If the prosecution is thus “in charge” of the defense, it probably controls the judge as well.

Federal District Judge George A O’Toole, in this trial, did not noticeably rise above the fray and curtail any of the prosecutor’s moves. The following are some of the items, other than those mentioned above, that may cause one to see this judge as subservient to the prosecution:

-- He allowed every manner of emotional pitch to be made by the victims of the bombing, including references to patriotism.

- He did not object to the pre-trial holding of Dzhohkar in solitary.
- He never alluded to the state of bereavement (and physical injury) the accused was in.
- He did not take judicial notice of many issues that members of the public were talking about, such as the occurrence of a drill that day or the presence of members of a security company near the explosions.
- His instructions to the jury did not warn of the pressures the jury would be under in such a public case.
- He acted as if he did not notice the discrepancy between the color of the accused backpack (white or grey) and the color of the backpack that exploded (black).

Most startling is Judge O'Toole's refusal to deal with two amazing side events. One is the death of Tam's friend by the heavy hand of the FBI. Ibragim Todashev, a Chechen immigrant, who trained with Tam in the sport of boxing, was killed in his Florida home. Allegedly, Todashev was writing a confession to another crime (a murder in Waltham). The jury knew of the Waltham case but they could not guess if Tam had any involvement.

Todashev's murder looks to many people as a way of getting rid of a person who could have pointed to the real bombers and thus helped Jahar. Suppression of evidence in a big way! Other friends of the brothers, were also taken out of circulation by threat of jail or deportation.

The second event is the involvement of the Tsarnaev boys' aunt, Maret Tsarnaeva. She sent an affidavit to Judge O'Toole, as a pro se motion. Admittedly due to delays it did not come in to Boston until May 29, 2015 when the conviction had already taken place. It is in the Court as Order 1469. An attorney from the Minnesota Bar, John Remington Graham, helped Maret to file this. (See Exhibit G for a related amicus argument that she sent, and Exhibit F for a Spanish version of her affidavit.)

Maret Tsarnaeva's affidavit, says, *inter alia*:

I wish to note the following: The lawyers from Boston strongly **advised that Anzor and Zubeidat** [Jahar's parents] **refrain from saying in public** that Dzhokhar and his brother Tamerlan were not guilty. They warned that, if their advice were not followed, Dzhokhar's **life in custody near Boston would be more difficult...**Mme [Judy] Clarke and Mr. [William] Fick also requested of Anzor and Zubeidat that they **assist in influencing Dzhokhar to accept the legal representation of the federal public defender's office in Boston.** Mr. Fick revealed that Dzhokhar was refusing the services of the federal public defender's office in Boston, and sending lawyers and staff away when they visited him in custody.

Opinion of This Writer

I will now offer an answer to the question posed above: Does the Boston Marathon bombing trial appear to be a show trial in the sense in which Judith Shklar described "political trials" in her 1964 book *Legalism*? The reader may expect me to say Yes, based on the fact that Jahar's case accords with the five characteristics of a show trial.

However, in my opinion, No, this was not a show trial. Logically, for a case to be a show trial, the motive would have to be that the government wanted to teach a point. If a man in the Communist USSR refused to give up his property, say, he could be charged with a crime and humiliated and terrorized. Everyone would get the message "Don't do what he did."

I don't see young Dzhokhar, a typical teenager on the famous day of the Marathon, as qualifying. He hadn't done any forbidden thing. So no need to parade him to the citizenry as a "negative model." Thus, I say, his was *not* a "show trial."

If Not a Show Trial, Then What Was It?

Probably the trial was an accident. It may be that the two brothers were scheduled to be killed and then “go down in history” as the Marathon bombers, the way the three deceased Muslims in London are now routinely named as the blower-uppers of three Tube stations (what a joke!).

In the Charlie Hebdo case in Paris, the dramatic shooting of the staff was blamed on the Kouachi brothers, who couldn't possibly have “escaped” from the scene in the way the press described. Days later, they conveniently died when police captured them, allegedly in a warehouse.

Am I saying that Tamerlan was successfully killed by the authorities? Well, yes, that much is certain. And did they also intend to kill the young one? I don't know. They shot 228 bullets at the boat. That's peculiar. If they thought he was a terrorist wouldn't they want to capture him alive to get information from him? See Nissani's and Davidsson's ideas on this in Exhibits E and K below. It's miraculous that Jahar survived gunfire and possibly a knife wound.

I conclude that the having of a trial was a nuisance rather than a useful showpiece. I note that Mr Fick's revelation that Dzhokhar had been resisting his Boston lawyers indicates he was not completely mind controlled, as I had earlier imagined.

So why did he tell the court after his 2015 sentencing that he was guilty? In a part of the aunt's affidavit not quoted above, she says that Clarke and Fick finally persuaded the Mother, Zubeidat to sign a letter to her son asking him to cooperate with the lawyers!

I am now guessing that he figured he should do this to spare any more of the relatives in Russia or US from harm. (I can't believe I am saying this.)

18. Is *The Boston Globe* an Accessory after the Fact?

(published June 5, 2016)



Boston Globe reporter, Eric Moscovitz. Headline: Marathon terror

One hears that the media are “doing us in.” Or that the media control Congress. One hears, from writers, such as myself, that the media deliberately design our culture. Let’s ask --if any of their operations **break any laws**.

let’s turn to the dishonesty section of the South Australian A Criminal Law. That’ll be Section 139.

“A person who deceives another, and by doing so
(a) dishonestly benefits himself or a third person,
(b) dishonestly causes a detriment to the person is guilty of an offense. Maximum penalty, imprisonment 10 years.”

Why don’t we hear much of that crime? Because there is also a *tort* of fraud: you can sue in a civil action if a person’s deceit has caused you a loss. As with medical malpractice, the doctor is much more likely to be sued than prosecuted, as the patient will be compensated monetarily.

What about the Crime of Assault?

Ransacking the criminal law for a possible charge here, I am thinking of assault. These lies about the Marathon led to a martial-law order by Massachusetts Governor Deval Patrick. **That in itself was terrifying** to many people. Of course the lies about two youths having done a bombing also caused terror.

Under common law, the crime of assault includes hurting a person by scaring them. No visible damage to the body is required. The physical damage is to one's physiology.

The legal dictionary of TheFreeDictionary.com offers this definition of assault:

“an intentional act by one person that creates an apprehension in another of an imminent harmful or offensive contact. An assault is carried out by a threat of bodily harm coupled with an apparent, present ability to cause the harm. It is both a crime and a tort.”

Would you put up with a neighbor terrorizing you? You could sue him (a tort) or “press charges” to prosecute. I think we need to get serious about pressing charges.

Have a look at what *The Boston Globe* purveyed, in regard to the famous carjacking incident:

“Carjack Victim Recounts His Harrowing Night,”
by Eric Moskowitz, Globe Staff, April 25, 2013
The 26-year-old Chinese entrepreneur had just pulled his new Mercedes to the curb on Brighton Avenue to answer a text when an old sedan swerved behind him, slamming on the brakes. A man got out and approached the passenger window. It was nearly 11 p.m. last Thursday.

The man rapped on the glass. Danny [Dun Meng], unable to hear him, lowered the window — and the man reached an arm through, unlocked the door, and climbed in, brandishing a silver handgun. “Don’t be stupid,” he told Danny. He asked if he had followed the news about Monday’s bombings. Danny had. “I did that,” “And I just killed a policeman in Cambridge.” He ordered Danny to drive.

Danny described 90 harrowing minutes ... where they openly discussed driving to New York, though Danny could not make out if they were planning another attack.

...

[Danny’s cell phone rang.] “If you say a single word in Chinese, I will kill you right now,” Tamerlan said. Danny understood. His roommate’s boyfriend was on the other end, speaking Mandarin. “I’m sleeping in my friend’s home tonight,” Danny replied in English. “I have to go.”

“Good boy,” Tamerlan said. “Good job.”

No, seriously, can you imagine Tamerlan talking like that?

Globe reporter Eric Moscovitz continues: When the younger brother, Dzhokhar, was forced to go inside the Shell Food Mart to pay, older brother Tamerlan put his gun in the door pocket to fiddle with a navigation device — letting his guard down briefly after a night on the run.

In a flash, [Danny] unbuckled his seat belt, opened the door, and sprinted off at an angle that would be a hard shot for any marksman. “F—!” he heard Tamerlan say, feeling the rush of a near-miss grab at his back (*what?*) ... Danny reached the haven of a Mobil station across the street ... His quick-thinking escape, authorities say, allowed police to swiftly track down the Mercedes, abating a possible attack by the brothers on New York City [!] and precipitating a wild shootout in Watertown that would seriously wound one officer, kill Tamerlan, and leave a severely injured Dzhokhar hiding in the neighborhood.

Lies! Whoppers! So did the writer of the false carjacking story, Eric Moscovitz, commit the crime of assaulting anyone? I doubt it, as the element of the crime necessary for a conviction is that the person *intended* to cause fear (and the threatened attack has to be ‘imminent’). But the *planners* of the Marathon event did have in mind to cause fear. That must have been a main goal of the whole affair.

Accessory after the Fact

I think Kevin Cullen, editor of *The Boston Globe*, must have been involved in the planning of the Marathon bombing, judging by how quickly his newspaper played up “all the right” aspects of it. But even if he did not have *prior* knowledge of the government role he must have been informed afterward of how to handle the “story.”

Cover-up of a crime is a crime. It is also a crime to assist a murder by being, say, providing a false alibi. Legally you would be called an accessory after the fact. (That is, in addition to having committed perjury on the witness stand.) In my opinion, *The Globe* was an accessory after the fact of the bombing. Its corporate officers can be charged.

All of that is nothing compared to the effort to stop the very process of clear thinking. A major effort is made by media to produce some things that are false -- and recognizably so. Julian Rose said, on December 22, 2106:

“The profession of mainstream media journalism has descended into truly toxic levels of printed and broadcast disinformation. One can now virtually count on the fact that what is being said on any topic of political significance, will be a carefully scripted trotting-out of government and corporate propaganda.”

Please see the following two page excerpt of a book by *Globe* writers and after that we can discuss treason.

What To Do Till the Trial Starts? Read a Book!

Excerpt from Scott Helman, and Jenna Russell *Long Mile Home*, 2014, pp 41-246. [This book, by *Boston Globe* writers is utter fiction, aimed at promoting Jahar's guilt, pre-trial.]

The Waltham slayings had come at a turning point in Tamerlan's life, his isolation deepening, his views becoming more radical, his family falling apart... Had the killing of Teken, Weissman and Mess [a Waltham gang-style murder] been Tamerlan's first violent strike against America?

Had it been a warm-up of sorts for the Marathon attack and for murdering Sean Collier -- the race and the cop both symbols of everything he wasn't? When they kidnapped Danny and commandeered his Mercedes the route they drove took them right past the street where the three men had been slain...the ritualistic array of the bodies suggested these were no ordinary killings. [That is correct for sure.]

The authorities began to take a hard look at Ibraghim Todashev who had also trained with Tamerlan at the gym. On May 21 Todashev sat down in his Orlando apartment. The interrogation started at 7.30pm and lasted five hours. A court filing by federal prosecutors would later confirm [?] that Todashev had asserted Tamerlan's participation in the murders.

When the FBI agent looked away, according to a law enforcement official's account, Todashev picked up the table and threw it at the agent. The agent drew his gun and saw Todashev running at him with either a metal pole or a broom-stick handle. The agent fired more shots, killing him.

On April 22, 2013 while in hospital Jahar communicated a lot by writing. He told the interrogators he and his brother considered setting off bombs at the Charles River celebration of the Fourth of July ... to the music of the Boson Pops. [You can say anything when you write a book! The FBI never records an interrogation, it only writes it down as it sees fit on a Form 302. Pretty odd system, eh?]

When the brothers assembled their bombs faster than expected they began looking for a place to strike.

They had drawn motivation, Jahar said [“said’ means FBI says he said] from the US invasion of Iraq and Afghanistan and acted on their own without assistance from al-Qaeda.

In mining Jahar’s laptop, investigators had found books and a magazine promoting radical interpretations of Islam. The books included *Defense of the Muslim Lands. The First Obligation after Iman*, and *Jihad and the Effects of Intention*, which promotes martyrdom. [But they were going to go to New York?]

Jahar had also downloaded one book, with a forward by Anwar al-Awlaki, a New Mexico-born Muslim cleric. Jahar likely [!] watched Awlaki’s influential Internet videos. ... Youtube removed clips of Awlaki’s sermons in 2010, after a British student said that watching them inspired her to try to assassinate a member of Parliament – he survived the attack. By then, US officials viewed Awlaki as a major source of inspiration for militants trying to strike against the US.

The 9-11 Commission found that three of the 9-11 hijackers had met with him. Nidal Malik Hasan, a US Army major and psychiatrist, e-mailed extensively with Awlaki before shooting and killing thirteen people and injuring more than thirty at the Fort Hood military base in Texas in 2009.

Umar Farouk Abdulmutallab, who confessed to trying to set off explosives hidden in his underwear while on an airliner stayed at Alawki’s house.... Thus when a US drone strike killed Awlaki in Yemen , President Obama called his death “a major blow to Al-Qaeda’s most active operational affiliate.”

[That’s the only passage in *Long Mile Home* that deals with the radicalization of Jahar. It is based on circular reasoning. “He must have been radicalized, judging by what he did.” Surely Jahar is no radical. Let *The Globe* interview him! -MM]

Let's Discuss Treason

Thanks to our right to free speech and press freedom, a newspaper can lie and not thereby commit a crime. As I pointed out, *The Globe* may be guilty of incitement, assault (by frightening the public), cover-up, and of being an accessory. I think without media's help the persons who pulled off the bombing couldn't have done it.

Do such persons act *treasonously*? I think yes. The crime of treason is fairly specific, maybe too specific, in the US Constitution. There had been ridiculous abuses of treason law in colonial days when one was a traitor if he even thought about, or joked about, killing the king. So the Framers acted cautiously requiring that treason consist of **aiding the enemy or levying war against the nation.**

But we can still be liberal in interpreting the parchment. And anyway it does nothing to change the **state** law, that is, common law, as to the crime of treason. Persons who would set up a terrorist attack, even a fake one (but I am not calling the Marathon bombing fake) *are* levying war.

There is almost no jurisprudence on the subject, as the government is careful to charge traitors with something else, such as espionage, and **prevent a public debate on treason.** All the more reason to talk the subject deaf, dumb and blind. And why not use the more ordinary definition of treason – disloyalty to one's own group?

Nowadays this is important as many Americans, in the upper crust, see themselves as citizens of a world class of elite individuals-- as if they had no need for nationality.

We can crack down on that disloyalty by calling it treason -- not if all they do is fancy themselves "nationality-less" but if they act on that by killing their own people. Why not? Is there any point in letting them get away with it?

18. Brady Ruling on Exculpation and a Boston Mobster Case *(published January 23, 2016)*



Vincent Ferrara

Boston federal judge Mark Wolf

In 1963 the US Supreme court, in the Brady case, confirmed the right of an accused to have access to *exculpatory evidence*, that is, to be able to present any material that shows his innocence.

I won't go into the case. All one needs to know is that there was a piece of evidence on file which, had the defendant been allowed to see it, would have given him a better outcome. The Court said: [my emphasis added]:

“We now hold that the suppression by the prosecution of evidence favorable to an accused upon request violates due process where the evidence is material either to guilt or to punishment.... The principle [is] avoidance of an unfair trial to the accused.”

So What Is the Problemo?

The problemo is the fact that the courts are working for “someone else.” Maybe the bad judges are themselves living in fear. Maybe a mafia has threatened to break the bones of their grandkids.

I don't care if that's what is making judges misbehave -- they must not do it. They will have to risk their grandkids. Otherwise let them resign from the bench.

In 1990, a perfect case of attorney corruption came up in the federal court in Boston. There was a mobster named Ferrara (also called 'Vincent the Animal') who was in jail for murder. He had done a plea bargain to get a 22-year sentence instead of a life sentence. (Fathom it.) Ferrara didn't realize there was material *in the prosecutor's file* that showed another man had confessed to the murder.

Later, in 2008, US Judge Mark Wolf reexamined the situation and said he had to let Ferrara out of jail, animal or not. He then did so. He freed the prisoner without further ado. Judge Wolf blamed US Attorney Jeffrey Auerhahn for having suppressed the exculpatory evidence, contrary to the Brady rule. A Boston cop testified that Auerhahn knew of Ferrera's innocence. Yay, cop!

Law, Beautiful Law

So, do we find Attorney Auerhahn in jail today? We certainly should. Obstruction of justice is a felony. I quote 18 USC 1503 which has to do with influencing (or injuring) a court officer or juror:

“(a) **Whoever corruptly**, or by threats or force, or by any threatening letter or communication, **endeavors to influence**, intimidate, or impede any grand or petit juror, or officer in... any court of the United States... or... obstructs ... the due administration of justice, **shall be punished**... (b) The punishment for an offense under this section is...(3) ... imprisonment for not more than 10 years, a fine under this title, or both.” [Emphasis added]

Now, before you go bringing a nice cake to prisoner Auerhahn in jail, let me assure you that he ain't there. No

one brought charges against him, AS INDEED THEY NEVER DO.

Still, we must thank Judge Mark Wolf of the US District Court in Boston, for speaking clearly of Auerhahn's wrongdoing -- which is, unfortunately, common behavior among US Attorneys. And happily, the First Circuit Court of Appeals referred to Auerhahn's behavior as "outrageous," "egregious," "feckless" and "a grim picture of blatant misconduct."

Of course I do not agree with that last word. It was *not* "misconduct." It was *criminal* conduct, unless I am having trouble reading the English language. Now, wait till you hear what happened next. The Board of Bar Overseers (I had never heard of them) asked for disciplinary action against Auerhahn -- to suspend Auerhahn's license to practice law for two years.

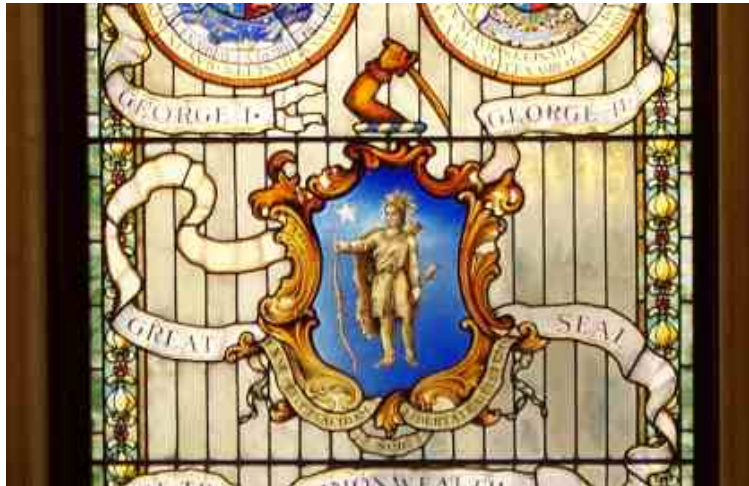
So maybe you think the panel of decision makers would be composed of several laypersons and some lawyers? Wrong-o. It was composed of three *judges*. These were: Rya W Zobel, William G Young, and **George A O'Toole**.

They ruled: "*the allegations of professional misconduct have not been proven by clear and convincing evidence.*" The offending fellow didn't get even a 6-month suspension.

Harvey Silverglate, a Boston attorney, commented that the judges "HAD TURNED SOMERSAULTS" to let Auerhahn off the hook. He said: "I think it's a rebuke to Judge Wolf and to all of those [who] for years now have been engaged in the never-ending but seemingly futile battle to get the Department of Justice to turn over exculpatory evidence that can exonerate a defendant...."

Never-ending but seemingly futile? Hmm. Not any more! Come on, troops. Let's do what must be done here.

**20. What the Massachusetts Governor Can Do – an
Open Letter to Charlie Baker** *(published Sept 10, 2015)*



An Algonquian chief. "By the sword we seek peace."

Your Excellency, Dear Governor,
Greetings from the Antipodes. I write to you to propose a few interesting solutions to the Tsarnaev problem.

It has recently come to the notice of many citizens that the Boston Marathon bombing was done by the FBI, the mafia, a Homeland Security contractor, or some seemingly official group.

It must be awkward for you, Governor, that a Massachusetts citizen, Dzhokhar Tsarnaev, is in a federal prison, whilst the folks of Boston have caught on to the above-mentioned issue re the Marathon.

How to relieve the situation? I have a few suggestions.

The first idea that came to my mind was for the governor of Massachusetts to grant a pardon to Tsarnaev for the crime that he is accused of locally, namely the killing of Sean Collier, a campus cop at MIT. My assumption was

that this state pardon would up-end the unfair federal conviction.

Can a person be pardoned before he is convicted? We recall how President George HW Bush pardoned several persons on Christmas Eve, 1992. At least one of them, Defense Secretary Caspar Weinberger, had not yet been tried.

I have perused the Constitution of the Commonwealth of Massachusetts, so beautifully drafted by John Adams in 1780. I find, per amended Article VIII, that pardoning someone for a crime for which they have not yet been convicted will not be “availing.” This is a good thing. I did not really like Bush’s pre-trial pardon.

Extradition

So I make two other suggestions regarding the unsolved crime of the murder of Sean Collier.

First, you could do as planned, that is, demand extradition of Tsarnaev from Colorado where he is reportedly in a Supermax prison, but on a rush basis so that he can be tried very soon for the murder of Collier, and the people will not be kept waiting. As there is undoubtedly no evidence to convict him, he would go free.

One could argue that he would then be due back at Supermax but I don’t think so. The information that would come out at a fair trial in Massachusetts would redound to the federal conviction. Actually it could cause an extreme upheaval, could it not?

Treason

My other suggestion similarly requires that Tsarnaev be brought to Massachusetts for trial, but on an altered

charge, namely that of treason. As you may know, I am the author of *Prosecution for Treason*, published in 2011. I seem to be one of only two scholars interested in the topic, the other being Anthony Chaitkin who published in 1994 the wonderful study, *Treason in America from Aaron Burr to Averill Harriman*.

The killing of a policemen accords well with the classic concept of treason. The Whiskey Rebellion of 1794 involved farmers who harmed the federal tax collectors in Pennsylvania. For this, two men were convicted of treason against the United States.

If Sean Collier was killed while on duty, this could (I think) be treason against the state. I have not located any Massachusetts statute to define this crime, so I presume the common law applies. There is, however, a statute to specify the punishment, *viz.*, Massachusetts Chapter 264, section 2. It says:

“Whoever commits treason against the commonwealth shall be punished by imprisonment in the state prison for life.”

Knowing what I know about the ‘podstava’ to which the Tsarnaev brothers were subject, I feel sure they did not kill, or even go near, Sean Collier. So, I’ll grant it would be slightly an abuse of process to use the law to prove a point. But it would make people think, and we certainly need that.

Of course there is federal law of the crime of treason specified in Article III of the Constitution. It is codified at 18 UDC 2381:

“Whoever, owing allegiance to the United States, levies war against them or adheres to their enemies, giving them aid and comfort within the United States or elsewhere, is guilty of treason.”

US Supreme Court Justice Antonin Scalia recommended in the case of Jose Padilla, who was said to have been planning to bomb a building in Chicago, that the proper charge would be treason. That is based on Padilla's "levying war."

I wish Padilla had come up for treason charge and then the public could see how that differs from the very amorphous charge of terrorism. In Tsarnaev's case, the charge referring to the exploding of a bomb was the crime of "use of a weapon of mass destruction."

State Sovereignty

Your Excellency, I have another suggestion for getting past the anomaly that currently appertains, in which we have citizens realizing that a Massachusetts man, Mr Tsarnaev, is in a federal prison based on a wrongful trial. Of course that matter could be, and should be, dealt with in federal court, but here I am only trying to think of what Massachusetts can do.

I might note that I am, like you, a Republican. (I ran for Congress in 2006.) My devotion to states rights is solid. I naturally applaud the decision in the Lopez case of 1995 and the Morrison case of 2000. The expansion of the commerce clause has, in my opinion, been ultra vires, and ultra vires things have the same effect on me as the tines of a fork screeching on a plate.

Yes, I am about to offer a state-sovereignty solution to the ultra vires events of April 19, 2013.

There we saw (and I mean the whole world saw, to its great consternation) an unwarranted imposition of martial law on the people of Watertown. Quite the visual it was, with house-to-house searches, Humvees, and machine guns on the streets. All ordered by your predecessor.

Announcing That the Emperor Is Unclad

The hour grows late. Maybe we should get it over with. This would entail confronting the strange developments that have been going in the United States since the 1980s. We now have huge police forces, generously budgeted private “security” companies, foreign troops stationed in every state under the National Guard Partnerships for Peace program, and who knows what else.

Ever since a court in Italy declared that the bombing of the Railway Station in Bologna had been done not by the accused leftist radicals but by NATO (for the purpose both of blaming the left and giving the population a bout of terror), we’ve been finding out that such things are “policy.”

Ever since an FBI informant, Emah Salem, audio-recorded the instructions from his handler, proving that the 1993 bombing of the basement of the World Trade center was a ‘sting’ operation, Americans have had the chance to realize – if they care to – that for the FBI to carry out a bombing is not unusual at all.

Since we can now see that the Marathon event was this type of thing, it may be time to stop all pretense that it is anything else. The trial of Tsarnaev can be just the ticket to straightening out our absurd situation.

I say ‘absurd’ meaning in comparison to our belief in the goodness of government, I don’t really think it’s absurd that the powerful kill the weak – it’s a very normal thing. (And oh how the Framers knew that, in 1787.)

What Can Be Done Legally, by Massachusetts State

The ability of one of the 50 states, or better yet, a combination of states, to correct the unconstitutional, nay

criminal, takeover of the nation by the feds, as seen today is, of course, great. A Massachusetts governor has power to use force, as specified in Amendment LVII, of Chapter 2 of the state constitution as follows:

“Article VII. The general court shall provide by law for the recruitment, equipment, organization, training and discipline of the military and naval forces. The governor shall be the commander-in-chief thereof, and shall have power to assemble the whole or any part of them... to employ them for the suppression of rebellion, the repelling of invasion, and the enforcement of the laws.”

It is the ‘repelling of invasion’ that we are concerned with. I realize it goes against the grain to speak of one’s national government forces as invaders, but as Confucius said, it is the beginning of wisdom to call things by their right names.

Of course it is true that the Framers gave Congress the authority to call forth the militias of the states to repel invasion, meaning invasion by foreign powers or by Indian tribes. Article I, section 8, clause 15 is clear on this. But the state also has the right.

The 1820 case of *Houston v Moore* held that the president could call out the militias (as he did for the War of 1812), but that the **governors of states could call up their own militias** when they deemed it necessary, as in cases of invasion. In 1812, Massachusetts governor Caleb Strong had asked the State Supreme Judicial Court if it was his call, rather than the president’s, to send Massachusetts militia men to war. The court said yes, but *Houston v Moore* overrode that.

As I understand it today, you, Sir, can call out the militia (now misleadingly named the National Guard, thanks to Elihu Root, but that’s another story).

The fundamental basis for all of this is that the people are the militia. It is rooted in English law that the people are the best enforcers of law. The people, even when not organized, form the “posse comitatus” the group of able-bodied men who can meet an emergency.

It remains only to ask if it would be legal for a state to act with armed force against an illegal incursion on its territory by national troops. I believe that merely to ask the question is to see the answer. However, I’ll say no more as I realize the very thought is almost unbearable.

Legal Tactics: Prosecutions and Civil Law Suits

If we are facing up to the criminality of, say, the FBI as seen, possibly, on April 15, 2013 at the finish line of the Boston Marathon, we might think both of applying **criminal law and of civil action** to seek damages. Again, it is hard to concentrate on such a thing -- but if we were advising people in another nation how to do it, it would seem straightforward, and maybe even pleasant.

Various types of court action can be imagined that aim at unwanted incursions by the feds onto state territory. On the lowest rung we find the kind of simple lawsuit that ask for an injunction or **restraining order**. Presumably one can go to a local court to request that a judge write such an order. I can picture it being filed at a federal court, too.

As for prosecuting a violent crime that a federal agency may have committed against a state or its folks, it does again seem that **local courts are the place to begin**. The state attorney general can prosecute any party that commits a crime within that state’s territory.

Some people think there is a “sovereign immunity” involved. The US government does enjoy immunity from lawsuits, but legislation sometimes limits that immunity,

and often the sovereign grants leave to a plaintiff to file suit against it.

In any case sovereign immunity does not protect against criminal liability. No member of government is allowed to commit a crime. She has no immunity from prosecution.

(We may also wonder if a person in a government role who is acting criminally is in fact an impostor. I discuss this in my 2011 book *Prosecution for Treason*.)

What crimes are we talking about here? Any crime, from assault and battery to murder (as in the murder of Tamerlan Tsarnaev, age 26), and destruction of property. Those who are to be charged could be anyone from the top leaders to the smallest fry.

There is also the set of crimes known as accessory or **accomplice**. Clearly many media person provided cover-up for the crimes connected to the Boston Marathon.

Even surrounding the trial of Tsarnaev in April 2015, there was unending deception pouring from the media that had **the effect of making the wrong person look guilty**. There are also crimes related to obstruction of justice and perjury, of course.

As for normal lawsuits for damages, these are inhibited by the aforementioned doctrine of sovereign immunity. But there is a major exception for civil rights cases.

RICO Law

If ever there were an underused law, it is the Racketeer Influenced and Corrupt Organization Act of 1970, RICO, as codified at 18 USC 1961-1968. It can be used for prosecuting criminal enterprises, and also for civil actions. When an individual is the plaintiff, she has to show how the racketeers caused her some economic loss. Your

Excellency, I assume the state of Massachusetts could file a RICO suit against an organization such as the FBI, claiming economic loss related to the 2013 Marathon.

There is a two-year statute of limitations in federal RICO, but this tolls from when the loss occurred. Let's say the deployment of local police outside the Moakley Courthouse in April and May 2015 was costly. You would have until May 2017 to file a claim.

Of course the state of Massachusetts can also use RICO law in prosecutorial mode (for crimes over a 10-year period). Individuals cannot use RICO to start a RICO prosecution, but when they file civil RICO for economic loss they can mention that they hope the judge will cast an eye on the relevant crimes.

In conclusion I thank you for listening. Don't worry, I do know it all sounds crazy. If it turns out that I am imagining things about the FBI and that they are not a criminal organization, that will be wonderful. No one will be more pleased than myself to admit to having misread the situation completely.

Governor Baker, I'd like to send you my new book, *Fraud Upon the Court*, which rehearses yet another possible solution to the problem of a Massachusetts boy wrongly incarcerated in Supermax, namely the use of a Writ of Error Coram Nobis. It's an ancient English writ that Congress has validated federally and that I assume could rest on common law in Massachusetts. It's just one more of law's magic ways of helping the human race.

Thank you for all that you have done and will do.

Yours sincerely

Mary Maxwell, PhD, LLB

21. Frizzell Comes Up with a Gun Surprise

(published August 26, 2016)



Exhibit 948-231 – The Ruger as it was found at the crime scene in Watertown.

A Boston woman, Heather Frizzell, has been working hard on the Marathon bombing trial. In this article I summarize what she has learned about the gun allegedly used by the Tsarnaev brothers to kill the 28-year-old MIT campus cop, Sean Collier. Heather says:

“After months of pouring over the eyewitness testimony and studying the location in question, I am confident of one thing: the person who appeared at Collier’s [car] window with a gun wasn’t Tsarnaev.”

The research published by Ms Frizzell is lengthy so I will only recap it here. First, the dramatis personae of the gun story:

— Jahar, a student at UMass, Dartmouth (which is an hour’s drive south of Boston).

— Stephen Silva, his close friend since eighth grade. At the time of these events they are both age 20 or so. Silva lives in Cambridge, Massachusetts (Silva is the man who allegedly lent a gun – a Ruger P95 handgun — to Jahar.

— Howie, real name: Merhawi Berhe, the man who allegedly lent that gun to Stephen (Howie is thus the grandfather of the gun that shot Collier, so to speak).

— Dias, Jahar’s pal who is doing 6 years for having “obstructed the investigation of Jahar’s terrorism” by dumping a backpack or a laptop in a dumpster.

— **Steven** Silva, the twin bro of Stephen Silva, no joke (same age) – doesn’t figure much in the story. Heather vouchsafes to say SILVA, no first name, when she means Stephen. OK?

— US Attorney Alope Chakravarty, the prosecutor (seconding Carmen Ortiz) in the 2015 trial of Jahar.

— Miriam Conrad, the defense attorney (seconding Judy Clarke) in the 2015 trial of Jahar.

— Dad, retired lawyer, Thomas Frizzell, father of Heather, whom she often mentions as giving technical advice to her. This chapter is all taken from Frizzell’s “Who Killed Sean Collier: Part Two, the Gun” It’s forty pages long. The apple doesn’t fall far from the tree.

Main Themes:

There is a need to trace chain of custody of the weapon.

After Jahar was imprisoned, Dias got imprisoned and is not exactly contactable. Jahar himself may be the most uncontactable person in America today – and if he were contacted, chances are he would be loyal to his friend Silva and not upset the applecart. (Mary)

Note: Heather does not speculate, so I will try to hold back. If it bursts out of me I will write “Mary” in parentheses, as I just did.

Silva was arrested and charged with major drug dealing, and was threatened with more than a hundred years in jail.

To anticipate the next bit, think what you would do if you were charged like that but your trial had not come up yet. Hint: it rhymes with flea bargain. (Mary)

Per Silva's testimony: in January 2013 Jahar asked him if he could borrow the gun that Howie had lent to Silva. Yup, sure. And then Jahar failed to return it by the Marathon date of April 15, 2013. (Ah, sweet innuendo of life, at last I've found you.)

January is the same month the Tsarnaev's rode off to Saugus Mall to buy, without using a credit card or anything traceable, the 5 mythical pressure cookers (Mary)

In a move that "Dad" calls "giving away the courthouse," the government entity prosecuting drug-dealer Silva decides to forego the pleasure of catching a drug crim and lets him off, in exchange for pinning the gun on Jahar Tsarnaev. Natch.

Hence, Silva shows up as a witness for the prosecution at the trial of his dear buddy Jahar and does what we used to call in Catechism class "a Judas." (Mary)

Heather fine-tooth-combs the Silva case file and discovers that the evidence Silva presented was gossamer-like and the pretend-prosecutors did not ask the right questions. (Dad)

Gun laws in Massachusetts are unusually strict. You can go to jail, for example, for being in possession of a "dirty" gun, that is, one that has a history of having been used for violent crime even if you had nothing to do with that. Howie, of all people, got arrested at a stunningly significant moment.

The Gun

Heather says: “The murder weapon was a Ruger P95 handgun with the serial number filed off, recovered from the shootout in Watertown [Noooooooooooo, nooooooooo (Mary)] -- the gun that was in Tamerlan’s possession.”

This was established at trial through testimony, and Massachusetts State Police reports also match the ballistics from the Ruger to the bullets recovered from Collier’s body.... (Uh-oh ballistics – Mary)

Now backtrack. Timeline: late 2012: “Near the end of 2012 — the timestamp provided by Mr. Chakravarty, not Silva — an opportunity arose to get a gun.” Howie asks Silva to *mind* the offending object, as he was worried his mother would search his room (as mothers so often do).

Once Silva has it, he thinks, “I could have some fun with this.” So, he sits in a car when customers come to buy drugs off him, takes their money, does not hand over the drugs and then threatens to kill them if they don’t am-scray quick smart. (Heather notes that this is no way for a merchant to build up good will in the buying community.)

— December, 2012 : A man’s gotta show off, so Silva boasts at a party to having carried off that deed. A laugh is heard from Jahar, who is at the putative party – and wait till you see how putative Heather thinks it is; she almost loses her conservatism over this one.

When friends, including Jahar, were in Silva’s apartment he showed them where he kept the gun, in a ceiling panel. (Just wondering if anyone remembers the Martin Bryant twenty-guns-in-the-white-piano story) (Mary).

Jahar does not at that moment say “I want to borrow it” -
- he says it on a different day when there are no party-goers. i.e., no witnesses to hear him say it. Natch.

— January 23-ish, 2012: At some later time Jahar goes to Silva’s house, having made no phone call or text message to check that Silva is home. (Recall Dartmouth is an hour’s drive, to pick up this new toy.) Heather refers to Jahar and his cohort as “of the millennial generation that puts everything into a text, a tweet, a chat, etc.” Yet the court never sees any of that confirmatory evidence.

Subsequent to Jahar’s borrowing the gun, and with nary a query from Silva as to whether the young Chechen has actually deployed the damn thing, Silva asks Jahar to return it “because Howie is wanting it again.” (The Mom coast is now clear.)

— March, 2013: Jahar, in training for the Marathon as it were, is busy and keeps putting Silva off as to when he can hand it over. So spake Silva to the prosecution team (or was it the defense team? In this trial they are more identical than Steve and Stephen).

--- April 15, 2013 – Income tax day; Jeff Bauman goes to hospital, etc.; also it’s Patriot’s Day.

As Heather Tells It

I will now state some of the above, quoting Heather and the various principals in the case. But if you are pressed for time, hop to the bottom where she springs quite the denouement.

[Prosecutor at 2015 trial elicits the gulch from Silva]:

Q – Explain that opportunity.

A – Well, like I said, me and my brother and my friend [Nicholas Silva, who is a cousin whose sibling got beat up and so wanted a weapon type thing] had been talking about obtaining a gun.

Around the same time a friend of mine from my neighborhood [the elusive Howie], asked me if I could do him a favor and hold down a firearm for him because he needed to get it out of his house.

Q – What was his name?

A – Howie.

“Nothing is given about the transfer of the gun from Howie to Silva – We also know nothing about who might have seen the gun change hands. However, from Silva’s testimony, he then “stored it away in my apartment, in a ceiling panel”, and states that the people who know about it are “my twin, my friend and a few close associates”. So that means Steven, Nicholas and “a few close associates” could have all been called to testify to corroborate Silva’s story. But the mysterious associates never appeared at trial.”

Q – Did you tell the defendant?

A – Yes.

Q – What was his reaction when you told him that you had a gun?

A – It wasn’t much of a reaction. He just acknowledged it.

A – When I got down to Florida I just hung out at a friend’s house and continued selling weed.

Q – How long did you do that for?

A – From about the middle of August until the end of November.

Q – November 2012? ...

A – At that time I came back from Florida, my brother [SteVen] and friend had an apartment in Revere, Massachusetts.

Q – Did you take the gun out of your residence again?

A – Yes, one more time.

Q – When was that?

A – New Year’s Eve 2012.

Q – And where did you take it?

A – To a friend’s apartment in Medford, Massachusetts.

Q – What was happening there?

A – Nothing. We were just throwing a New Year’s Eve party.

Q – Why did you take it there?

A – I was just being stupid. I wanted to show it off.

Q – And did you?

A – Yes.

Q – Did the defendant come to that house?

A – Yes.

Heather always looks into these things in detail: “It’s happening on a specific date for a specific occasion, meaning many of the attendees would be likely to remember whether they were there and that someone might have shown off a gun.”

Then Heather looks at the boys’ tweets. “That’s strange. Here Silva is saying he has the flu and isn’t planning to go out for New Year’s Eve, which directly contradicts the story he gave in court. Not only that, but their exchange seems to imply that Dzhokhar doesn’t have plans to go out either. ...”

Q – When you talked to him about the gun, did he ask you for anything?

A – Yes.

Q – What did he ask you for?

A – He asked me to potentially borrow the gun....

Q – Did he tell you why he needed the gun?

A – Yes.

Q – What did he tell you?

A – He said he wanted to rip some kids from URI.

Q – When you say “rip,” what does that mean?

A – Rob.

Q – Is that what you did with Nicholas a few months earlier?

A – Yes.

“Silva has never seen an aggressive streak in Dzhokhar. On Miriam Conrad’s cross, she points out”:

Q – And he [Jahar] wasn’t violent, right?

A – No. I’ve never seen him violent.

Q – And he never picked on anybody?

A – No.

Q – He was kindhearted?

A – Yes, he was.

Q – Now, this robbery that you told us about, you — that you did?

A – Yes.

Q – You didn't tell the Feds about that the first, second, third or even fourth time that you sat down with them, did you?

A – Initially, no, I did not.

Q – In fact, what you told them was that you didn't believe in sticking people up?

A – Yes, I did. [Miriam fails to yell “Liar, liar, pants on fire” at this juncture.]

Q – And, in fact, you told them that you had never discussed a robbery with anyone before Jahar asked to borrow the gun, right?

A – Yes.

Q – Was he with anyone?

A – Yes, he was.

Q – Who was he with?

A – Dias.

“At the time of Silva's testimony, Dias was in federal custody awaiting sentencing — a perfect witness to corroborate Silva's story.” (But he might as well have been in Timbuktu.) (Mary)

“Then Silva arrives at the last time he saw Dzhokhar before the Marathon. By now, it's early April and he has still not received the Ruger back, but has made no more statements about what Howie was doing during this time. In fact, according to Silva, this was a brief meeting in which Dzhokhar purchased some weed.”

“It's difficult to track the prosecution's view of Dzhokhar's marijuana usage, because at different times during the trial they either used evidence that he had cut back on smoking as a sign of radicalization, or evidence that he dealt on campus as a symptom of bad character.” [See? Heather Frizzell picks up every nuance.]

A – When I got back I put the marijuana in the — Dias’ car’s trunk, and then I talked to the defendant [best mate] very shortly. He wasn’t really talking to me much. I was trying to get into a deeper conversation with him but he said he was in a rush. And I asked him about the gun and he gave me another excuse on why he couldn’t — why he didn’t bring it that day. And then I remember Dias saying, “Oh, we’re in a rush, we’re in a rush.” So I only talked to him for a little bit, told the defendant, you know, I loved him [!! That was before...], and then I got out of the car.

Heather Frizzell’s Big Find

“On March 25th I woke up and saw a *Boston Globe* article with the headline ‘Source of Gun Used by Tsarnaevs to Kill Sean Collier Pleads Guilty.’ I told my Dad and he wanted more: What was the plea agreement? Was there an indictment? What exactly were the charges? When did they take him in?

“I was able to log onto the district court’s website and pull a few relevant documents. The charge was very strange. It was only one count of possession of the Ruger P95 handgun. There was nothing about the transfer of the gun to Silva, which would be a separate charge.”

“[Recall that] Silva, in July 2014, was arrested for seven counts of heroin possession with intent to distribute, and one count of possessing a firearm with an obliterated serial number, also known as Sean Collier’s murder weapon. And indeed, in December 2015, Silva was given a hearing, and received a sentence of *time served*. After seventeen months, he was free, despite multiple instances of heroin distribution, because he had ‘substantially assisted.’

“On the same day, at the same time, in the same courthouse, one floor apart, as Stephen Silva testified that he received the Ruger P95 that killed Officer Sean Collier from him, **Merhawi Berhe was pleading not guilty to possessing the very same weapon.**”

WRAP-UP OF PARTS ONE AND TWO OF THIS BOOK

Part One tried to show that there is no case against Jahar. All proof of blame is worthless: The killing of Collier as shown in a far-away video, the ludicrous carjacking story by Danny, Jahar's radicalization proven by "downloads," his non-black backpack, his flowery boat-wall confession.

A video of Tamerlan's arrest, naked, and the Podstava video prove that the story of a shootout with police **did not take place**.

Judging by other cases of terrorism, the Marathon bombing was most likely a government set-up. We do not even need to check on the use of crisis actors; there is so much evidence in the outrageous courtroom proceedings.

Part Two used the device of letters to the Governor and Attorney General, and a pretend-speech of instruction to jurors, to highlight the importance of each branch of government holding up its end of the Constitution.

Other items discussed were impeachment of judges, gag orders, the crime of cover-up, the media as accessory to the crime of bombing, and faults of the lawyers, such as:

amazing lack of cross-examination of witnesses, lack of chain-of-custody of the supposed murder weapon, no acknowledgement of FBI conflict-of-interest, as in the death of a potential witness Todashev, and incredibly the announcement by Clarke that "he did it" even though Jahar's plea was always "not guilty."

Part Three will look at punishment for personnel, but also for ways to relieve the conviction of Jahar. Possibilities are: a reclaiming by *the state* of the federal handling of the murder re Collier, a retrial due to judicial misconduct, and the common-law remedy of Writ of Error Coram Nobis.

Part Three – Suggested Response by Citizens

22. Citizen's Arrest and Reviving Your Grand Jury



George Washington and Marquis de Lafayette fighting the system

So what are *you* going to do about the Tsarnaev travesty? That's what it boils down to. It boils down to you. We've already established that the persons who are paid by us to deal with it aren't dealing with it -- and it's unwise to wait.

Let's first look at "citizen's arrest" and then consider other stronger, and weaker, options for your action.

Citizen's Arrest

It has always been legal for an individual to stop (i.e., arrest) someone who is visibly committing a crime. In fact such policing had to be done by laypersons prior to 1820 when the London "bobbies" were established in London.

I will first overstate the case and then refine it, so please don't stop after this one paragraph. Generally each of the 50 states says it is OK for you to arrest someone who you know has committed a felony. Your action isn't criminal!

Now for restrictions, or in some cases greater allowance:
One thing you should know is that you risk being sued by the person if you were mistaken about his guilt. The charge he might bring against you could be trespass or battery or false imprisonment (i.e., in your custody).

You are required to deliver your prisoner to authorities. In fact once you have got him handcuffed you'd probably phone the police and ask them to come and get him.

You may think "Oh, they wouldn't help so I will incarcerate him in my shed." Not a good idea. Here I'm discussing what the law says you can do. Anything more revolutionary is out of my scope. Granted, I started with a picture of George Washington who revolted against British rule (See Exhibit H for the justification of the day) but I do not advocate revolution – it would likely fail.

The details that follow are taken from a 1977 book by Cherif Bassiouni, Professor of Law at DePaul University: *Citizen's Arrest: the law of arrest, search, and seizure for private citizens and private police*. I'll refrain from covering some things he says that are directed at security guards and any that have to do with searches and seizures.

He has had 40 years to update the book and has not done so. I take that to mean it's dangerous – well, in our police state today it would be. Make a list of the lawless actions in the Marathon case and you will get a sense of the odds.

Still, the alternative, doing nothing (please recall the house to house searches in Watertown) is pretty ridiculous.

Bassiouni makes only one reference to Massachusetts law. It is from Chapter 231, Section 94B.

Here I take the latest statement of that law from MAlegislature.gov as follows:

False arrest; shoplifting; defrauding innkeepers; **defenses:**
In an action for false arrest or false imprisonment brought by any person by reason of **having been detained for questioning** on or in the immediate vicinity of the premises of a merchant or an innkeeper, **if such person was detained in a reasonable manner and for not more than a reasonable length of time ...**

and if there were **reasonable grounds to believe that the person so detained was committing or attempting to commit** a violation of section thirty [etc] or attempting to commit larceny of goods for sale on such premises [etc] **it shall be a defense to such action.**

That is (I interpret): if you meet the requirements, such as a reasonable manner of holding him, and he sues you, a Massachusetts judge will not award damages to him. Granted, that law was aimed at merchants and hoteliers.

Pretend the Police Force Is On Strike

Believe me I am aware that people don't want to do this citizen's-arrest thing now. It's very scary given that SWAT teams are known to have no training whatsoever in the Constitution of our dear land. But I want you to get a sense of how natural and legal it is for you to do this job.

Bassiouni's book is not an activist handbook; it is a law book that analyzes citizen arrest. He compares this kind of arrest to the kind done by cops (they're nearly identical).

So to get the feel of it, pretend that all your local police are on strike, or all have come down with the flu, and you are being asked to do your duty. You would need to know that you act upon receiving a warrant to arrest the person or if you have reasonable grounds to suspect him.

Professor Cherif Bassiouni says, on page 13:

“An arrest made by a private citizen is as binding and valid as one made by a peace officer, provided that it arises under the authority of the common law or a statute.

To constitute an arrest there must be an intent to arrest, under real or assumed authority, accompanied by a seizure, detention, or taking into custody of a person, which seizure is understood to be an arrest by the arrestee.”

OK, so here you are today, needing to arrest someone. As I said, pretend the “real” police – that is the *paid* ones, you are just as real – are in their homes and you are duty-bound to assist society. How will you do it? With luck you only have to say to the person “I’m arresting you for such-and-such” and he will be so impressed he will give himself over to your custody.

Be Good to the Arrestee

Before we proceed with the rights, protections, and duties of the arrestor (you), let’s discuss the rights of the suspect. He has a right to be told what you are doing, and in whose name you are doing it. Of course he has a right to be treated respectfully. He has a right to contact his family and his lawyer. He has a right to physical protection, for example against the elements. Bassiouni doesn’t say that, but you may as well go overboard with kindness.

It seems silly to mention Miranda’s but you might as well cover yourself against having the case thrown out later for your failure to respect everyone’s Fifth Amendment right against self-incrimination. Acceptable wording is:

“You have a right to remain silent. Anything you say can and will be used against you in a court of law.” Note that telling the person what you are doing matters because he’s not allowed to kill you if you are arresting him.

Your Right to Use Violence

As for your rights, I say again they came from society's natural set up. Members of society protect one another. Also it was in the past seen to be everyone's duty to do so. Bassiouni quotes Sir William Blackstone

“Any private person who is present when any felony is committed, is bound by law to arrest the felon, on pain of fine or imprisonment, if he escapes through the negligence of the bystanders. And they may break open doors in following such felon, and if they kill him, provided he cannot otherwise be taken, it is justifiable.”

The key word above is “present” – you must see the crime happening. If you want to arrest someone merely on suspicion that he committed a crime, you can do it but are not justified in breaking doors, and if you kill the suspect it's manslaughter.

You may wonder if that holds true today. Blackstone was writing in 1769. The common law under which he wrote still holds in any US state, unless a statute has abolished a particular bit of it. See his marvelous list in Exhibit L.

Note: many state courts have had occasion to rule on the justifiability of killing an intruder. However, that topic is the legality of self-defense, not the role of policing. All people are allowed to attack someone who is about to harm them. Wouldn't it be crazy to be restricted?

Back to what you must be careful of. The word *felony* above is distinguished from *misdemeanor*. One way to tell the difference is by the mandated punishment. If the offense calls for imprisonment greater than 6 months it is safe to assume the deed is felonious.

Please pause to read the Massachusetts Compromise of 1788 – when people knew that they owned government.

The Massachusetts Compromise (*according to Wikipedia*)
[to get the Constitution ratified with no Bill of Rights yet]

George Washington's 1788 letter to the Marquis de Lafayette observed, "the Convention of Massachusetts adopted the Constitution *in toto*; but recommended a number of specific alterations and quieting explanations."

Delaware, Pennsylvania, New Jersey, Georgia, and Connecticut -- ratified the Constitution with relative ease. The Massachusetts convention was angry and contentious, at one point erupting into a fistfight between Federalist delegate Francis Dana and Anti-Federalist Elbridge Gerry when the latter was not allowed to speak.

The impasse was resolved only when Samuel Adams and John Hancock agreed to ratification on the condition that the convention also propose amendments. The convention's proposed amendments included a requirement for **grand jury indictment in capital cases**.

It would form part of the Fifth Amendment. They proposed an amendment reserving powers to the states not expressly given to the federal government, which would later form the basis for the Tenth Amendment. [Yay!]

Following Massachusetts' lead, the Federalist minorities in both Virginia and New York were able to obtain ratification in convention by linking ratification to recommended amendments.

A committee of the Virginia convention headed by law professor George Wythe forwarded forty recommended amendments to Congress, twenty of which enumerated individual rights and another twenty of which enumerated states' rights. The latter amendments included limitations on federal powers to levy taxes and regulate trade.

Posse Comitatus, Deputizing, Warrants from a Judge

Just to be clear, an arrest is not a citizen's arrest if the authorities have asked the able-bodied citizens to assist. You would be a public agent in those circumstances.

And now here is an odd thing. The FBI, when it makes an arrest, does so as a citizen's arrest. FBI persons have no police power. Frequently, however, they ask the police to deputize them -- and then they *do* act as public agents.

Police sometimes require an **arrest warrant** from a judge to carry out the arrest. You, too, can attempt to secure warrants from a judge. This will make your job easier.

Grand Juries

Now to a crucial matter – your control over your state or county grand jury. Running around to catch criminals is a hard job for individuals. So, in the old days there were grand juries. *Grand* means 24 members as compared to the petit jury of 12 that can try a case. The grand jury does not try anyone. Rather it calls to the government's attention the need to try someone. It issues a "true bill" indictment.

The Fifth Amendment says:

"No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or **indictment of a grand jury**,... ; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation." [Emphasis added]

The Massachusetts government website mass.gov says:

“Grand Jurors sit with 22 other jurors for a term of several months to consider evidence presented by the prosecutor. Grand Jurors do not serve on a trial, like Trial Jurors. Rather, they evaluate evidence presented by the prosecutor and decide if it is sufficient to indict (bring a criminal charge against) a person or corporation. The grand jury does not decide the guilt or innocence of the accused. It decides if there is probable cause to bring the accused to trial. The grand jury’s work is a pre-trial function of the court.”

That’s awful. The grand jury is a prerogative of the people **not the court.** There should always be a grand jury empanelled and you can go to any of those 23 persons to report trouble. Then it is their solemn responsibility to consider any indictment. If the “prosecutor” has usurped this function, you should go to court and ask for an injunction against this unconstitutional practice. Please do!

Note: I took that idea from Bill Windsor a contemporary hero of American law. He has a show called “Lawless America” on Youtube and is at the forefront of many battles for justice. So far, for his trouble he is in jail.

Solidarity

We are very lacking in solidarity today. We’re trained not to trust one another, or to work for the greater good. This chapter has reminded us that the catching of criminals was understood to be the duty of all, for mutual defense.

Aren’t we in a similar position now to the colonists of 1775? We are being oppressed and the question is what to do about it? I think there is loads of room for negotiation with our oppressors. But a first step would be to arrest and try some of the criminals. As soon as people saw this actually happening it would engender a cultural change. “Tude” is the key to many things.

23. Retrial, Thanks to a Judge's Handshake

(published January 31, 2016)



Back row: Alito, Bader-Ginsberg, Kennedy, Sotomayor. Front row: Breyer, Stevens (since replaced by Kagan), Roberts, Scalia, Thomas

A few years ago, some silly member of Congress proposed legislating a Code of Ethics for the US Supreme Court. Of course I protested vigorously. If any of the Great Nine does not have a sense of the majesty of the law, he/she has no business being there at all, and no cute 2-page handout is going to set him/her straight.

Still, the American Bar Association did, in 1990, compose a Canon of Judicial Ethics. It contains one item that bears on the matter of “chatting with jurors.”

This is from the ABA’s Model Code for Judges:

RULE 2.8 Decorum, Demeanor, and Communication with Jurors
(B) A judge shall be patient, dignified, and courteous [etc]
(C) **A judge shall not commend or criticize jurors for their verdict** other than in a court order or opinion in a proceeding. [Emphasis added]

The subject of this chapter is Judge George O'Toole's chatting with the jurors (assembled) in the Tsarnaev case, and how it should affect the outcome. I say this judicial violation of the rules is more than sufficient grounds to declare a mistrial. Therefore a retrial should be ordered.

Clarifying the Violation

As quoted above, the Model Code for Judges mentions that a judge should not commend a jury for its verdict. The thinking behind that is that he or she must always be impartial and *be seen to be* impartial.

The violation committed by O'Toole consists of his having met with jurors, not at the end, to congratulate them, but on March 3, 2015, before the case even began – to create a bond with them, and to influence them to follow his lead. Or so say I. Why else would he do it?

The reason the Model Code does not mention the particular sin of meeting with jurors before a trial is, I think, that the writers of the code would never imagine a judge doing that. Note: the Model Code doesn't bother to say "Judges must never take out their false teeth and put them on the bench." It simply "goes without saying."

You may think I am joking, and that the placing of false teeth on the bench is far more outrageous than what "our" judge did. Not so. Justice George O'Toole poisoned the minds of the jurors by shaking hands with them. The gesture can never be undone. It ruins the case.

This is a Crime, Not an Ethics Violation

I am very interested in (to the point of obsession perhaps) ways we can punish officials. Actually it would be even better to make them act responsibly. But in this book I

want to sort out the punishments. We already covered impeachment of a judge.

The Constitution allows the judge to hold office for a lifetime, subject to his good behavior. As noted, if the people's representatives, the politicians (known in Australia as the pollies) vote to impeach, the whole procedure is political. The judge has no rights, not even to due process. So let's move past the impeachment topic.

Two other ways to discipline a judge are to bring him before the state board that licenses lawyers (I presume Justice O'Toole is licensed in Massachusetts since he graduated from Harvard, in 1972) – and charge him with a crime. I will discuss the crime first.

Did this judge commit a felony by shaking hands with the jurors? (He also told them “We are a team” The mind boggles.) Yes of course that is the crime of obstruction of justice. Jahar was in need of some justice and got none. Luckily this is America and we can take care of that.

Please read the relevant federal law at 18 USC 1503:

(a) Whoever corruptly, ...endeavors to influence, intimidate, or impede any grand or petit juror, or officer in or of any court of the United States, ... shall be punished as provided in subsection (b).....

(b) The punishment for an offense under this section is...

(3) ... imprisonment for not more than 10 years, a fine under this title, or both.

So how do we know O'Toole did it? Easy, it came out in the bunch of sealed documents that got unsealed in January 2016, which is nine months after the case ended

Note: Even for a judge to greet a juror outside the courtroom may have the effect of making the juror feel some “connection” with the judge. But what we have here

is much worse. Judge O'Toole met with all the jurors together and gave them a pep talk.

It was couched as a sort of welcome and appreciation and encouragement. But it is so clearly *not allowed*, one must wonder if O'Toole had taken leave of his senses. The now-unsealed document reveals that there was a "colloquy" of judge and jurors at which neither side's counsel was present! Take my word for it, this is UNHEARD OF.

Interestingly, and I suppose we have to give him a bit of credit, this judge allowed the unsealing of a document that showed the Defense asking him to declare a mistrial over the handshake caper. Oh I forget to say he didn't just give a pep talk, he shook every juror's hand.

I am not sure why he did not suppress it forever. God knows there's "precedent" for it. A coroner-type judge in the Dunblane massacre Inquiry of 1996 did just that: Lord Cullen by name. (Sealed incriminating stuff for 100 years.)

Note that of course it doubles or quintuples O'Toole's sin that he then made a ruling – negatively – in regard to the Defense's motion for a retrial. By doing this O'Toole acted as judge in his own case. A basic maxim of law is: "*Nemo iudex in causa sua debet esse*" -- no judge can be the judge in his own case.

So now we have identified a felony. There are further breaches of professional ethics involved but we can cover that in Chapter 26 below on "disbarring lawyers." Every lawyer in Jahar's trial should face disbarment IMO.

And not just disbarment. See Chapter 30's rap sheet.

24. What on Earth Is the FBI?



Man on left (LaVoy Finicum) surrenders to FBI and then is killed

Please folks, please help out. None of us know where the FBI comes from, or to whom it answers. Its first director – J Edgar Hoover – was said to control many presidents by blackmail. Heck, we don't want anyone "controlling" our leaders. And why did he do it? Who was his real boss?

In general terms it was the mafia. Or at least it was people who want to live lawlessly -- and yet be seen as the force of "law and order." Can you imagine.

Please let's stop being spectators to the most outlandish things that are happening to our society. It would be a very basic first step to say there is something radically wrong here. Just in regard to the Marathon case, we have several issues that need to be clearly acknowledged.

1. A bomb (or something) went off on Boylston St at 2.49pm on April 15, 2013. The person responsible has in no way been caught or even identified. We can say with confidence that it has to have involved the media and the government, judging by their passion for blaming a patsy.
2. A man named Tamerlan Tsarnaev apparently worked as an informant for the FBI, as is the case with many

immigrants and also with small-time criminals. They are told to participate “or else.”

3. Tam was chosen to be a patsy and therefore, like all patsies, he was captured and killed. Perhaps by accident, CNN showed the capture on TV, and therefore many of us have been able to reject wholeheartedly the story that police had an exchange of gunfire with the Tsarnaevs.

4. That story should have been criticized anyway on the grounds of its foolishness. A man (Tamerlan) who already has a gun does not go to the MIT campus -- of all places - - to steal another gun from anyone, much less from a policeman. It is preposterous.

5. Likewise, a man (Tamerlan) who already has a car does not take the risk of carjacking someone.

6. And needless to say, does not go around boasting that he has just killed a cop. It is totally counterintuitive.

7. Thus, it is a great worry that more people did not feel they could poke fun at this. Shouldn't they show anger at being taken for fools?

8. Many members of the public can be excused for not doubting, if they were conditioned to regard the nightly news as a source of truth. This is how all humans act when told the “facts” of religion. But in Boston the majority are educated and so must have at least a basic ideas about the way they can be manipulated.

9. The FBI, or military, or DHS, or SWAT – does anyone know who these people are? – sends a helicopter to observe a warm body in a boat. They figure it is the “suspect” and so shoot 228 bullets at him. When did it become policy to shoot-to-kill when there is a suspect on

the loose? Don't we have a great raft of inventions such as Tasers and teargas to bring a man down?

10. Earlier in the day (Friday the 19th), the FBI had gone through elaborate "theatre" – of a manhunt for a terrorist, and the mayor and governor go along with it, including putting on a show of martial law, with house-to-house searches in Watertown.

11. Alarmingly not one upper-level Bostonian – a priest, a professor, a doctor – speaks out against this illegal carry-on "in real time," and I have not yet heard of any such person assessing, subsequently, what happened. All of the professions seem to be willing supporters of this new (imaginary) thing called the war on terror.

12. That is, more than anything, a sign of the extreme trouble we are in.

13. The law profession not only remained silent about hugely unconstitutional behavior by government, it stepped forward to participate in the torture!

14. According to the Aunt Maret (and Uncle Dzhamaly Maazovich) claim, the "defense lawyers" – on your tab, by the way – went to Russia 14 times and never helped their client. On the contrary they took part in threatening his family. They assured his conviction and imprisonment.

Who Is Up There?

Dear Reader, I realize that you may not have known of this until you picked up this book. I am sorry to be the bearer of shocking news. But please turn your shock into action. And recall: the visitors to Russia said they were under pressure "from the highest level." That is what we need to elucidate – **who is up there at that level** and how can we negotiate with them?

No, I don't mean we need their names. We need to know what is driving so many moves in our society. If no members of the "upper level" -- I am referring to culture not to money -- are helping us with this particular issue (as described in the list above), it causes me to think they are consciously supporting the harm-doers.

Many people are controlled by blackmail. As I said, J Edgar Hoover ran the show in Washington DC. His very position, as an Investigator, meant he could snoop into private lives. Nowadays that's even more possible, as we have -- on the excuse of terrorism -- created new laws to allow "the FBI's of this world" to surveil everything.

Is It "the Jews"?

When one does not know who is doing something bad to society, one is happy to find a candidate to blame. The custom is to name a group that is united by nationality, language, or religion, as that is how we evolved, to band together against an enemy tribe.

My guess is that today's bosses do not share a nationality or a religion. The world scene is too complicated. I do not think it could be the Jews, or for that matter the Chinese.

Certainly if the Jews are doing all this harm they are not doing it for the sake of the tribe. I see no connection between the weird stuff that is happening and the welfare of that one group -- and anyway Jews are not "one" group.

I am bringing up this subject in order to dispose of it. It seems that many people think they've got it all figured out -- that Israel is the entity in charge of the wars in the Middle East. Maybe it's true but I don't see it.

Congress authorizes those wars, and if they do so under pressure from a lobby, they're still doing it as Americans.

Personally, though, I think the hive where wars and other terrible things are planned is on the UK.

In 2014, a physician and a schoolteacher in Scotland – Jim Macgregor and Gerry Docherty – came out with a well-researched book, the *Hidden History* about World War I. They show how a mere two men – Lord Esher and Earl Grey – were able to bamboozle the House of Commons – and bamboozle France and Germany as well.

I don't ask anyone to take it from me that London is the center; my impression is not sufficiently grounded in facts.

If you want to pursue the Jewish idea, would you please pursue it openly? Using innuendo only serves to create a sense that we have figured out what is going on and surely that is not the case.

By the way, it would be great if some Jewish Americans would put the whole thing on the table. Why not refute the claim that 9-11 was done by “the Jews”? That is a terrible accusation and it is mean of the Jewish population not to help the rest of us sort it out.

Back to the FBI

We would be crazy to allow the FBI to continue along their present, unhampered course. Let the Marathon thing be the catalyst for change. There are plenty of Youtube videos of Watertown residents being interviewed on the street (and a word of thanks here to the interviewers!).

There is plenty of grounds for legal action against what the FBI did in Watertown. To give one example there are civil rights laws against persons acting “under color of law” to brutalize people. See 42 USC 242.

Please see Exhibit J's 2-page excerpt from a book that exposes what happens in FBI's so-called crime labs.

25. MyBPL -- A Plea to the Trustees of the Boston Public Library (*published January 5, 2016*)



Dear Trustees of the Boston Public Library:
Chairman Robert E Gallery, Vice Chairman Evelyn Arana-Ortiz, and Board Members Zamawa Arenas, Cheryl Cronin, Laura DeBonis, Carol Fulp, John Hailer, Paul A La Camera, and Byron Rushing.

Greetings from the Antipodes!

By chance I read something online today that struck me as sacrilegious toward the BPL. I want to call your attention to this matter. It is an item appearing in the *Cape Cod Times* of Dec 21, 2015. It reports that a man and wife from Brewster have engaged a sculptor named Sean Egan to make two crystal works of art in memory of persons who died at the Marathon.

As I am sure you know, the bombing that took place outside the Library building on April 15, 2013 was done by a covert agency — not by the Tsarnaev brothers as is so cruelly portrayed in the press.

The Brewster man, Ralph Ingegneris, said it broke his heart when he heard about the death of the child, Martin Richard. He said “What made me sick is that they left the bomb right next to him.” Some day when word reaches the Ingegneris’s that the “they” who left the bomb are persons on the government payroll, I imagine they will take it very hard.

At the moment I shall not attempt to persuade them, or even contact them. The majority of Bostonians—incidentally, to my eyes – seem to have accepted the official story about the Tsarnaevs.

I grew up in Dorchester where my father, a Boston Public School teacher, took my sister and me to Boston Public Library once a week. Sometimes he took us to the main library in Copley Square but more often to the Cuddy or the Addy (Dad's parlance for the Codman Square Branch and the Adams Street Branch.

(He also frequented “the Eggy” – Eggleston Sq. Branch - on his way home from work in the South End, but that was not my stomping grounds).

I never got over my love of books and have authored eight of them myself. The ones published by university presses are right there in your stacks. Oh, I can smell the stacks now. Oh I can taste freedom of thought and expression. How lucky we Bostonians are!

So now to the business at hand. The Brewster couple said that one of the sculptures will be of Sean Collier, the deceased campus cop, and thus will be housed at MIT.

The other one of the child Martin Richards does not yet have a home but may do so by April. They said State Rep Timothy Whelan is “eyeing” the Boston Public Library.

Please, you can't accept this. I mean you could certainly accept it and display it as part of a teach-in to show the truth about the Marathon bombing. E'en tho' I be 10,000 miles away, I would show up at your command to assist in that effort. And there are many like me, including Professor of Biology Moti Nissani, and Cheryl Dean, a Canadian who has followed the legal machinations of the case with absolute commitment to bringing out the truth.

Indeed, now that I think of it, the decision as to whether the BPL should house the sculpture could itself occasion some much-needed soul-searching in Beantown.

For starters, it could bring about a lively debate just on the subject of free speech. You must have noticed a falling off in borrowers at your library. This happens when the public is inundated with propaganda in the form of infotainment.

Sure it's a sad thought that some naughty group has committed such crimes as 9-11. I see that the percentage of doubters in New York is about to hit 51%, making 'conspiracy theory' of 9-11 a more orthodox position than the official story. That will be quite a relief, and may turn the tide for the other 'conspiracies.'

Please, the library has got to be at the forefront as regards the Boston conspiracy. Even if we were to speak only of your traditional responsibility to guard the knowledge of the past, that would well encompass the task related to sorting out the Marathon problem. There is many a book on your shelves that could be used for this.

But the point of this letter is to say that, at the very least, you must not take part in the deceiving of the people. I mentioned "sacrilege." For the sculpture to be displayed at the Library, with a general understanding that the bombing was done by Tamerlan Tsarnaev (who was in fact murdered by the FBI) or by the younger brother who is presently on Death Row, would be a sin beyond sins.

Let Fenway Park take the sculpture. Let it stand on Boston Common. Let Widener Library at Harvard house it. Anywhere but the Boston Public Library.

Your sincerely,
Mary Maxwell

Note for persons who remember *The Atlantic Monthly*

On the first anniversary of the Marathon bombing, the US's most high quality literary magazine (or at least it was, years ago) devoted itself to assuring its readers that the campaign to free Jahar was petering out. Here is the pathetic article:

#FreeJahar Fades Away: The Tsarnaevs Go the Way of the Jonas Brothers, by Philip Bump, in *The Atlantic*, 2014.

It's the way of teen fads, really. The once virulent online activism arguing that Dzhokhar "Jahar" Tsarnaev was innocent of the Boston bombings is just whispers now, a few bedraggled Facebook pages peeling off bedroom walls.

Shortly after images of "Suspect Number Two" were released to the public and that suspect was identified as Tsarnaev on Friday, April 19, 2013, the ad hoc community of support clicked into gear on social media.

"There are now photos of accused Boston Marathon bomber Dzhokhar Tsarnaev," Gawker's Max Read wrote about an eighth grader's Tumblr page in one of the first big profiles of the movement on that day.

Scroll down a bit and you see a few morose text posts about Jahar. In one, the author is confused about the prospect of Tsarnaev getting the death penalty; in another, she rails against Troy Crossley, identified as a friend of Tsarnaev's who used his new fame to promote his rap career.

Crossley has tweeted sporadically about Tsarnaev, sending emoji kisses to @_freejahar_ He also retweeted one of the last tweets from Tsarnaev himself on April 4: "I'm a stress free kind of guy."

The #FreeJahar hashtag has been pretty quiet on Twitter recently, a few dozen posts a day, but with a big spike on Tuesday, for understandable reasons. The most popular tweet today is @toxicbieber's retweet of @freejahar02's tweet, "Retweet this if you believe Jahar is innocent of

bombing the Boston marathon lets get the word out there all you have to do is RT.” Only 20 people have retweeted it.

As Read noted at the time, Free Jahar was largely a Tumblr phenomenon, in part thanks to the fact that the most active demographic to embraced it was teenage women. (Though their motivations for doing so differed.) Tumblr is quieter these days than it used to be.

The page JaharTsarnaevIsInnocent.tumblr.com has a lengthy set of posts picking at some of the many small inconsistencies in the early reports of the attacks. It is also a repository for some of the once-ubiquitous image collages that featured the handsome face of the younger brother. If you go to that page, be warned: Pharrell’s song “Happy” begins playing once you do. The posts are a mix of Tsarnaev fandom and Bieber fandom.

There are still a number of Facebook pages, too. Freejahar has 78 likes and no posts since April 24, 2013. Free Jahar has 96 likes and posted most recently in January.

FreeJaharTsar has 167 members and no public posts — but also links to FreeJaharTsar.org, an online index of every possible conspiracy theory that exists. Among the “Suspicious People Involved” that are listed: the Boston police commissioner and the head of the FBI for the region.

FreeJaharTsar.org also mentions the death of Ibragim Todashev, who died while in FBI custody last year. That was mentioned in [@FreeJahar](https://twitter.com/FreeJahar)'s remembrances today as well: "Lets not forget how #Tamerlan died and how his friend, Ibragim #Todoshev, was murdered by the FBI."

But that dedication to scouring the rabbit holes of the case is rare. For most of the #FreeJahar advocates, their interest probably didn’t survive last summer.

By the way, FreeJahar has thousands of supporters and shows no signs of fading away. -- MM

26. First, Disbar All the Lawyers (*published Feb 22, 2016*)



Bill Clinton, suspended from legal practice for 5 years (while president!) for perjuring about Monica Lewinski

Every state has a licensing board for professions, such as accountants, nurses, doctors, and lawyers. This is one way to control individuals who want to hang out their shingle.

Lawyers are licensed to practice by the state. If members act unethically, you can bring a complaint to the relevant board and ask for action. The likely actions are: that the board will tell the lawyer to stop doing that thing (say, overcharging), or will call her before a panel for a hearing.

The *complainer* will not be present at the hearing (unless called as a witness) but the professional person will be worried about getting disciplined. It is within the power of the association to give the person a rebuke (not published), a reprimand (which is always published), or a suspension or revocation of the license to practice.

Most state boards adopt the Code of Ethics recommended by the American Bar Association. It warns against doing such lawyer-naughties as 1. Failing to file papers on time for the client, 2. Communicating privileged information, or 3. Participating where there is a conflict of

interest – such as representing A against B, where B used to be the client of that lawyer. The board can't help complainers overcome something the lawyer did wrong in their case; that client would need to sue.

It appears there are two watchdogs for the professional ethics of lawyers in Massachusetts. One is the Board of Bar Overseers, the other is the Attorney and Consumer Assistance Program of the Office of the Bar Counsel. (Tel. 617-728-8750).

Massachusetts has adopted Rule 8.4 (e) of ABA's Model Code which says it is professional misconduct if a lawyer "engages in conduct prejudicial to the administration of justice." Well, that's a very good catch-all!

A Word about Impostors

Recall Chapter 19's discussion of the Brady rule of exculpatory evidence. US Attorney Jeffrey Auerhahn broke that rule bigtime, yet the panel of judges declined to discipline him. They said, in a 2-to-1 ruling:

"The allegations of professional misconduct have not been proven by clear and convincing evidence."

Why did they do that? I think I've got the answer: it's that those two judges (one of whom is George O'Toole) are working for someone else.

I developed the idea of imposture in my 2011 book, *Prosecution for Treason*. Consider George W Bush. He was an impostor president. There is no way he was working for the nation. He was employed by "secret forces."

Consider the FBI. It is an impostor organization. Thanks to the fact that Congress gave the FBI a huge expense account to create good public relations about itself,

Americans have believed the FBI is a law enforcement agency. No. The FBI has only the power to investigate. It has no authority whatsoever to enforce the law.

I think the entire Department of Justice could be an impostor. This is the office that is headed by the US Attorney General. Under her is the FBI (which originally was in the Department of the Treasury.)

Also under the Attorney General is the Anti-trust Division, mandated to break up monopolies and too-powerful trusts, by using the Sherman Anti-trust Act. As far as I know the Sherman Anti-trust Act for over a century has been about as busy as the Maytag repairman.

This does not prevent the DoJ's website from claiming: "The mission of the Antitrust Division is to promote economic competition through enforcing and providing guidance on antitrust laws and principles." One thinks the DOJ must subscribe to the prophecy "The lion shall lie down with the lamb."

The Crimes against Law

This chapter's focus on the disbarring of lawyers is not meant to compete with discussion of why Judge O'Toole can be indicted for the felony of obstruction of justice. Crime is a separate from breach of professional ethics. I think O'Toole obstructed justice scandalously by not making anything of the amicus curiae sent by Aunt Maret.

The great legal thinker Sir William Blackstone, in his 4-volume *Commentaries on the Laws of England*, of 1769, catalogues the laws that fight against misuse of the law. I will out these in Exhibit L. Blackstone lists crimes that harm the law itself. He understood that the law is vital to our survival and is always being weakened by forces that don't want to be subject to law.

United States Constitution, Article I, Section 8

The Congress shall have Power

1. To lay and collect Taxes, Duties, Imposts and Excises to pay the Debts and provide for the common Defence and general Welfare of the United States;
2. To borrow money on the credit of the United States;
3. **To regulate Commerce with foreign Nations, and among the several States,** and the Indian tribes;
4. To establish a uniform Rule of Naturalization, and uniform Laws on the subject of Bankruptcies
5. To coin Money, regulate the Value thereof, and of foreign Coin, and fix the Standard of Weights and Measures;
6. To provide for the Punishment of counterfeiting the Securities and current Coin of the United States;
7. To **establish Post Offices** and Post Roads;
8. To promote the Progress of Science and useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their respective Writings and Discoveries;
9. **To constitute Tribunals inferior to the supreme Court;**
10. To define and punish Piracies and Felonies committed on the high Seas, and Offenses against the Law of Nations;
11. To declare War, grant Letters of Marque and Reprisal...;
12. To raise and support Armies, but no Appropriation of Money to that Use shall be for a longer Term than two Years;
13. To provide and maintain a Navy;
14. To make Rules for the Government and Regulation of the land and naval Forces;
15. To provide for calling forth the Militia to execute the Laws of the Union, suppress Insurrections and repel Invasions;
16. To provide for organizing, arming, and disciplining, the Militia, and for governing such Part of them as may be employed in the Service of the United States...
17. To exercise exclusive Legislation in all Cases whatsoever, over such District as may ... become the Seat of Government of the United States, and to exercise like Authority over all Places purchased by the Consent of the Legislature of the State in which the Same shall be, for the Erection of Forts, Magazines, Arsenals, dock-Yards, and other needful Buildings; And
18. **To make all Laws which shall be necessary and proper for carrying into Execution the foregoing powers,** and all other Powers vested by this Constitution in the Government.

Ask: how do Clauses 3 and 7 bear on Jahar's trial?

Overcharging a client is one thing, but why do lawyers stand by and see the Constitution ruined? After all, they and their offspring need its protection. In 1787 the Framers, who were delegates of the 13 states, granted a few powers – 18 to be exact – to the feds. That granting is known as “federalism” (a confusing word as it makes you think of federal power but it is meant as a *limiting* of it!).

A president who wants more power than is allowed by the parchment might obtain it by his own lawlessness, that is he makes it “policy” to shoot Americans by drone rather than arresting them. Or he gets Congress to pass laws that seem to override the restrictions of federalism

Since 1890, Congress has passed unconstitutional laws by pretending there is an element of commerce involved. See **Clause 3** which is known as the commerce clause, or as the “**Hey, you-can-do-whatever-you-feel-like Clause,**” as it was called by Judge Alex Kozinsky.

The Grand Jury that wrote up Jahar’s indictment went to ridiculous lengths to say he had broken federal, rather than state law, so they could grab the case for US Court. Here are samples from Jahar’s indictment. He:

1. Hurt commerce, as people will now be afraid to come to the Marathon. The indictment portrayed the finish line in the following language:

5. “Low metal barriers line both edges of the street and separate the spectators from the runners. Many businesses line the streets of the Marathon route. In the area near the finish line, businesses are located on both sides of Boylston Street, including restaurants, a department store, a hotel, and various retail stores.”

Clause 7 about “the Post Office” is used to support many laws it gives the thin excuse of federal involvement. See:

21. Jahar “used the internet to order electronic components that could be adapted for use in making IEDs, and components were delivered by the United States Postal Service to his Cambridge residence.”

31. On April 18, 2013, at approximately 10:25 p.m., in the vicinity of 32 Vassar Street in Cambridge, Massachusetts, DZHOKHAR A. TSARNAEV and Tamerlan Tsarnaev murdered Sean Collier, an MIT Police Officer, by shooting him in the head at close range with a Ruger P95 9mm semiautomatic handgun.”

Note: the fact that this gun is regulated *federally* relies on a truly unfathomable connection to the commerce clause.

In two US Supreme Court cases, *Lopez*, and *Morrison*, there was, at last, some intervention by the Court on behalf of the Constitution. Mr Lopez was convicted for possessing a firearm near a school. His 1995 case was overturned.

Held: Congress shouldn't have passed a law against carrying a gun near a school, as this is the state's prerogative. (But we rarely hear the state itself objecting!) In 2000, the Morrison case met a similar ruling, yet it has not led to a diminution of federal incursions.

I recommend that the state of Massachusetts intervene to say that Jahar's behavior in killing Collier (never mind that he didn't kill Collier) is a state offense and the US District Court has no business in it.

Ah but was it a Massachusetts Grand Jury that wrote that indictment? No, it must have been a federal grand jury, with 23 Mass-based jurors. The DoJ **wrongly** controls the grand jurors. So does the attorney general in many states. A grand jury is a people's thing.

Trust me on this.

27. Judy Clarke's 'Patients' Have Something in Common *(published April 11, 2015)*



Ted Kaczinski,

Susan Smith

If Jahar Tsarnaev, or his late brother, thought up the idea of bombing the Boston Marathon, I'll be a monkey's uncle. If Eric Rudolph (who had allegedly bombed an abortion clinic and a lesbian bar) thought up the idea of bombing the Atlanta Olympics, I'll eat my hat.

Such terrorist acts are probably thought up at Quantico headquarters, FBI. Let me float here the conjecture that all abortion-clinic violence, all serial murders, all attention-gabbing murders, such as a Mom drowning her kids, come straight from QHQ. They are all part of the media-related effort to set the tone for our culture, and distract us.

Wikipedia says that the judge liked the way Judy Clarke acted as Public Defender of Susan Smith, a Mom who drowned her kids, so he raised her fee to \$83K. Judy seems to be 'on call' for the feds to defend anyone according to the feds' wishes.

Hence, her position as defender of the Marathon bomber strongly indicates that the feds did the bombing!

Mind Control Could Be the Key Here

If the Susan Smith case is for-real I would guess she did those murders (of her children, by drowning) under mind control. Production of Manchurian Candidates is big business in the CIA and is now also used by the mafia. And we know the Mafia and the CIA are wed, right?

Daniel McGowan's book *Programmed To Kill*, shows that the *courtroom* goings-on for most famous murder cases were risible. Albert DeSalvo could not have been the Boston Strangler, given the way the Law dealt with him.

Pease follow my retrospective logic: DeSalvo's court-appointed lawyer, F. Lee Bailey, cooked up a mean trick. He had Albert tried for a much lesser crime, and during the case he, the defender, mentioned to the jury that Albert had told a prison inmate that he was the Strangler.

The jury members, knowing that their neighbors read that in the news, would then not dare stick up for the accused. Note: there was no cross-examination to challenge any aspect of Albert's having done those murders! By the way, it would now pay to look up all of Bailey's famous cases. The various crimes were probably all scripted.

Another of Judy Clarke's clients (besides Smith and Tsarnaev) was Eric Rudolph. Did he really do the exploding shrapnel violence at the 1996 Olympics?

I doubt that he did. And consider his role as 'religious devotee' in the matter of bombing an abortion clinic. If he wanted to protect fetuses from abortion, would he be likely to become a killer in order to bring about that end? Nonsense.

Note, too, that Eric was said to have hid for five years in the hills while on the FBI's Most Wanted List. Are you

able to believe that? Isn't it more likely that he was in custody of his mind-controllers? I wager he did some other killings or robberies during that time. (And had he been caught, the police could say "Voila! We found our escapee." What a system!)

I think lawyer Judy Clarke herself is mind-controlled. Her Dad died when she was 15. In my research of MK-Ultra I find it too-frequent that the victim has lost a parent early in life. Would it be asking too much for someone to study this? I think you'd find that The Powers That Be knock off the family members of a person they hope to control.

This may be to get the potential-trouble family member out of the way, as perhaps explains the suicide of Martin Bryant's father in Tasmania in 1993, three years before Martin served as the patsy in the Port Arthur massacre.

But if a whole family is mind-controlled, you'll have built-in commentators when the crime is committed. In the case of Ted Kaczynski, it was a brother who turned him in. The newspaper had displayed Ted's handwriting in a note, and the Bro 'recognized' it, and said (I paraphrase) "Gee I'll bet my brother is the Unabomber. Tsk tsk."

Back to the matter of Judy Clarke's patients. I think it's time to re-open the cases of Ted Kaczynski, the Unabomber, and Eric Rudolph, the Olympics bomber. Both men are "available" in so far as they are in prison. Indeed Ted is in the same prison as Jahar, the Supermax.

A Broad-brush Statement on Mind Control

There are persons who do criminal acts under hypnosis. Many of the MK-Ultra survivors admit that they carried out murders, beyond their rational control. They were not patsies (who do not do the deed at all). They are called Manchurian candidates, so named after a fictional story.

But what of the many “middle managers” who helped out in the Port Arthur massacre, or the Boston Marathon, or 9-11? Could it be that some of them are mind-controlled yet lead apparently normal lives? I said above that I think Judy Clarke did not grow up as a free citizen.

How about George Bush who played a role in 9-11? He was definitely tortured as a child. And according to Brice Taylor’s book, *Thanks for the Memories* (a must-read for all Americans), Bush is into torturing children with a Taser.

I think almost all top show biz people were selected as children and are under complete control. It’s forbidden for a popular singer or actress to question the party line. This may be true of all newscasters, too – a brash claim.

Pizzagate

It looks as though we may be entering a new era, thanks to exposé of John Podesta’s emails when he worked for Hillary Clinton. Podesta has been a White House Chief of Staff, so must be in the in-crowd. He refers to trafficking of children for VIP sex parties as if they all do it.

Meanwhile in Australia, Fiona Barnett has told of her life of horror as a child torture victim. She claims (and I must believe her, based on what MK-Ultra survivors in the US have told me) that top government people are all in this.

Are you wondering how so many elected officials could be persuaded to change their way of life to join such practices? The likelihood is that they grew up in the game and were *recruited* to run for office. Thus we may have a majority of our leaders who living in cuckoo land.

Please read Wendy Hoffman’s book *Enslaved Queen*, Kathleen Sullivan’s *Unshackled* or see Trish Fotheringham on Youtube, and Fiona’s pedophilesdownunder.com.

28. Appeals, Pardons, Change of Jurisdiction, or Writ of Error Coram Nobis



Maret Tsarnaeva, LLM (Manitoba), now residing in Chechnya

One day Boston will have to correct the errors made in the Marathon trial. There are different ways to do it. The possibility of a retrial was already suggested in Chapter 23, based on the judge having shaken hands with jurors.

I think that is the best way to go. It would be enormous fun to see the trial conducted properly. Jack Graham could be the defense attorney, assisted by attorney Maret Tsarnaeva. (Nepotism has its place!)

It could result in an acquittal, and thus the exonerated person would be eligible to sue for malicious prosecution.

As for appeals, Jahar has already filed, but I don't think the appeal has much merit. It does not, of course, make anything of the wrong actions by his defense team.

What about a Pardon?

Although I have said I favor a retrial, and I will say below that I like the idea of Coram Nobis, the fact is that a pardon is neat. And it's quick. President Obama could sign one today, no further fussing required. Or his successor can do it upon Inauguration, January 20, 2017.

Time is of the essence. Perhaps Jahar is in need of medical attention. He certainly needs some social conversation. And his family needs him. Recall that his grandaunt came to the US, but was not allowed to hug him. **Fathom it.**

Pardon is also the least expensive move for the taxpayer. By the way, when the FBI gets sued for brutality, as it often does, the payout comes from taxpayer money.

Change of Jurisdiction

The setting for this trial was the Moakley Courthouse of the United States District Court. Article III of the US Constitution provides for the existence of the Supreme Court but not for lower federal courts; these exist at the pleasure of Congress. See Article I, Sec 8, Clause 9. We find such courts handling the adjudication of “*federal law.*”

Thanks to anti-terrorism laws – whose constitutionality has hardly been tested – the bombing of the Marathon seems to be a federal crime. However, the murder of Sean Collier is a state crime. Massachusetts has jurisdiction.

Thus, Governor Baker can order a recall of the case to the state supreme court. Every Republican in Massachusetts should be screaming for this to happen.

The Writ of Error Coram Nobis

Forty-nine of the fifty states inherited English common law. The common law provides for a court’s error to be corrected by the original court, not by appeals. The method for this is the Writ of Error Coram Nobis.

Such a writ exists in the US unless a state has repealed it; Massachusetts has not. On February 29, 2016 I filed a petition for the writ in Jahar’s case. I received a postcard notification but no further reply. See Exhibit **N**.

This procedure makes sense. book describes it in detail. The point is that a court is sacred and no fraud must be connected with it. I am not referring to fraud committed by one party on another, but by court personnel.

In *Bulloch v. US* (1985), the Tenth Circuit Court said: “Fraud upon the court... is where ...the judge has not performed his judicial function, thus where the impartial functions of the court have been directly corrupted.”

In *Kenner v. C.I.R.* (1968), the Seventh Circuit Court said: **“A decision produced by fraud upon the court is not in essence a decision at all, and never becomes final.”**

How To Go on the Offensive in Jahar’s Case

Jahar can sue under the civil rights law for deprivation of his civil rights, and Katherine Russell can use the same law to sue for wrongful death of Tamerlan. See 42 USC 242: “Whoever under color of any law ... subjects any person to the deprivation of any rights ...”

The three-year statute of limitations is up but it should not start tolling until Jahar gets a chance to sue, and Katherine gets free of FBI harassment. At present she is suing the moviemakers of *Patriot’s Day* for defamation.

We can all go on the offensive in a more aggressive way by calling for the prosecution of the many persons who actually did commit the crimes related to the bombing of the Marathon. See Chapter 30. Warning: it’s hot.

Note: If you wish to see how easy it is for a member of the public to file a civil RICO, please see my *Fraud Upon the Court*, or write to me for a free copy. RICO refers to the Racketeer Influenced and Corrupt Organizations Act.

29. What Would Smart Bostonians Do Now?



The Public Garden -- Look at all our forebears did for us!

So we have a problem. Do ya reckon we can solve it? I don't see any reason why not. In the past, humans managed to overcome the woolly mammoth, the Roman Legions, belief in leprechauns, wife-beating husbands, husband-beating wives, and many other problems.

This is not to underestimate the challenge. A few of the features are enough to make anyone calculate a bad outcome.

Such as? Such as the amount of destruction of the environment that has already taken place. Such as the possibility that all national leaders are obeying one ruler! Or that hypnosis is being used on us wholesale, or that Dr Strangeloves galore are tampering with our very DNA.

But we can try to get on with it and not concentrate on the odds against us. In this penultimate chapter I'll just offer several methods for making some progress.

A Cornucopia of Law Devices

Starting with the Code of Hammurabi, and no doubt going back much earlier, nations and tribes have set up a definitive law for all to follow. That is a plain fact.

It is ridiculous to think that law is soon to disappear. Law is like an exoskeleton that supports and protects us. It's the only known method by which we can live peacefully and securely.

This book has presented a picture of the Marathon having been carried out by government – call it rogue forces in government if you don't want to call it government. The proof is in the way **the many officials and prestigious persons refuse to take up any conversation with those of us who point out the wrongs in the case.**

So now it's our turn to impose the law on them. What fun! And there are tons of existing laws we can use. I'm talking mainly about criminal law; we must punish them for their crimes against Jahar and against society.

The law has other paths we can use. For example, any **legislature** has the power to **subpoena** witnesses. Individuals have the right to seek **declaratory** relief, i.e., they can ask a court to say what the law holds. Aggrieved parties can sue for damages.

Frightened persons can ask for **restraining orders**. Cheaters can be made to disgorge themselves of ill-gotten gains, by using the (almost forgotten) court of equity.

Here I'll be interested in making arrests, not in merely getting someone sacked from a job. It's already very late in the day to be going after these criminals but that is because they were able to use their governmental positions to stymie our efforts to identify who was doing what to whom.

Government as the Enemy in the Courtroom

Here is a peculiar thing. We have normally thought of a courtroom as a place where two sides can have their say, and then their case will be impartially adjudicated. But for the last two decades or so, the government of the US, and of the states, intrudes its hand into criminal cases.

The role of the prosecutor always had the potential to be a sinister one, but this was kept in check. Nowadays a prosecutor knows no restraint. He or she can act with impunity. **This is a fabulous and little-noted conflict of interest!** Sure, the defense team could fight this, but they, too, are employed by government!

Does the defender, in this case Judy Clarke, look ahead to being promoted or remunerated in future cases according to how pleasing she is to the boss in the present case?

I can remember a time (1960s) when a defender who would lower the boom on the government would *thereby* earn a rise in status! So it is interesting to see the change.

Evidence in the Hands of the FBI

Another major conflict of interest has to do with evidence **adduced** (“brought forward”) **by the prosecutor**. Where did she get this material? From law enforcement persons, that is, the police, and from – wait for it – “investigators.”

At first glance that may seem OK; investigation is needed. But in a particular case – say Jahar’s – the “bureau” of investigation, the FBI, seems to have had a very large hand **in the committing of the crime**. So naturally it helps their “cause” to concoct such evidence as a confessional note written on a boat wall and a set of receipts for the purchase of five pressure cookers (dated January 2013). They had no name on them, by the way.

US Attorney Carmen Ortiz, in her role as prosecutor, adduced the receipts as evidence. These were “reportedly” discovered in Tamerlan’s wallet when he was captured. Probably the public took that to be proof of his having actually purchased those pressure cookers but it was a joke. It was a cash purchase attributable to no one.

I’ll pass over the fact that any proper Defender would grill the official who presented this particular exhibit. If I were she, I’d have done a big eye-roll and asked “Have you ever heard of a criminal saving incriminating evidence for three months for no good reason?”

The judge, too, got into the act – in an invisible way. He can, pre-trial, rule evidence as inadmissible – this is a very significant power. He also can rule some topics out of bounds. O’Toole made a decision that **Tamerlan’s motives** could not be discussed in court – despite the fact the defense “case” was that Jahar operated under Tam’s influence.

I’m not trying to analyze the evidence here. The foregoing is to make the point that there is quite a conflict of interest as the *background structure* of the trial. Thus, it would not be reasonable to expect justice to emerge.

And that’s without even going into the issue of the state ordering a **dramatic manhunt** as a way of magnifying the crime, and perhaps conditioning citizens for martial law.

How Can I Arrest Thee? Let Me Count the Ways

We must turn our eyes to the ones who did the bombing. They (allegedly) caused 3 deaths and 264 injuries including many that led to amputations. And a cop was murdered on the MIT campus three days later, Sean Collier. It would be ludicrous to say we should not bother hunting for the ones who did such things.

Who can “open a case” against them? As far as I know it is possible to:

- report them to police (that is, report that a crime was committed even if you are not sure of the identity of the perpetrators – surely you would do that of a pickpocket!)

- report the matter to a local court

- report the matter to the local Grand Jury

- report the matter to the District Attorney

- file a private prosecution.

But there are indirect ways also to “open a case.” One can go to court as a litigant, a party to a case:

- You can file for a restraining order against the bad guys

- You can file for declaratory relief (a moral ruling)

- “With leave,” you can sue the government for damages

- You can file a Civil Rico suit (discussed in Chapter 19)

- If your civil rights were affected, you can file under the federal civil rights law, per 42 USC 242 (as described in Chapter 28). Many states have similar laws; these specifically address police brutality and intimidation.

I am determined to show that the way to hang on to what we still have of “rule of law” is to practice it. Don’t listen to anyone who say Let’s throw it away and try a new system! Keep slogging away with what’s in place.

Consider again Judith Shklar’s words:

“What distinguishes most ... political trials is that they scorn the principle of legality, which, ideally, renders criminal law just. The judge will be subservient to the prosecution, the evidence false, the accused bullied, the witnesses perjured, and the rules of law and procedure ignored” -- *Legalism*, 1964

Shklar, author of many books, was an exceptional thinker, who died in Boston at age 64.

What a Patriotic Politician Could Do Now

Most folks look to their elected leader and wish he or she would be a good, helpful person with strong ideas. So if you know that description fits you, why not step forward?

In an earlier chapter I made some suggestions to Maura Healey as to what the state attorney-general (an elected position) could do. She could call a press conference and announce that Tamerlan was killed in custody.

I also pointed to a RICO prosecution. (The statute of limitations for that is, effectively, 10 years). I suggested to Governor Charlie Baker that he deal with Jahar by insisting that Sean Collier's murder was a state crime. He can pardon Jahar for that – as a way of “extraditing” him.

If Baker did not like that approach he could instead bring Jahar home to prosecute him for treason regarding Collier's death. There is precedent for that. And it is an *additional* crime, so no need for a tug-of-war with feds.

I now also point out that it is completely within the job description of the Massachusetts General Court (the state legislature) to set up an **investigation** of the Marathon. It is also within the power of the state to hold an **inquest**. To have an inquest about any of the deaths – Tamerlan, Martin Richards, Officer Dennis Simmonds – would enable the subpoena'ing of all sorts of witnesses.

I say if you are a person in *any* recognizably responsible position: a pilot? a principal of a kindergarten? a radio announcer? your speaking out would make things move.

Queen Elizabeth, in her Christmas message this year (2016), said that you can make a difference by going about your normal tasks well. I do not agree. These are extreme times and one needs to take extraordinary steps.

30. *J'Accuse*



Abu Ghraib – this is how we end up as a lawless culture.

Throughout this book I've been emphasizing punishment. It's not that I like that subject – I don't. But the happy life we enjoy is based on an understanding that everyone is under an obligation to make society operate well. That calls for disciplining those who would be lazy or who would actually scheme against their own group.

It looks like we have a lot of schemers today. See the photo of that female American soldier humiliating a prisoner? She did not invent it. She was trained to do that. If you are American you participated in her training.

You say you had nothing to do with it? Hrmph! That means you think there is no such thing as a society – that it's all just a bunch of individuals running amok.

Oh – you claim that you live your own good life and are self-sufficient? Nice try, but nobody is self-sufficient in a population of 300 million.

How did the tap water in your kitchen get into the tap? How did you learn to read? Won't you be calling the fire department if your house starts to burn down?

Using Tsarnaev's Case As Basis for Real Indictments

I am 99% satisfied that Jahar Tsarnaev had nothing to do with bombing the Marathon, killing MIT Officer Sean Collier, carjacking Danny's car, stealing Danny's money, shooting at cops, throwing IEDs at anyone, running over his brother, going into a house in Watertown for a pee, or making any confession to interrogators at the hospital.

That being so, we should look for the actual perpetrators. I'll sketch six crime scenes and ask who may be indicted.

Crime Scene 1: The Marathon finish line on April 15, '13. Some persons detonated a bomb that killed three: Martin Richard, age 8, Krystie Campbell, age 29, and Lu Lingzi, age 23, and injured 264 people, and damaged property.

Crime Scene 2: The MIT campus on April 18th around 10.20 pm. Officer Sean Collier was shot in his cruise car.

Crime Scene 3: The custody of FBI (wherever that happened to be located). After he was captured, unhurt, on Mt Auburn St Tamerlan Tsarnaev died.



*'Leaked' mortuary photo. Tamerlan Tsarnaev, RIP
[This picture, too, may have been photo-shopped.]*

Crime Scene 4: The yard of David Henneberry's house in Watertown, which contained his boat. Some combination of local and state police, FBI, and perhaps military,

shot 228 bullets at the boat on which they had ascertained that a warm body lay. When Jahar emerged from the boat someone allegedly attacked him with a knife.

Someone should be charged with the crimes of the shooting and the knifing. Both are attempted murder. There are laws against use of excessive force by authorities. To bring a criminal case would help the public find out if a shoot-to-kill policy exists. (And if it does, how to challenge that policy as unconstitutional.)

The 228 bullets may be said to have been necessary for the public welfare. This is contradicted by the fact that police say they suspected Jahar of carrying a bomb. Had police bullets hit the bomb an explosion may have harmed many people. In any case the knifing was unrelated to helping the public as Jahar was by then in captivity.

Crime Scene 5: The offices of media or others, including psychological operations planners who created the false story that has been used from the day of the event till now

Crime Scene 6: The Moakley Courthouse or other places where persons knowingly arranged to have an innocent person convicted of the Marathon bombing (and on whose account that man, Jahar, is to be executed).

Note: One can use the name **John Doe** in legal argument when one does not know the identity of the perpetrator or when it needs to be kept secret for the time being.

Massachusetts General Law, MGL

The MGL is divided into five parts. Part IV, ranging from Chapter 263 to 280, is about crime, punishment, and criminal procedure. You can easily look up any crime under Massachusetts law and you will see the definition and the applicable fine and/or term of imprisonment.

I shall now list some criminals and cite the legal penalties. What kind of charges can be brought against a bomber of the Marathon, and what punishment can a jury impose? It is easy to answer that by looking at two documents from Jahar Tsarnaev's case: the grand jury indictment and the jury's verdict. It was found that Jahar *murdered* Krystie Campbell by bombing. And murdered Collier by shooting.

The MGL stipulates the punishment for murder as life imprisonment; Massachusetts has no death penalty.

As for the alleged 264 other persons who were hurt by schrapnel on Boylston St, the person setting the bombs can be charged with grievous bodily harm. As for property damage, MGL Chapter 266, S 126A sets the penalty of 2 years imprisonment, and loss of driver's license for 1 year.

(Note: Judge O'Toole also ordered Jahar to pay \$101 million restitution. That's under federal forfeiture law.)

Regarding the killing of Tamerlan, this would be found to be a murder, unless information were brought forth to show *accidental* death. (Note: It's possible that the story of Tamerlan being run-over accidentally was proposed so that no court would have to discuss this awkward matter.)

It is worth looking at the murder of Ibraghim Todashev, by the FBI, to see how that event was reported to show the killer's actions as having been done in self-defense. It happened in Florida. That state could have, and should have, charged the FBI man with the crime of murder and let him tell his story. Self-defense is a defense in court.

Instead the FBI was allowed to conduct its own investigation and "cleared the man." Recall the maxim "*Nemo judex in causa sua debet esse*" -- no judge can be the judge in his own case. Maxims are not enforceable as such. But as

no case was brought, no one even got to bring up the *Nemo* point.

Out-of-State (Possible) Crime Scene: Virginia

Two special agents of the DoJ, Christopher Lorek and Stephen Shaw, worked in “hostage rescue”. It is rumored that they were killed because they saw Jahar’s throat being cut at the boat side. Moti Nissani mentions this in Exhibit E. Pretty serious stuff: it consisted of dropping the two men off a helicopter into the sea. “They died on impact.”

Note that we don’t know who ordered that murder, if it was a murder, so the person to charge would be the boss of the DoJ at that time (a month after the Marathon), namely Eric Holder. Possibly the state of Virginia could bring a case against a John Doe who organized the training episode in which Lorek and Shaw died.

Here again we see an issue of federalism and also a problem of the balance of powers within a state or at the federal level. The performers of much violence – some justified some not -- is done by government. How do you get an indictment against government? A remark on the government website of Massachusetts says:

The Attorney General’s Civil Rights Division enforces and safeguards Constitutional and statutory civil rights and liberties on behalf of Massachusetts residents and visitors and “may bring enforcement action.”

I mentioned in Chapter 28 that the family of Tamerlan can bring a federal lawsuit for police brutality under the Civil Rights law. In 1966 Congress passed civil rights laws that cover instances of racial or other discrimination and also protect everyone in the US against brutality committed “under color of law.” See 42 USC 242.

Note that the above quote from Maura Healey's office says visitors are protected, too. I assume a case can be brought by the elderly aunts of Jahar who were greeted at the airport by FBI and given the ankle bracelets for no apparent reason. They were *visitors*, not suspects. And the Attorney General herself can "bring enforcement action."

Now Back to Crimes Scenes 5 (Media) and 6 (Court)

Scene 5 harbors the persons who spread the false story. In my discussion of *The Boston Globe*, in Chapter 18, it was noted that lying is not a crime, but if *Globe* personnel helped plan the terror event they are accomplices to murder. (Punishment: prison for life.)

And who penned Jahar's confession on the boat wall? Someone did it. Yet he/she can't be charged with perjury.



I personally accuse Jeff Bauman of having only pretended that his leg amputation postdates the Marathon. (It *pre*-dated it, as he is clearly seen lying on the ground holding onto a large thigh covering, into which is built a bloody femur and no fibula). Note: I can be sued for accusing a person of a crime –but he did not commit a crime by “play-acting.”

Possibly he committed the crime of fraud in connection with his “fund.” I see there was a prosecution of a girl who falsely claimed she was injured at Marathon and tried to get money. I bet her case was fake intended to show that someone somewhere is guarding the truth, and that the legitimate fund-collectors are not to be criticized.

Scene 6, My Accusations

Now we turn to Crime Scene 6. This book has been focusing on the court. I had recently researched two other cases -- the Port Arthur massacre and the Sydney siege -- so was acutely aware of how the bad behavior of courts is a giveaway as to the guilt of government.

Maybe the murders in Crime Scenes 1 to 4 above are more terrible than the crimes performed in court. But my focus is on the way a lack of justice is killing us all. Please see the list of "*crimes against justice*" written by Sir William Blackstone's in 1769. Wow. It is Exhibit L below.

Blackstone notes that a conspiracy to falsely accuse an innocent man used to carry an odd punishment. Namely, the aggrieved party (say, Jahar) would be granted a "villainous judgment." That meant he could go to the property of his harmers and have "their lands wasted, their houses razed, and their trees rooted up."

As far as the crimes of Scene 6 (Court) are concerned, I personally accuse Danny of perjury. He changed his story so many times that it can't be true. I must likewise accuse anyone who suborned his perjury. I take that to be the prosecutor, Carmen Ortiz.

I accuse US Attorney General Loretta Lynch of arranging for potential defense witnesses, such as Silva and Dias, to be imprisoned so the public could not communicate with them as to Jahar's innocence. Intimidating a witness is of course a crime. But Lynch committed further crimes of obstruction of justice by setting Silva up for drug crimes.

I accuse Lynch also of imposing SAM's on Jahar while in Supermax Prison. It is clear that her goal is to render him incommunicado. Not only does that offend his rights but is itself the crime of cover-up, is it not?

I accuse the first-name-only visitors to Russia (can you imagine), Charlene, Olga, Jane, who had the unmitigated cheek to tell the Tsarnaev family that they should go along with the conviction despite innocence. And Alicia.

Are those four ladies quite young? Do they think the rule is for them to obey the boss? Wrong. In law you don't get off the hook because you obeyed a superior. It is very pathetic if they think they "did the right thing." Ignorance of the law is no excuse, so they may end up in prison.

Recall that Uncle Dzhamaly met Alicia from the defense. "I asked Alicia to explain why the defense was not using in the court proceedings the commonly known facts of the non-involvement of the brothers. ...I [reminded her of] the necessity to involve all potential witnesses, whom under various pretexts the FBI had isolated, so that they are not allowed to testify in favor of the defendant."

Dzhamaly told Alicia he had documents proving Jahar's innocence and would bring them to court himself. She asked, "How do you intend to bring them into the USA?"

"At that time, US visas were supposedly being arranged. Alicia on the previous visit in February 2015 had collected from us the information, passport details and photos of me and my sister, Roza Tsarnaeva. Later, Alicia repeatedly consulted with us, saying "you will be able to travel." After my conversation with Alicia held on April 14, 2015 in Moscow, the Tsarnaevs were refused entry visas."

General Law of Massachusetts, Chapter 268 section 13 E: (b) Whoever alters, destroys, mutilates, or conceals a record, document, or other object, or attempts to do so, ... shall be punished, by a fine of not more than \$10,000, or by imprisonment for not more than 5 years...
--

See? The law contains all that is needed to sort things out.

RECAP OF CODIFIED LAW

FEDERAL: USC – UNITED STATES CODE

Treason -- 8 USC 2381

Obstruction of justice -- 18 USC 1501 03

Cover-up -- 18 USC 1519

Terrorism -- 18 USC 2332

Violation of civil rights -- 42 USC 242

RICO -- 18 USC 1961-68

STATE: MGL -- MASSACHUSETTS GENERAL LAW

Treason -- Chapter 264 section 2

Attempt to murder – Chapter 265 section 16

Subornation of perjury -- Chapter 268 section 2

Destroying property -- Chapter 266 section 126A

Intimidating witnesses, jurors – Chapter 268
section 13B

Violation of civil rights -- Chapter 12 section 11H
“said civil action shall be brought in the name of the
commonwealth”

Massachusetts statute of limitations is generally 3 years but
there is never a limit on the crimes of murder and treason.

Welcome to the Exhibits

(Don't miss E, Nissani; K, Davidsson; N, Maxwell)

- A. Comparing Two Boston Law Schools 187
- B. Marathon: the End of Fiction Writing 194
- C. Jahar Thanks His Lawyer and Apologizes 197

- D. Homeland Security Waiver Form 198
- E. Was Gladio at the Finish Line? 199

- F. Aunt Maret's Affidavit *en Español* 206
- G. Maret Tsarnaeva's Pro Se Argument 212

- H. Put Your John Hancock on This 221
- J. J Edgar Hoover's Taints 224

- K. A Real Expert on Terrorism 226
- L. What Would Blackstone Say? 233

- M. Instructions to Jury on Separation of Powers 238
- N. Petition for a Writ of Error Coram Nobis 242

- P. The Outrageous Verdict 248

Exhibit A. Comparing Two Boston Law Schools – Boston College and Suffolk (*published November 22, 2016*)



Suffolk, in the heart of Downtown *Boston College, in Newton*

One may wonder where the well-paid law professors stand on the issue of the Tsarnaev trial. If you have a son or daughter looking for a law school, I suggest you write to some of these prestigious persons and see how they feel about the Marathon travesty.

Below is a list of 56 professors at the Catholic law school of Boston College, and 77 from Suffolk. I'll give the Catholics first billing as I personally expect more from a religion-based academy. (We all have our little prejudices.)

If you get in touch with some of these professors, in regard to Jahar's conviction, please let us know. They have special expertise in, say, the rule about destroying evidence, or the ethics of pressuring an accused's family to obtain a guilty plea. They may offer guidance as to how jurors evaluate a witness who changes his story serially.

There are whole books written about those topics.

Below you will find the mission statement for each of the two schools. A faculty member today could re-read the mission statement and see if there is any fit.

Boston College Law School — Mission Statement

We search for opportunities to instill in our students the moral and ethical application of law. Our commitment is to foster new insights through research, to impart knowledge and to critically evaluate the role of legal institutions.

Boston College Law School – 56 Faculty Members:

Richard Albert, Associate Professor/
Alexis Anderson, Associate Clinical Professor/
Filippa Marullo Anzalone, Professor and Associate Dean for
Library and Technology Services/
Paulo Barrozo, Associate Professor/
Sharon Beckman, Associate Clinical Professor/
Mary Sarah Bilder, Professor/
Robert M. Bloom, Professor/
E. Joan Blum, Associate Professor of Legal Reasoning,
Research & Writing/
Mark S. Brodin, Michael and Helen Lee Distinguished
Scholar Professor/
George D. Brown, Robert Drinan, S.J., Professor of Law/
**R. Michael Cassidy, Professor and Faculty Director,
Rappaport Center for Law and Public Policy/**
Mary Ann Chirba, Professor of Legal Reasoning, Research
& Writing/
John C. Ford, S.J. Distinguished Scholar/
Daniel R. Coquillette, J. Donald Monan, S.J., University
Professor/
Scott T. FitzGibbon, Professor/
Frank J. Garcia, Professor of Law/
Jane Kent Gionfriddo, Professor of Legal Reasoning,
Research & Writing/
Kent Greenfield, Professor of Law
Dean M. Hashimoto, Associate Professor/

Frank R. Herrmann, S.J., Associate Professor/
Ingrid Michelsen Hillinger, Professor/
Mary Holper, Associate Clinical Professor; Director,
Immigration Clinic/
Kari Hong, Assistant Professor/
Renee Jones, Professor/
Gregory A. Kalscheur, Dean, Morrissey College of Arts and
Sciences, Associate Professor/
**Daniel Kanstroom, Professor of Law & Thomas F.
Carney Distinguished Scholar, Associate Director of
the BC Center for Human Rights & International
Justice/**
M. Cathleen Kaveny, Darald and Juliet Libby Professor/
Elisabeth Keller, Associate Professor of Legal Reasoning,
Research & Writing/
Ken I. Kersch, Department of Political Science/
Thomas C. Kohler, Professor/
Joseph P. Liu, Professor/
Daniel Lyons, Associate Professor/
Ray D. Madoff, Professor/
Patricia A. McCoy, Liberty Mutual Insurance Professor of
Law/
Judith A. McMorrow, Professor/
Alan Minuskin, Associate Clinical Professor/
David Olson, Associate Professor of Law/
Lynnise E. Pantin, Clinical Associate Professor/
**Vlad F. Perju, Associate Professor of Law/
Director, Clough Center for the Study of Constitutional
Democracy/**
Zygmunt J.B. Plater, Professor/
**Diana C. Pullin, Professor Educational Leadership and
Higher Education Department**
Brian JM Quinn, Associate Dean for Experiential Learning,
Associate Professor of Law/
James R. Repetti, William J. Kenealy, S.J., Professor/

Diane Ring, Professor/

James Steven Rogers, Professor/

**Vincent D. Rougeau, Dean [From the dean's website]:
Boston College and its Law School are rooted in the
Jesuit, Catholic tradition of intellectual excellence and
service, and seek to promote the integration of faith
and justice through curricular offerings and
extracurricular projects.**

Evangeline Sarda, Associate Clinical Professor/

Francine Sherman, Clinical Associate Professor; Director,
Juvenile Rights Advocacy Project/

Natalya Shnitser, David and Pamela Donohue Assistant
Professor/

Mark Spiegel, Professor/

Judith B. Tracy, Associate Professor of Legal Reasoning,
Research & Writing/

Paul R. Tremblay, Clinical Professor of Law/

Catharine Wells, Professor/

Herbert P. Wilkins, Huber Distinguished Visiting Professor
A.B., LL.B., Harvard University/

David A. Wirth, Professor/

Norah Wylie, Visiting Assistant Professor of Legal
Reasoning, Research & Writing/

Alfred Chueh-Chin Yen, Professor and Associate Dean

Katharine G. Young, Associate Professor of Law

Suffolk's Mission Statement

Suffolk University is a talent catalyst that recognizes and develops student potential. Leveraging our location in the heart of Boston, our faculty, staff, and alumni work together to provide a student-centered experience. This diverse community builds on its dedication and excellence in education and scholarship to empower graduates to be successful locally, regionally, and globally.

Suffolk College of Law — 77 Faculty Members

Hilary J. Allen , Associate Professor of Law
Marie Ashe, Professor of Law
R. Lisle Baker, Professor of Law
Andrew Beckerman-Rodau, Professor of Law
Virginia Benzan, Immigration Clinic Fellow
William Berman, Clinical Professor of Law
Carter G. Bishop, Professor of Law
Karen Blum, Professor of Law
Eric Blumenson, Research Professor of Law
Sarah Boonin , Associate Clinical Professor of Law
Barry Brown, Professor of Law
Stephen J. Callahan, Professor of Law
Rosanna Cavallaro, Professor of Law
Gerard J. Clark, Professor of Law
Meredith Conway, Professor of Law
Frank Rudy Cooper, Professor of Law
William T. Corbett, Professor of Law
Rebecca Curtin , Assistant Professor of Law
David C. Dearborn, Associate Clinical Professor of Law,
Sabrina DeFabritiis, Professor of Legal Writing
Sara A. Dillon, Professor of Law
Victoria Dodd, Professor of Law
Steven M. Eisenstat, Professor of Law
Kathleen C. Engel, Research Professor of Law
Valerie C. Epps, Research Professor of Law
Bernadette Feeley, Clinical Professor of Law
Steven Ferrey, Professor of Law
Joseph Franco, Professor of Law
Shailini Jandial George, Professor of Legal Writing
Christopher Gibson, Professor of Law
Joseph W. Glannon, Professor of Law
Dwight Golann, Professor of Law
Lorie M. Graham, Professor of Law

Marc D. Greenbaum, Professor of Law
Janice C. Griffith, Professor of Law
Leah Chan Grinvald , Associate Professor of Law
Stephanie Roberts Hartung, Professor of Legal Writing
Stephen C. Hicks, Professor of Law
John Infranca, Assistant Professor of Law
Diane S. Juliar, Clinical Professor of Law
Philip C. Kaplan, Associate Professor of Academic Support
Maritza Karmely, Associate Clinical Professor of Law
Bernard V. Keenan, Professor of Law
Rosa Kim, Professor of Legal Writing
Charles P. Kindregan, Professor of Law
Renee M. Landers, Professor of Law
Jeffrey Lipshaw, Professor of Law
Stephen Michael McJohn, Professor of Law
Elizabeth M. McKenzie, Professor of Law
Kim McLaurin, Associate Dean for Alumni and External Affairs and Clinical Professor of Law
Samantha A. Moppett, Professor of Legal Writing
Russell G. Murphy, Research Professor of Law
Sharmila Murthy, Assistant Professor of Law
Camille Nelson, Professor of Law
Dyane O'Leary, Assistant Professor of Academic Support
Bernard M. Ortwein, Professor of Law
Marc G. Perlin, Professor of Law

Andrew M. Perlman, Dean and Professor of Law

Note for Dean, from Suffolk' website:

Core Values: Suffolk University believes in the integration of civic engagement and service learning throughout the curriculum to foster the development of responsible global citizens. We are committed to acting ethically, professionally, and collaboratively.

Richard G. Pizzano, Professor of Law

Jeffrey Pokorak, Vice Provost for Faculty and Curriculum, Professor of Law

Anthony P. Polito, Professor of Law

Herbert N. Ramy, Director and Professor of Academic Support

Elbert L. Robertson, Professor of Law

Marc A. Rodwin, Professor of Law

Charles E. Rounds, Jr, Professor of Law

Michael Rustad, Thomas F. Lambert Jr. Professor of Law

Ilene Seidman, Associate Dean for Academic Affairs and Clinical Professor of Law

Ragini Shah, Associate Clinical Professor of Law

Patrick Shin, Associate Dean for Academic Affairs and Professor of Law

Linda Sandstrom Simard, Professor of Law

Elizabeth Z. Stillman, Associate Professor Gabriel H.

Teninbaum Professor of Legal Writing

Kathleen Elliott Vinson Professor of Legal Writing

Jeffrey D. Wittenberg, Professor of Law,

David C. Yamada, Professor of Law

Note: the above mission statements can't hold a candle to what **Northeastern** Law promises on its website:

“Our mission — to fuse theory and practice with ethical and social justice ideals.... [We help] reflect critically upon law and its impact on individuals, enterprises, and communities. We value intellectual inquiry, critical thinking, vigorous exchange and testing of ideas. We are devoted to the pursuit of social justice. We believe we have an obligation to advocate for individuals and groups who are underrepresented, less powerful or less economically secure domestically and abroad.”

Holy cow!

Exhibit B. Marathon and the End of Fiction Writing

by **Montse Alarcón Flix** (published April 14, 2016)



Dante's Divine Comedy: The Inferno

When I learned that aspects of the Marathon bombing are pure fiction, my first thought was that the professional writers of fictional stories in English language should sue the US government for interfering in their profession!

I'm a writer of fictional stories in Catalan. I have 11 completed books, mostly unsold. I am, or was, a compulsive reader, mainly of fiction. When I was 14, I had the card number 100 of the public library in my town, a city of more than 50,000 people. (Even the number 100 is high; they didn't accept my first request submitted before age 14). Eventually I became a registered user of many public libraries in Europe.

I have read most of the Greek classics, such as Aristophanes, and Latin ones of Petronius, Ovid, etc. I have read most of the representative books of the entire field of literature. I can read Catalan and Spanish (ancient and modern), some ancient Latin and Greek, Italian, a little of French, and now also English — thanks to Jahar Tsarnaev.

I have read all of Dostoyevsky. I felt outraged when I ended reading the hundreds of pages of *The Brothers Karamazov* and then, asking at the library for the continuation, was told

that Dostoyevsky died leaving the book unfinished. How could any writer die while writing such a great work!

Dying shouldn't be allowed to inspired artists! Weren't the geniuses immortal? I thought it was irresponsible to leave the reader in the middle of such intricate theological doubts and arguments as he did!

Of course I've read Dante several times, in three languages, the richest translation being the one in Catalan. I've read all of Kafka's oeuvre. His *Metamorphosis* is, in my opinion a book infinitely less decisive than *The Trial*, which inspired me to write an article in defense of Jahar.

I confess that I've even indulged in pieces by Ralph Hornsby and Corin Tellado! I mean I'm the kind who will read anything printed in a book or similar. But since the Boston hoax, I stopped reading fictional stories — and writing them. Despite my media exposure being low compared to others (as I haven't seen TV for many years), I got to the point where I felt saturated with bad and bizarre fiction.

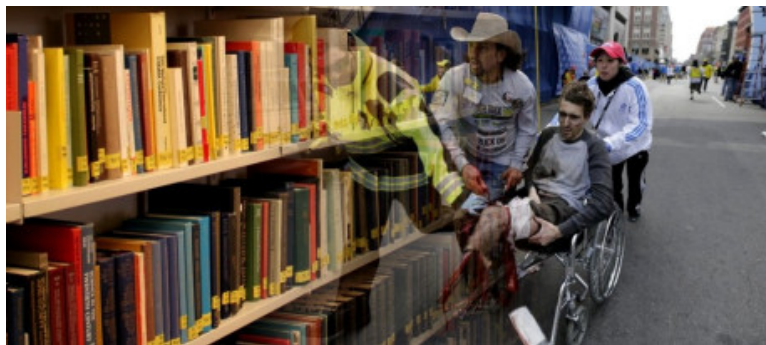


Photo adapted from <http://pens.iguanasell.com>

Media's lack of contact with reality, and particularly the toxicity of the Marathon case, maimed my once notable capacity for digesting reality through written fiction.

Why would anyone read Kafka when we find every day kafkian arguments in our newsfeed? Why would anyone read Orwell when we are living in an already Orwellian world?

Why read Dante when we have on the news a Dante scene of people without legs, with all the falsification of a case against Jahar. Why would anyone be interested in any story by a really talented writer of fiction when our entire reality has been subverted to become a bad fiction?

Our intelligence has been mistreated to the point where we are unable to distinguish fiction from news (or if you're still able to distinguish it, you're not allowed to point out the difference).

Then you have no other option than to stop buying "real fiction" because you are being force-fed "fictional reality." That's the reason I thought that writers of fiction in English should sue the US government for professional interference by their promotion of the lies of the Boston Marathon.

It is thanks to Jahar that I've had to learn English. I look forward to talking with him one day when he gets freed.

Muchas gracias to Montse Alarcón Flix for providing, in Exhibit F, the Spanish version of the affidavit sent by Jahar's Aunt. She has also posted a copy in Catalan at the website GumsboeNews.com. Email her at: mairu.gore at gmail.com. -- MM

Postscript from Montse:

The strange thing is that people who see the videos of the faking of injuries still believe in the possibility of the coexistence of both fake and real victims on the ground. They believe it as an act of faith like believing in Santa Claus.

The fake victims perfectly identified as such remain on the scene after the police "controlled" the situation. They act with complete freedom, without any interference from law enforcement and even with their active collaboration. No police in the world would support the staging of fake victims in a place where there were real victims. The fact that we have some official "victims" identified as fake is reason enough to state safely that there weren't real victims.

Exhibit C. Jahar Thanks His Lawyers and Apologizes

THE COURT: All right, Mr. Tsarnaev.

THE DEFENDANT: Thank you, your Honor, for giving me an opportunity to speak. I would like to begin in the name of Allah, the exalted and glorious, the most gracious, the most merciful, “Allah” among the most beautiful names.

... I would like to first thank my attorneys, those who sit at this table, the table behind me, and many more behind the scenes. **They have done much good for me, for my family. They made my life the last two years very easy.** I cherish their company. They’re lovely companions.

I would like to thank those who took time out of their daily lives to come and testify on my behalf despite the pressure. I’d like to thank the jury for their service, and the Court. The Prophet Muhammad, [said] if you are not merciful to Allah’s creation, Allah will not be merciful to you, so I’d like to now apologize to the victims, to the survivors.

After the bombing, which I am guilty of — if there’s any lingering doubt about that, **let there be no more.** I did do it along with my brother — I learned of some of the victims. I learned their names, their faces, their age. And throughout this trial more of those victims were given names, more of those victims had faces, and they had burdened souls.

Now, all those who got up on that witness stand and that podium related to us — to me — I was listening — the suffering that was and **the hardship that still is,** with strength and with patience and with dignity. You told us just how unbearable it was, how horrendous it was, this thing I put you through.

I also wish that four more people had a chance to get up there, but I took them from you. [“Four” means he killed Sean Collier, too.] -- This above is heavily abridged. -- MM

Exhibit D. Homeland Security Dep't Waiver Form 68

FEMA Homeland Security Emergency Exercise, April 30 2013

1. The day will be long and tiring. You need to be at the site by [time], and you will probably not finish until after [time]. If you have any health concerns or medical conditions, please tell [Actor POC] before the start of the exercise. Health or medical concerns will not necessarily disqualify you from participating.
2. If you are not age 18 and are not in the military, parental permission is required to participate.
5. Be on time! Please do not arrive late. It is difficult to begin the exercise if actors are not in place. Volunteers transported to hospitals will be given a snack before being returned to the exercise site.]
6. Wear layers of old clothes, clothes that can be removed and a bathing suit underneath. Wear clothes that you do not mind getting wet, dirty, stained, or torn. Jewelry will be removed during the decontamination process, bagged, and given to you to carry through the decontamination line.
7. There will be no place to keep personal belongings. Bring your driver's license, keys, and a sense of humor. Do not bring cameras, jewelry, items you don't want to get wet, large sums of money, or uninvited friends or volunteers.
8. Don't overact. When you arrive at the exercise site, you will be **assigned an injury** or role and will be briefed about your roles and what will happen during the exercise. If you are assigned the role of a psychologically distressed person, please act upset, not out of control. [Emphasis added]
9. If you get hurt or have a real problem, say "This is a real emergency" to tell exercise staff you are not just acting.

On behalf of [Agency/Jurisdiction] and all of the participants in the exercise, thank you for volunteering. Our community will be better prepared to face challenges in future.

Exhibit E. Was Gladio at the Finish Line?

by Moti Nissani, PhD (first published at Veterans Today website)

Everyone agrees that the Gladio-Europe Conspiracy had been a Syndicate-sponsored terror campaign falsely attributed to left-wing terrorists. This raises the possibility that contemporary terror is likewise Syndicate-sponsored.

To quote Jim Sinclair: “The only means of being able to protect yourself will be to understand the answer to the question, ‘What is the final end game for the most powerful families that are in fact running countries and markets?’”

One month after the April 2013 Boston Marathon explosions, Richard Cottrell, an expert on Gladio-Europe, wrote:

“In the 1960’s through to the 1980’s NATO’s Gladio secret armies with their consorts in organized crime and among extreme right organizations carried out what became known as the ‘Strategy of Tension.’ . . . to convince Europeans of the ‘enemy within’ – sleeping communist cells bent on overthrowing the established system.”

Gladio continues nowadays in dozens of countries. Below, some salient characteristics of government-sponsored terror will be illustrated with just one recent example of an officially-designated act of terror -- the April 15, 2013 Marathon.

The government moved to pin these two senseless explosions on two ethnically Chechen brothers, living in Boston. By April 18, 2013 the older brother, Tamerlan Tsarnaev, was captured and killed. A day later his younger brother, Dzhokhar Tsarnaev, was captured and injured.

TEN FAMILIAR PATTERNS

1. Warnings and omens of impending terror are ignored

Acts of terror involve meticulous preparations. Often, someone not privy to their true authorship notices them and alerts the government. Such alarms are invariably ignored:

Would Al Capone heed alerts that someone was planning to kill one of Al Capone's lieutenants, when that someone was Al Capone himself?

We now live in a land where a careless joke can bring upon you the wrath of the Cheka. So you would naively expect the death squads (e.g., FBI) to jump out of their bulletproof vests when informed by reliable sources that someone is contemplating blowing up an airplane or two. And yet, they hardly ever react.

In Boston, advance warnings about Tamerlan Tsarnaev came in fast and furious, including two Russian wake-up calls. The Saudi dictatorship practiced what they preached and denied an entry visa to the elder Tsarnaev brother in December 2011, when he hoped to make a pilgrimage to Mecca.”

He was allowed to fly out of the USA, attend a CIA-sponsored militant conference in Russia, and then was welcomed back to America -- no questions asked.

2. The Syndicate enjoys a suspiciously-stellar record of identifying and apprehending terrorists.

The Syndicate typically knows who the perpetrators of terror are within days and it is astoundingly successful in capturing or killing them. Did Sherlock Holmes ever solve a crime in three days?

When it comes to identifying the killers *of friends of humanity*, the bankers invariably fail to notice that a crime has been committed. We shall set aside here the bankers' ineffectuality in ever noticing their own, gargantuan, financial crimes, or massive drug laundering operations, and shift our gaze to the deaths of people they deem inconvenient but influential.

To this day, the bankers fall short of explaining the premature deaths of numerous union strikers and ordinary black folk, influential anti-fascist, one-of-a-kind persons. Examples:

Major-General Smedley Butler at age 58; enemy of the Federal Reserve (that is, enemy of the Rothschilds, Rockefellers, and related banking families)

Congressman Charles August Lindbergh Sr., 65,
his grandson Charles August Lindbergh Jr., 20 months;
Louis McFadden, enemy of the Federal Reserve and powerful
congressman, 60
Pat Tillman, ex-footballer and opponent of Iraq's neo-
colonization, Army Ranger, 24
Gary Webb, "Dark Alliance" journalist, 49
Mark Pittman, financial muckraking journalist, 52
Michael Hastings, Pentagon Generals and CIA's nemesis,
journalist, 33
Aaron Russo, Nick Rockefeller's nemesis movie producer, 64;
Walter Reuther, union leader, 62
journalist and would-be senator John Fitzgerald Kennedy Jr.,
38;
anti-poverty and anti-war crusader Martin Luther King, 39,
peace-loving Senator Paul Wellstone, 58,
peace-loving folksinger Phil Ochs, 35
peace-loving Jamaican singer Bob Marley, 36 -- and thousands
other unsolved murders of our heroes.

In Boston, it took four days or less to proceed to murder one
of the new suspects -- Tamerlan Tsarnaev -- and shoot, slash
the throat of, and almost kill, the other Dzhokhar (Jahar)
Tsarnaev.

3. No getaway plans

A related telltale sign focuses on the terrorists themselves.

We are not talking theory of relativity here, but elementary
common sense: She develops a getaway plan, plants the
bombs, and escapes -- preferably long before they blow up.

In Boston too, the "terrorists" didn't try to vanish until -- to
their surprise and shock -- they realized they were the wanted
killers. On the first three days between the explosions and his
capture, Jahar appeared relaxed, worked out, partied, and
attended classes.

4. No disguises

It is common knowledge that criminals and revolutionaries, in
an effort to dodge capture and retribution, often assume an

identity or appearance radically different from their own. Gladio-USA “terrorists” rarely if ever bother to change their appearance. We must therefore conclude that all Syndicate-designated terrorists are suicidal, morons -- or scapegoats.

5. Doctoring the crime scene and evidence

The perpetrators of every single incident of the Gladio-USA Conspiracy **control the crime scene and evidence**, and are thus in a position to make it fit their fictional narrative.

This point is so straightforward, one example from Boston should suffice. Tamerlan’s autopsy was performed by Syndicate agents, thereby permitting the government to come to whichever conclusion suited its interests.

6. Disproportionate quasi-military response to officially-designated terror

Once the bankers’ marionettes designate a tragedy as a “terror” incident, the physical response on the ground is out of proportion to the magnitude of the incident. Hence, one must surmise that the goal is not to protect the public or capture criminals. It must be **to reduce the number of eyewitnesses to what is actually taken place....**

7. Denying “terrorists” the opportunity to meaningfully defend themselves

In high profile cases there is the conundrum that people still vaguely remember the days when the accused could at times defend himself. With Gladio-USA, since the accused is typically a fall guy, the Syndicate is stuck with an uncomfortable dilemma of losing face by trampling over vestiges of judicial norms, or risking embarrassment by letting the fall guy tell his side of the story.

The solution: Silence him, so that his version is never heard. You “classify” the trial itself; deny him a civilian or jury trial -- or any trial at all. If nothing works, you have long ago mastered the techniques of suiciding or killing him.

The Syndicate’s stooges tried to kill the unarmed 19-year-old. According to one death squad (SWAT) team member at the

scene, Dzhokhar's throat was cut with a knife, leading the Israeli chief of the hospital where he was being tortured to the view that Dzhokahr "may never speak again."

And what about Dzhokhar's multiple, bizarre, alleged confessions, you might ask? Under no-holds-barred physical and mental torture you can get anyone to admit to anything. Chase down Evelyn Rothschild with 9,000 heavily-armed brawny yes-sayers, slash his throat, and then subject him to a 16-hour-interrogation accompanied by mental and physical torture.

In that case, I can assure you, said Rothschild will not only admit to engineering global chaos, millions of deaths, needless hunger for billions of human beings, and environmental cataclysm, but to taking out Mayer Amschel Rothschild, the founder of the dynasty who died long before Evelyn was born (and whose draconian child-rearing modus operandi, by the way, imprisons his unfortunate descendants to this very day).

8. Disappearances

In the case of Officer Collier, we can see that the script was rewritten after most people stopped paying attention. Early reports left the impression that Collier had some kind of active interaction with his killers.

One of the first officers to arrive at the scene of Sean Collier's mysterious and serviceable murder, Richard Donohue, was himself a cop and a close friend of Collier. "A few hours later, he would be critically wounded in the Watertown shootout with the Tsarnaev brothers."

On May 17, 2013, two members of the FBI's elite counter-terrorism unit "fell" from their helicopter, and died, during a training exercise. The perceptive reader would not be surprised to learn that these two men belonged to the team that "was involved in the arrest of Dzhokhar Tsarnaev."

Let us consider that their fatal fall may have been because they disapproved of the cutting of Jahar's throat. The following is

from fbi.gov concerning Christopher Lorek , born 1971:



“On **May 17, 2013**, the FBI’s Hostage Rescue Team (HRT) was conducting a helicopter-based, maritime counterterrorism training exercise off the Atlantic coast near Virginia. Special Agent Chris Lorek and his training partner, Stephen Shaw, were participants in this exercise, which included HRT operators fast-roping from their helicopter onto the deck of a ship. During the exercise, **the helicopter encountered in-flight difficulties**, resulting in corrective action to maintain control of the helicopter.

“The sharp banking and rapid movement caused both SA Lorek and SA Shaw to be thrown from the rope to the water. Both agents were transported to a nearby hospital, where they succumbed to their injuries.”

Dave Lindorff recounts his attempts to obtain information about the suspicious private military contractors working the Marathon -- only to hit a brick wall. Somebody hired them, but no one anywhere would tell him who and why.

9. “Exercises”

Long before the 2013 Boston Marathon, the government was planning for a “massive police exercise” to take place on June 8-9, 2013. The exercise “funded by a \$200,000 Homeland Security grant,” would have involved a “terrorist group prepared to hurt vast numbers of people around Boston” by leaving “backpacks filled with explosives.”

“The basic plot was this: [The fake terrorists] . . . would plant hoax devices.” “Months of painstaking planning had gone into the exercise.” “Officials from a dozen agencies had been

meeting for months to plan the scenario. They behaved much like movie producers, recruiting students from Northeastern University and the Boston Police Academy to play the parts of terrorists and witnesses.”

Until 1999, Tamerlan and Dzhokhar’s uncle Ruslan was married to the daughter of a high-ranking CIA operations officer. Ruslan had worked for companies with ties to Haliburton. Tamerlan’s wife is said to be the granddaughter of Richard Warren Russell, Skull and Bones member and entrepreneur in the energy industry.

“Officials now claim that Dzhokhar Tsarnaev was unarmed as he hid in a boat in Watertown. This new version contradicts (i) Boston Police Commissioner’s account of hour-long firefight with Tsarnaev, (ii) a *New York Times* report that an ‘M4 rifle had been found’ on the boat where he was hiding, and the (iii) claim that “Tsarnaev shot himself onboard.”

Conclusion. You may ask: Will the terror continue? My answer: Will the sun rise tomorrow? Will the international bankers steal from you? Will the bankers, via their governments and media messenger boys, continue to lie about inflation, unemployment, gold prices, imperial wars budget, *causus belli* -- and everything else?

Will they go on treating their own soldiers, police, and assassins in line of duty, wounded, or dead, with indifference and contempt? Will they continue to call their drug-running operations “the war on drugs?” Will they continue to call their war on the American middle class and the poor “free trade agreements?”

Will they go on murdering influential American dissidents? Will they keep doctoring the past, warping the present, and robbing our grandchildren of their future? Of course they will—unless we forcibly remove them from power.

-- *Moti Nissani was born in Jerusalem and obtained his PhD in Genetics from University of Pittsburgh. He has taught Interdisciplinary Studies at Wayne State University since 1992.*

Exhibit F. Aunt Maret's Affidavit, Spanish translation

Original in English is at the website of Paul Craig Roberts.

Please share this with Spanish-speaking Bostonians -- MM

Evidencias del FBI prueban la inocencia del acusado del atentado de la Maratón de Boston Dzhokhar Tsarnaev.

Agosto 17, 2015 Paul Craig Roberts He sido contactado por el abogado John Remington Graham, un miembro en activo del Colegio Supremo de Minnesota y del Colegio de los Estados Unidos



John Remington Graham, Maret's pro bono lawyer

Me informa de que actuando a favor de Maret Tsarnaeva, la tía de los acusados hermanos Tsarnaev y ciudadana de la República del Kirguistán donde está habilitada para ejercer la abogacía, él la ha asistido en la presentación ante el Juzgado de Distrito de Boston de una moción *pro se*, que incluye un argumento de *amicus curiae*, y un informe propio. El juez que preside la causa ha ordenado que esos documentos sean incluidos en el sumario del caso para que se hallen públicamente accesibles. Los documentos son reproducidos al final de este artículo.

Los documentos argumentan que sobre la base de las evidencias proporcionadas por el FBI, no hay lugar para la imputación de Dzhokhar Tsarnaev. Las evidencias del FBI concluyen claramente que el artefacto estaba en una bolsa negra, pero las fotografías usadas para establecer la presencia de Dzhokhar en la Maratón le muestran llevando una bolsa blanca. Además, la bolsa no tiene la apariencia pesada y abultada que tendría una bolsa que contuviese una bomba. Como los lectores saben, yo había sospechado del atentado de la maratón de Boston desde el principio. Parece obvio que ambos hermanos Tsarnaev sufrieron sendos intentos de asesinato en supuestos tiroteos con la policía, como los supuestos perpetradores en el asunto de Charlie Hebdo en París. Muertes convenientes en

tirotesos son aceptadas como indicios de culpa y resuelven el problema de juzgar a inocentes chivos expiatorios.

En el caso de Dzhokhar, su culpabilidad no fue establecida mediante evidencias sino mediante acusaciones, por la traición de la abogada pública que el gobierno asignó a su defensa, Judy Clarke, quien proclamó la culpabilidad de Dzhokhar en la declaración de apertura de la “defensa” del caso, por una supuesta confesión, evidencia de la cual nunca ha sido proporcionada, escrita por Dzhokhar en una embarcación en el interior de la cual el malherido joven yacía moribundo hasta que fue descubierto por el dueño de la misma y hospitalizado en estado crítico.

Siguiendo a su convicción por su abogada defensora, Dzhokhar supuestamente confesó otra vez en términos jihadistas. Como los estudiantes de leyes han sabido durante siglos, las confesiones no son dignos indicios de culpa.

Dzhokhar no fue convicto sobre la base de las evidencias. En mi interrogatorio a John Remington Graham, he concluido que a pesar de 48 años de activa experiencia en justicia penal, tanto en el papel de fiscal como en el de abogado defensor, le resultó extremadamente chocante la malversación legal del caso Tsarnaev. Como Graham se está acercando al final de su carrera, está deseoso de hablar claro, pero no ha podido encontrar un solo licenciado en el estado de Massachusetts que se prestase a respaldar su comparecencia ante el Juzgado del Distrito Federal de Boston.

Ello me dice que el miedo a las represalias ha extendido su alcance al sistema judicial y que la América que conocimos donde la ley protegía a la gente ya no existe.

Aquí está el Informe de Maret Tsarnaeva:

“ Informe de Maret Tsarnaeva concerniente al caso de Dzhokhar Tsarnaev Consciente de que este informe puede ser presentado o despachado como un ofrecimiento de prueba con su autorización en procesos públicos contemplados por la ley de los Estados Unidos de América y en aplicación del Título 28 del Código de los Estados Unidos, Sección 1746, Maret Tsarnaeva comparece y declara:

Soy la tía paterna de Dzhokhar Tsarnaev que ha sido procesado por el Juzgado de Distrito de Massachusetts de los Estados Unidos en

imputación confirmada por un gran jurado el 27 de Junio de 2013, por causar una de dos explosiones en Boylston Street en Boston el 15 de Abril de 2013. En el cargo por conspiración, son mencionados algunos otros actos de manifiesto mal proceder. Tal como yo entiendo la acusación, si Dzhokhar no llevó ni detonó un artefacto explosivo improvisado o bomba en una olla a presión como se pretende, los treinta cargos fallan, aunque tal vez otras interrogantes persistan quedando pendientes de resolución, sobre las cuales no ofrezco comentario aquí, y que deben ser sujetas a las garantías de un debido proceso judicial, dentro de la jurisdicción de la Commonwealth de Massachusetts.

Actualmente estoy viviendo en Grozny, la capital de Chechenia, que es una república de la Federación Rusa. Mi bagaje académico incluye estudios completos en un programa de cinco años de la Facultad de Leyes de la Universidad Estatal de Kirguistán, también poseo el master de leyes (LL.M), enfocado a leyes de seguridad, expedido por la Universidad de Manitoba cuando vivía en Canadá. Estoy cualificada para ejercer la abogacía en Kirguistán. Manejo con fluidez el Ruso, el Checheno y el Inglés y otras lenguas me son familiares. Estoy dispuesta a testificar bajo juramento en procesos públicos en los Estados Unidos, si mis gastos son cubiertos y si mi seguridad personal y el derecho a regresar a mi hogar en Chechenia son asegurados adecuadamente por adelantado.

Al margen de otras anomalías y otros aspectos del caso sobre los cuales no hago comentarios aquí, tengo conocimiento de varias fotos, en las cuales el Federal Bureau of Investigation (FBI) ha confiado como medio de prueba, o de evidencias que su laboratorio criminal ha producido, y algunas otras publicaciones de material. En conjunto, todo ello muestra claramente que Dzhokhar no llevaba una gran mochila de nylon negra con un rectángulo blanco marcado en la parte superior, y conteniendo una pesada bomba en una olla a presión, poco antes de las explosiones en Boston el 15 de Abril, 2013, como pretende el FBI y se contempla en la atribución de ambas explosiones. Por el contrario, esas fotos muestran inequívocamente que Dzhokhar llevaba sobre su hombro derecho una mochila predominantemente blanca que era

de peso ligero, y no se apreciaba abultada o hundida como habría sido evidente si esta hubiese contenido una pesada bomba en una olla a presión. La única conclusión razonable es que Dzhokhar no fue el responsable por ninguna de las dos explosiones en cuestión.

Aproximadamente entre el 20 y el 21 de Junio de 2013, durante su primer viaje a Rusia, que duro unos diez días más o menos, Judy Clarke y William Fick, abogados de la oficina de defensores publicos de Boston, visitaron a mi hermano Anzor Tsarnaev y a su esposa Zubeidat, respectivamente el padre y la madre de Dzhokhar. El encuentro tuvo lugar en casa de los padres de Dzhokhar en Makhachka que se encuentra adyacente a la república de Chechenia, y a unas tres horas en coche de Grozny. Mi madre, mi hermana Malkan, y yo estuvimos presentes durante este encuentro. Zubeidat habla un inglés aceptable. El señor Fick habla Ruso con fluidez.

Dejando a un lado otros detalles de la conversación el junio 20-21, deseo destacar lo siguiente:

- - Los abogados de Boston advirtieron vehementemente a Anzor y Zubeidat que debían reprimirse de reivindicar en público que Dzhokhar y su hermano Tamerlan eran no culpables. Les avisaron de que, si su advertencia no era acatada, la vida de Dzhokhar en custodia cerca de Boston sería más difícil. La señora Clarke y el Señor Fick también requirieron de Anzor y Zubeidat que colaborasen influenciando a Dzhokhar para aceptar la representación legal de la oficina federal de defensores públicos de Boston. El Señor Fick reveló que Dzhokhar estaba rehusando los servicios de la tal oficina y enviando de vuelta a sus abogados y personal cuando estos le visitaban. En reacción a la sugerencia del Señor Fick, siguió una viva discusión:
- - Como familia de Dzhokhar, expresamos nuestra preocupación por si la oficina de defensores públicos de Boston no era digna de confianza y no intentaba defender a Dzhokhar eficazmente, ya que eran pagados por el gobierno de los Estados Unidos que le estaba acusando por razones políticas, como muchos creen. Los padres de Dzhokhar expresaron su deseo de contratar consejo legal independiente ya que Dzhokhar no confiaba en los abogados que el gobierno le había asignado. El señor Fick reaccionó diciendo que los agentes y abogados del gobierno obstruirían la labor de un consejero legal independiente;
- - Yo propuse que la familia de Dzhokhar contratase consejo legal independiente para trabajar con la oficina federal de defensores públicos para asegurar una adecuada y efectiva representación de Dzhokhar. El señor Fick respondió que, si era contratado consejo legal independiente por la familia,

la oficina federal de defensores públicos de Boston abandonaría el caso.- El señor Fick entonces aseguró a Anzor y Zubeidat que el Departamento de Justicia de los Estados Unidos había asignado 5 millones de dólares a la defensa de Dzhokhar, y que la oficina federal de defensores públicos de Boston intentaría defender a Dzhokhar adecuadamente. Zubeidat entonces y allí dijo poca cosa con respecto a las afirmaciones del señor Fick. Pero por mi parte nunca he creído que la oficina federal de defensores públicos de Boston intentase alguna vez defender a Dzhokhar como prometieron. Y mis impresiones a partir de lo que pasó durante el juicio me conducen a creer que la oficina federal de defensores públicos de Boston no ha defendido a Dzhokhar competente ni éticamente. En cualquier caso soy sabedora de que a continuación de esa entrevista en Junio 20-21 de 2013, la señora Clarke y el señor Fick continuaron pasando tiempo con Anzor y Zubeidat llegando a persuadir a Zubeidat para firmar una carta mecanografiada en Ruso para Dzhokhar, urgiéndole a cooperar de todo corazón con la oficina federal de defensores públicos de Boston. Fui informada por mi hermana Malkan, de que Zubeidat les dio la carta a los defensores públicos, poco antes de su partida desde Rusia aproximadamente el 29 de Junio de 2013, para que la entregasen a Dzhokhar.

- Durante viajes siguientes de la señora Clarke y el señor Fick para visitar al los padres de Dzhokhar en Makhachkala, la estrategia para defender a Dzhokhar fue explicada, según pude saber a través de mi hermana Malkan. La oficina pública de defensores de Boston pretendían contender durante el juicio, como realmente sucedió después, que Tamerlan, ahora fallecido, fue la mente criminal, y que Dzhokhar estaba simplemente siguiendo a su hermano mayor. Yo me opuse firmemente a esta estrategia como moral y legalmente erróneas, puesto que Dzhokhar es no culpable, tal y como las evidencias generadas por el FBI muestran. Desde entonces se han enrarecido mis relaciones con los padres de Dzhokhar a causa de su aquiescencia. Aproximadamente el 19 de Junio de 2014, durante su visita a Grozny que duró unas dos semanas, tres miembros del personal de la oficina de defensores públicos de Boston visitaron a mi madre y hermanas en Grozny. Se me dijo que también visitaron a los padres de Dzhokhar en Makhachkala. El personal que visitó a mi madre y hermanas en Grozny alrededor del 19 de Junio de 2014,

incluía una tal Charlene, que se presentó a sí misma como investigadora independiente, trabajando en y con la oficina de defensores públicos en Boston; otra que respondía al nombre de Jane, una trabajadora social que decía haber hablado con Dzhokhar; y una tercera, de nombre Olga, que era una intérprete de Ruso-Inglés de Nueva Jersey. No dejaron tarjeta de visita, pero se alojaron en el hotel principal de Grozny, de aquí presumo que sus apellidos pueden ser averiguados.

Yo no estuve presente en el encuentro de Grozny sobre el 19 de Junio del 2014 pero mi hermana Malkan, que estuvo allí, me llamó por teléfono inmediatamente después de que el mismo concluyese. Ella me reveló entonces los detalles de la conversación durante la entrevista. Malkan y yo hemos hablado sobre la visita en varias ocasiones. Malkan habla Ruso y Checheno y está dispuesta a testificar bajo juramento en procesos públicos en los Estados Unidos a través de intérprete ruso, si sus gastos son cubiertos y si su seguridad personal y el derecho a volver a su hogar en Chechenia son asegurados adecuadamente por adelantado. Ella explica, y me ha autorizado a declarar por ella que, durante la conversación el 19 de Junio del 2014, en Grozny, Charlene la investigadora independiente afirmó llanamente que la oficina federal de defensores publicos en Boston sabía que Dzhokhar era no culpable de todos los cargos, y que su oficina estaba bajo una enorme presión de las agencias de fuerzas del orden y altos cargos del gobierno de los Estados Unidos para no resistir la condena.

Este informe ha sido ejecutado en el exterior de los Estados Unidos, pero la presente relato es cierto hasta donde llegan mi conocimiento, información y opinión y está sujeto a la pena de perjurio de acuerdo con las leyes de los Estados Unidos de América.

Entregado el día 17 de Abril de 2015 Maret Tsarnaeva

**Exhibit G. UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**
United States of America, Plaintiff
vs.
ARGUMENT OF AMICUS CURIAE

Dzhokhar Tsarnaev, No. 13-CR-10200-GAO Defendant

MAY IT PLEASE THE COURT:

1. Federal jurisdiction: The constitutional authority of the United States cannot be extended to the prosecution of Dzhokhar Tsarnaev in light of the opinion of the court in *United States v. Lopez*, 514 U. S. 549 (1995), and views of Alexander Hamilton in *The Federalist*, Ns. 17, 22, and 34 [Clinton Rossiter (ed.), Mentor edition by New American Library, New York, 1961, pp. 118, 143-144, and 209]. Congress has broad power to regulate commerce, including trade and the incidents of trade, but domestic crimes and use of weapons are generally reserved to the States. If there is sufficient evidence to prosecute Dzhokhar for murder and mayhem, he should and can be prosecuted exclusively by the Commonwealth of Massachusetts. Accordingly, amicus urges that the indictment now pending should be dismissed, and the conviction of her nephew Dzhokhar Tsarnaev of charges under several acts of Congress should be vacated.

2. The actual innocence of the accused: Laying aside misgivings of amicus and many others about of the “official” scenario concerning this case, as broadcast to the world by the government and mainstream news media of the United States, **evidence generated by the Federal Bureau of Investigation (FBI), confirmed on the judicial record of this cause, and clarified by the indictment, or suitable for judicial notice under Rule 201(b) of the Federal Rules of Evidence, conclusively proves that Dzhokhar Tsarnaev cannot be guilty of the crimes charged in this prosecution.** .

The formal indictment against Dzhokhar Tsarnaev was returned on June 27, 2013. The document is 74 pages long, and accuses Mr. Tsarnaev (hereinafter called Dzhokhar) of heinous crimes, including many counts punishable by death.

The central event for which Dzhokhar is alleged to have been responsible, according to the indictment, took place, on Boylston Street, in front of the Forum Restaurant, near the finish line of the Boston marathon on April 15, 2013. The most important paragraphs of the indictment are numbered 6, 7, and 24 (including several other paragraphs repeating expressly or by implication the substance thereof).

Paragraphs 6-7, read in themselves and in context, state that, acting in concert with his (now deceased) brother, Dzhokhar set down on the sidewalk and detonated one of two “**black backpacks**” which contained “**improvised explosive devices,**” these “**constructed from pressure cookers, low explosive power, shrapnel, adhesive, and other materials.**” Paragraph 24 clarifies that the black backpack carried, and containing **the pressure-cooker bomb allegedly detonated by Dzhokhar,** was placed in front of the Forum Restaurant and **was associated with the second explosion.**

The indictment says in paragraph 6 that both bombs exploded at about 2:49 in the afternoon (Eastern time), and that the bombs Dzhokhar and his brother placed and detonated each killed at least one person, and wounded scores of others.

On the morning after the explosions, i. e., on April 16, 2013, Richard DesLauriers, special agent in charge of the FBI in Boston, made a public statement at a press conference, which is published in printed form on the FBI website and in the news media concerning the facts later set forth in the indictment. Mr. DesLauriers said, as paragraphs 6-7 of the indictment substantially confirm,

“. . . this morning, it was determined that both of the explosives were placed in a **dark-colored nylon bag or backpack.** The bag would have been heavy, because of the components believed to be in it.

“. . . we are asking that the public remain alert, and to alert us to the following activity . . . someone who appeared to be carrying an **unusually heavy bag** yesterday around the time of the blasts and in the vicinity of the blasts.”The FBI also published on April 16, 2013, a crime lab photo of **a bomb**

fragment found after the explosions This photo is reproduced as **Tsarnaeva exhibit 1** in the appendix hereof, and is believed proper for judicial notice.



From this bomb fragment, the FBI crime lab was able to reconstruct the **size, shape, and type of pressure cookers**, as was reported on information published by the FBI to the nation on ABC News Nightline on April 16, 2013. A still-frame, taken from (about 01:39-01:54) of this ABC television report, is reproduced as **Tsarnaeva exhibit 2** in the appendix hereof, and is offered for judicial notice. A larger segment of this ABC Nightline



News report (at about 01:31-02:14) elaborates facts set forth in paragraphs 6-7 of the indictment, including reference to three of the four exhibits reproduced in the appendix hereof. Each of the pressure cookers in question was a Fagor, 6-quart model, marketed in or near Boston and elsewhere in the United States by Macey's. Its external dimensions are probably about 8½ inches in height, including cover, and about 9 inches in diameter. Stripped of hard plastic handles and filled with nails, bee bees, and other such metal, then prepared as a bomb, it would cause a bag carrying it to be, as observed by the FBI chief in Boston during his press conference on April 16, 2013, “unusually heavy.”



Again on April 16, 2013, the FBI published a crime lab photo, here reproduced as **Tsarnaeva exhibit 3** in the appendix hereof, and showing a **blown-out backpack which is said to have contained one of the bombs, -- a black nylon bag with a characteristic white rectangle marking** about 3 by 1½ inches more or less as it appeared following the explosions the day before. This photo pictures the “dark colored nylon bag or backpack” which Mr. DesLauriers described in his press conference on the day after the explosions when he described what was carried by the guilty parties. It was one of the “black backpacks” referenced in paragraph 7 of the indictment. It is pictured in prosecution exhibit 26 which was introduced on the second day of the trial in this cause (day 28 on the transcript, March 5, 2015), showing that the bag or backpack in question was found on the street near the post box in front of the Forum Restaurant on Boylston Street, and, as previously noted, was associated with the second explosion on April 15, 2013, which, in paragraph 24 of the indictment, Dzhokhar is alleged to have detonated. This general impression is confirmed by defense exhibit 3090, showing a backpack with black exterior or covering, and introduced on the sixteenth day of the trial (day 42 on the transcript, March 31, 2015). **Tsarnaeva exhibit 3** is also suitable for judicial notice.

On April 18, 2013, the FBI published a 29-second street video claimed to have been taken from Whiskey’s Steak House on Boylston Street at about 02:37-38 o’clock in the afternoon (Eastern time), only minutes before the explosions on April 15, 2013. It definitively settles the principal question raised by the indictment and the plea of not guilty interposed against it. Part of this video is tucked into prosecution exhibit 22 introduced on the third day of the trial in this cause (day 29 on the

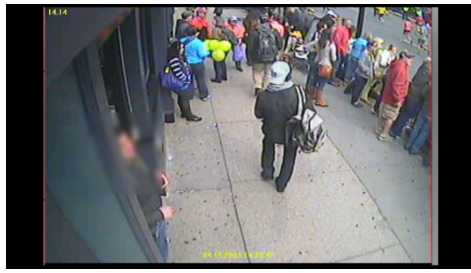
transcript, March 9, 2015). From this street video, three still-frame photos have been extracted.

Two of these still-frame photos were published by the FBI on April 18, 2013, on posters which were used to identify suspects. All three photos were published by CNN and the Associated Press on April 19, 2013. The third still-frame photo from this video is most telling, and is reproduced as **Tsarnaeva exhibit 4** in the appendix hereof. As already noted, **the FBI and the indictment have together affirmed that the culprits who detonated these explosions were carrying large, unusually heavy, black backpacks concealing pressure-cooker bombs; but, the third still-frame photo from the Whiskey's Steak House video reproduced as Tsarnaeva exhibit 4, and drawn from a street video already used by the FBI to identify the suspects and acknowledged by the government in this prosecution, shows unmistakably that, shortly before the explosions, Dzhokhar was carrying a small-size, white* backpack over his right shoulder the same light in weight, not heavy laden, and displaying no sagging or bulging as would normally be evident if the bag identified contained a pressure-cooker bomb of the size and weight which the FBI has described.**

*For all practical purposes and to the naked eye, the color is white, although technical computer analysis suggests a very whitish shade of gray. Dzhokhar is not guilty of carrying and detonating a pressure-cooker bomb, as charged in the indictment, as is literally as obvious as the difference between black and white. There were and remain other suspects whose identities have been credibly suggested. See, e. g., Toni Cartalucci, *Land Destroyer Report*, April 19, 2013 (illustrated commentary entitled “‘Contractors’ Stood Near Bomb, Left Before Detonation.”). But here it is enough to reflect on the comment of Lord Acton that **“historic responsibility has to make up for the want of legal responsibility.”** -- J. Rufus Fears, *Selected Writings of Lord Acton*, Liberty Fund, Indianapolis, 1985, Vol. 2, p. 383 (Letter to Mandell Creighton, April 5, 1887). Whatever is done in judicial proceedings, history will judge this case, as surely as history has judged other significant cases. **3. The grievance of amicus:** It is impossible that

federal prosecutors and counsel for the accused did not know of the exculpatory evidence which has just been identified and illustrated. Yet **federal prosecutors went head without probable cause, as if decisive evidence of actual innocence, impossible to ignore in a diligent study of this case, did not exist**, as is wholly unacceptable in light of *v. Maryland*, 373 U. S. 83 at 86-87 (1963). Moreover, in her opening statement at trial on March 4, 2015, as reflected in the fourth paragraph of the transcript of her comments, **court-appointed counsel for the accused forcefully insisted that Dzhokhar was guilty of capital felonies, as is positively disproved by evidence generated by the FBI, reinforced by the indictment itself**. She said, The government and the defense will agree about many things that happened during the week of April 15th, 2013. On Marathon Monday, Tamerlan Tsarnaev walked down Boylston Street with a backpack on his back, carrying a pressure cooker bomb, and put it down in front of Marathon Sports near the finish line of the Marathon. Jahar [i. e., Dzhokhar] Tsarnaev walked down Boylston Street with a backpack on his back carrying a pressure cooker bomb and placed it next to a tree in front of the Forum Restaurant. The explosions extinguished three lives.”

And in her summation to the jury on April 6, 2015, as the transcript shows, **court-appointed counsel for the accused said nothing of the exculpatory evidence in this case. She did not even ask for a verdict of not guilty**. She could hardly have done more to promote a conviction and the severest sentence possible, even though the third still-frame photo from the video at Whiskey’s Steak House, reproduced as **Tsarnaeva exhibit 4**, showed Dzhokhar carrying a **white backpack**, as alone was enough to defeat the indictment insofar as paragraph 7 thereof averred that the accused and his brother committed the principal acts of wrongdoing by carrying and setting down **black backpacks**. Such misconduct is altogether unacceptable in light of *Strickland v. Washington*, 446 U. S. 668 at 687-688 (1984).



The misconduct of which amicus complains served to conceal decisive exculpatory evidence by legerdemain. Amicus urges not only that the death penalty may not be imposed in this case, for all three opinions in *Herrera v. Collins*, 506 U. S. 390 (1993), allow that the death penalty may not be constitutionally imposed where the accused is demonstrably innocent, but that sua sponte this court order a new trial with directions that new counsel for the accused be appointed, motivated to provide an authentic defense for Dzhokhar.

4. The corpus delicti: Paragraph 10 of the indictment recites a statement in the nature of a confession by Dzhokhar written on the inner walls of a boat in Watertown. But with respect to any and all evidence offered or treated as suggesting an extrajudicial admission of guilt in this case, amicus cites the penetrating observation by Sir William Blackstone in his *Commentaries on the Laws of England*, Edward Christian, London, 1765, Book IV, p. 357: “[E]ven in cases of felony at common law, [confessions] are the weakest and most suspicious of all testimony, ever liable to be obtained by artifice, false hopes, promises of favour, or menaces, seldom remembered accurately, or reported with due precision, and incapable in their nature of being disproved by other negative evidence.”

Amicus and countless others suspect that the alleged confession in the boat was staged as artifice to suit the government’s case, and not authentic. But she stands on ancient wisdom which casts doubt on all extrajudicial confessions without adequate safeguards, including the rule that an extrajudicial confession is insufficient to convict, unless the corpus delicti be sufficiently proved up. The rule is defined

with various degrees of rigor from jurisdiction to jurisdiction. In federal courts, in any event, the corroboration required to sustain a confession or statement in the nature of a confession need only be independent, substantial, and reveal the words in question to be reasonably trustworthy, as appears, e. g., in *Opper v. United States*, 348 U. S. 84 (1954).

If such be the law here applicable, the required corroboration in this case must include evidence showing that Dzhokhar actually carried a large, heavy, black backpack on Boylston Street before the explosions on the afternoon on April 15, 2013, as claimed by the FBI and alleged in the indictment. **Tsarnaeva exhibit 4**, a product of investigation by the FBI, shows plainly that Dzhokhar did no such thing, hence no required corroboration has been established

5. Closing remarks: The views here expressed are not unique, but shared by good Americans, and others the world over. The undersigned and her sister Malkan are prepared to testify as expressed in the affidavit filed in support of the motion for leave to file a submission as amicus curiae.

This argument is

Respectfully submitted, May 15, 2015 Maret Tsarnaeva

*Photo added
by Mary Maxwell:*



Baby born in Kyrgyzstan doesn't expect to be condemned in Boston

**Exhibit H. Put Your John Hancock on This
IN CONGRESS, JULY 4, 1776**

**The unanimous Declaration of the thirteen united
States of America**

When in the Course of human events it becomes necessary for one people to dissolve the political bands

We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness. — **That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed,** — That whenever any Form of Government becomes destructive of these ends, it is the **Right of the People to alter or to abolish it...**

Prudence, indeed, will dictate that Governments long established should not be changed for light and transient causes; and accordingly **all experience hath shewn that mankind are more disposed to suffer,** while evils are sufferable than to right themselves by abolishing the forms to which they are accustomed. But when a long train of abuses and usurpations, pursuing invariably the same Object **evinces a design to reduce them under absolute Despotism,** it is their right, it is their duty, to throw off such Government, and **to provide new Guards for their future security.**

The history of the present King of Great Britain {George III] is a history of repeated injuries and usurpations, **all having in direct object the establishment of an absolute Tyranny over these States.** To prove this, let Facts be submitted to a candid world.

He has refused his Assent to Laws, the most wholesome and necessary for the public good.

... He has called together legislative bodies at places unusual, uncomfortable, and distant from the depository of their Public Records, **for the sole purpose of fatiguing**

them into compliance with his measures.

He has dissolved Representative Houses repeatedly, for opposing with manly firmness his invasions on the rights of the people.

He has refused for a long time, after such dissolutions, to cause others to be elected,... **the State remaining in the mean time exposed to all the dangers of invasion from without, and convulsions within.**

He has obstructed the Administration of Justice by refusing his Assent to Laws for establishing Judiciary Powers. He has made Judges dependent on his Will alone for the tenure of their offices, and the amount and payment of their salaries.

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

He has kept among us, in times of peace, Standing Armies without the Consent of our legislatures.

He has affected to render the Military independent of and superior to the Civil Power.

He has combined with others to subject us to a jurisdiction foreign to our constitution, and unacknowledged by our laws; giving his Assent to their Acts of pretended Legislation:

For quartering large bodies of armed troops among us:

For protecting them, by a mock Trial from punishment for any Murders which they should commit on the Inhabitants of these States:

For depriving us in many cases, of the benefit of Trial by Jury:

For transporting us beyond Seas **to be tried for pretended offences...** He has plundered our seas, ravaged our coasts, burnt our towns, and **destroyed the lives of our people.**

Inserted by MM
Watertown, April 19, 2013



This was not someone knocking at your door to sell Girl Scout cookies

Note: are these media comments all written by the same person, a smear artist?

steevzstubs Rotten SCUMBAGS!!! I think Jahar went to get that milk in order to get on camera so he could say he wasn't at marathon

Millie L-S Yea there innocent, they just fucking bombed the biggest event in Boston, killed some people ruined people's lives. oh yeah! one of the bombs was placed behind a 8 year old! this video was absolute bs get it through ur head there not innocent. they shouldn't even be alive

GreyGhost Apr 29, 2013, From what I've been reading Tamerlan Tsarnaev certainly seems like a useless flat track bully and a failure to me. Most likely he was really spoiled as a child by his parents especially by his mother and threw his toys around the cot to get his way.

MrGoodmoney BlindSIght, 25 Jun 2015

Fuck him; lets put him down like a dangerous dog and then concentrate on the survivors.

He is at this time transporting large Armies of foreign Mercenaries to compleat the works of death, desolation, and tyranny, already begun with circumstances of Cruelty & Perfidy scarcely paralleled in the most barbarous ages, and totally unworthy the Head of a civilized nation.

He has excited domestic insurrections amongst us.... In every stage of these Oppressions We have Petitioned for Redress in the most humble terms: **Our repeated Petitions have been answered only by repeated injury.** A Prince, whose character is thus marked by every act which may define a Tyrant, is unfit to be the ruler of a free people.

We have appealed to [our British brethren's native justice and magnanimity, and we have conjured them by the ties of our common kindred to disavow these usurpations.... They too have been deaf to the voice of justice and of consanguinity.

We, therefore, the Representatives of the united States of America, in General Congress, Assembled, appealing to the Supreme Judge of the world for the rectitude of our intentions, do, **[make this Declaration of Independence]**. These united Colonies are, and of Right ought to be Free and Independent States, that **they are Absolved from all Allegiance to the British Crown.**

And for the support of this Declaration, with a firm reliance on the protection of Divine Providence, **we mutually pledge to each other our Lives,** our Fortunes, and our sacred Honor.

Signed by, among others,

John Hancock (born 1737 in Braintree, later the first Governor of Massachusetts)

Exhibit J. FBI Tainting Is Normal. From John F Kelly and Phillip Wearne's *Tainting Evidence: Inside the FBI Crime Lab*

The tall, graying legislator strode past the American flag onto the platform of Committee Room 226. Senator Charles Grassley of Iowa began to read slowly his opening statement as chairman of the Senate Subcommittee on Administrative Oversight into the Courts.

Senator Grassley [quoted] FBI director Louis Freeh's appeal for more oversight, when he had stated that the FBI could be the most dangerous agency in the country if "not scrutinized carefully." Senator Grassley said the FBI was being hypocritical. "It is not the message that rings true. It's the actions." The documents had arrived but were so heavily redacted as to be virtually useless, he said, holding up page after page of blacked-out FBI memos.

Senator Grassley's hearings took place in the wake of the release five months earlier of a damning 517-page report by the Inspector General's Office of the Department of Justice. The investigators had included a panel of five internationally renowned forensic scientists, the first time in its sixty-five-year history that the FBI lab had been subject to any form of external scientific scrutiny. The findings were alarming.

FBI examiners had given scientifically flawed, inaccurate, and overstated testimony under oath in court; had altered the lab reports of examiners to give them a pro-prosecutorial slant, and had failed to document tests and examinations from which they drew incriminating conclusions, thus ensuring that their work could never be properly checked.

FBI lab management failed to check examinations and lab reports; and had not only failed to investigate serious and credible allegations of incompetence but had covered them up. Management had also resisted any form of external scrutiny of the lab and had failed to establish and enforce its own validated scientific procedures and protocols -- the same ones that had been issued by managers themselves in an effort to combat the lab's known shortcomings in the first place.

But the IG's report had looked at just three of seven units in

the FBI lab's Scientific Analysis Section, a fraction of the lab's total of 27 units.

The IG had been mandated to look into the allegations of just Dr. Frederic Whitehurst, a Ph.D. chemist and FBI agent who for eight years, until 1994, had worked solely on explosives-residue analysis -- trace detection, and identification of the residue left behind by explosions.

Underpinning his complaints and their persistence were three things: the unscientific nature of so much of what was being passed off as science in the FBI lab; the culture of pro-prosecution bias rather than scientific truth that pervaded the lab, including the possibly illegal withholding of exculpatory information; and the complete inability of the FBI lab or its management to investigate itself and correct these problems.

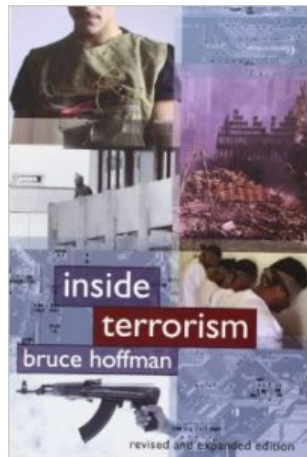
Not only had the IG report confined itself to [whistleblower] Whitehurst's admittedly limited sphere of knowledge within the FBI lab, it had no mandate to look into the evidentiary matters raised, to ask how particular cases might have been affected, or to look at the possibility of charges against FBI lab employees.

Given the plentiful evidence of pro prosecution bias, false testimony, and inadequate forensic work, it was only logical to assume that cases had been affected. How many people might be in jail unjustly? How many might be on Death Row by mistake? If innocent people were in jail for crimes they did not commit, how many guilty ones were walking the streets?

Senator Grassley and others in Congress quickly realized that the inspector general's report had to be the beginning, not the end. The issues Whitehurst had raised, the inspector general had investigated, and now the hearings were examining further, went to the heart of the credibility of justice and the courts in the United States.

One of the themes of this book is the FBI's obsession with how it appears rather than what it actually is. – end of excerpt.

Exhibit K. A Real Expert on Terrorism. Review of Bruce Hoffman's *Inside Terrorism* by Elias Davidsson



This review was first published by mvcnews.net with the title “Presumptuous and devoid of scholarly value”

The author, Bruce Hoffman, was for a long time a director at RAND Corporation in Washington, which he designates in his book as an “independent, objective, nonpartisan research institution” (p. xi). Bruce Hoffman is not only an author of junk science, but is periodically invited to comment on CNN, the Washington Post, etc, as an “expert” on terrorism.

I do not intend to provide a review of all the author’s scholarly sins, as this would require a volume exceeding in size the very book in review. I will limit myself to point to a few elements that demonstrate (a) the deceptive nature of the book; and (b) its utter lack of scholarly value.

(1) The deceptive appearance of erudition

Hoffman’s book (revised edition) consists of 432 pages. The author devotes no less than 45 pages to a bibliography on terrorism, a whopping 72 pages to footnotes and 18 pages for an index. This extraordinary accumulation of sources creates the outward appearance of erudition and comprehensiveness. Yet the bibliography omits major critical works on terrorism.

Thus, the author omits from his bibliography critical works on the events of 9/11, such as those by Prof. David Ray Griffin and Dr. Nafeez Mosaddeq Ahmed. Dr. Ahmed deals at depth with the covert relationship between Western intelligence agencies and al-Qaeda.

The same omission applies to critical studies regarding the London Underground Bombings of July 7, 2005, or to those of the Mumbai 2008 attacks. Any serious student of terrorism cannot avoid coming sooner or later across serious critical works which examine the forensics of various terrorist acts and governmental efforts to cover-up the events.

(2) Junk science (a) Treatment of facts.

Good scientists are immediately recognized by the way they handle facts: They go to great pains to establish the empirical ground on which they base their theories. ...When doubt about a fact exists, an honest scholar will share that doubt with readers and steer clear from sweeping assertions.

True scholars are also known to treat with circumspection statements by third parties, particularly when these parties do not report their own observations but merely what they have been told or had read. True scholars do not rely on unidentified and unverifiable sources.

There would be no purpose in harping on such commonplace rules of good scholarship, were it not for Mr. Hoffman's systematic violations of these basic rules. I have stopped counting the unsubstantiated allegations made by him in his book and the number of cases where he relies on obviously dubious sources, such as on statements pronounced by a figure resembling Osama bin Laden on a video recording of dubious provenance.

(b) Disregarding the two most potent types of terrorism

The author is presented by mainstream media as an expert on terrorism, a designation that he does not dispute. Yet,

from the three types of terrorism, he ignores completely the two main and most potent types: Overt state terrorism and false-flag terrorism.

False-flag operations are carried out secretly by military or police forces with the purpose to incite a population against a particular “villain.” False-flag operations are staged to appear as if they had been carried out by the “villain.” Due to the need to conceal the links between the perpetrators and state agencies, such operations require a high degree of secrecy and compartmentalization and are thus very complex. Substantial efforts are typically invested in the subsequent cover-up of such operations.

A classic case of false-flag terrorism was the burning of the Reichstag in Berlin in 1933, which was immediately seized by the new Nazi authorities to arrest communist and socialist leaders and establish a police state. False-flag operations are thus a distinct type of terrorism that calls for a completely different analytical approach than traditional or genuine terrorism.

The author not only ignores the very existence of false-flag terrorism but attributes all probable cases of such false-flag operations to al Qaeda ... [He] not only confuses and misleads his readers, but engages in slander and contributes in his modest way to shield the true criminals of these operations.

(c) No assessment of terror investigations As terrorism is essentially a violent form of political expression, it follows that states possess vital interests in either elucidating or concealing facts of specific cases of terrorism. States are never neutral observers of such crimes. For that reason, a serious scholar will meticulously scrutinize the direction, manner and zeal of governments to investigate the crime.

States are actually duty-bound under human rights law to investigate cases of killings that occur within their jurisdictions. Such investigations must be carried out in good

faith. State investigations into killings can be objectively assessed, using criteria of adequacy developed by the European Court of Human Rights, such as promptness, thoroughness, impartiality, the independence of the investigators and transparency.

States that fail to fulfill these criteria of adequacy can be presumed to act in bad faith. They call on themselves suspicion. Such presumption arises, for example, with regard to 9/11. Prof. David Ray Griffin wrote a book entirely devoted to the 9/11 Commission (“The 9/11 Commission Report: Omissions and Distortions”)

Bruce Hoffman’s discussion of terrorism relies almost entirely on either dubious terrorist sources or on allegations made by governments. The author does not even hint that some of these investigations of terrorist events may have been rigged, a charge made even by the chairman and vice-chairman of the 9/11 Commission after the Commission was disbanded.

(d) Hoffman and the story of Mohamed Atta’s suitcases

The story of Mohamed Atta's two suitcases found at the Boston Airport on September 11, 2001, because they were not loaded onto the doomed aircraft, is well known. The story has been reported worldwide and used unsparingly to establish the official legend on 9/11.

Hoffman builds upon this legend to press his point that the 9/11 “hijackers” were motivated by religion. He thus wrote: "It only remains briefly to clarify the role religion played in the motivation of the hijackers. This can be seen very clearly in the 'spiritual guide' written for his accomplices by Mohammed Atta, the leader of the operation, and one of four pilots.”

Let us forgive the author for his harmless inaccuracies, such as the claim that the guide was found seven days after the attacks. Less forgivable is the author’s lack of intellectual curiosity. For one of the persistent questions regarding this

episode is: What prompted Atta to drive to Portland on September 10, 2001 and fly from there back to Boston on an early-morning flight?

Had his connecting flight from Portland to Boston been delayed, he wouldn't be able to carry out the first attack on the World Trade Center, meaning that no TV channels would be on the spot to film in real-time the impact of the second plane's impact. Atta's "life mission" would be a fiasco.

Let us briefly describe what was found in Atta's suitcases: When the police opened these suitcases, it found in them all the constituent elements for building the 9/11 legend: a portable electronic flight computer, a manual for aircraft simulators, a flight computer, a handwritten text in Arabic, a folding knife, pepper spray, three English grammar books, an Arabic- English dictionary, a bottle of perfume, three photographs, letters from the University of Cairo to Mohamed Atta, a picture of a visa, Alomari's passport and much more.

Were all these items packed into the suitcase in order being found by investigators? Perhaps. But in that case, the packers could not have been the "terrorists" because they could not have expected their suitcases to be forgotten in Logan "by mistake." Did the "terrorists", then, pack these items in order that they are destroyed in the aircraft crash? Perhaps. But in that case, why did they pack a folding knife and pepper spray into the suitcases, instead of taking these tools along on their bodies for use in the hijackings? Neither explanation makes sense.

Bruce Hoffman does not consider the possibility that Atta's suitcases and their contents might have been planted there to be found. Hoffman can, however, be forgiven for ignoring what Philip A. DePasquale, a baggage expediter at Logan Airport in Boston, told the staff of the 9/11 Commission staff on February 10, 2004, regarding these suitcases (Source: FBI document 302-46163, quoted in MFR04016228 of the 9/11 Commission). DePasquale told

the staffers that the suitcases carried a “covert tag from US Airways [in Portland] to warn that Atta and his luggage were a security issue.”

That means that someone at US Airways was told of Atta’s alleged “security threat” before the attacks had started. In other words: Someone knew who Atta was, monitored his movements and ensured that baggage handlers at Logan will retain Atta’s bags.

Readers may reflect upon DePasquale’s testimony and its implications regarding the events of 9/11.

(e) Terrorist “manuals” On page 251 the author cites “manuals” for the wannabe terrorist, that were allegedly found by unidentified persons on undisclosed dates in unspecified Qaeda’s training camps in Afghanistan.

These “manuals” are cited by the author as a result of al Qaeda absorbing lessons “in order to help its operatives blend in in Western environments and avoid attracting attention.”

These manuals include advice such as:

- “Don’t wear short pants that show socks when you’re standing up. The pants should cover the socks, because intelligence authorities know that fundamentalists don’t wear long pants...”
- Underwear should be the normal type that people wear, not anything that shows you’re a fundamentalist.
- Not long before traveling - especially from Khartoum – the person should always wear socks and shoes to [get] rid of cracks [in the feet that come from barefoot walking], which take about a week to cure...
- You should differentiate between men and women’s perfume. If you use women’s perfume, you are in trouble.”

It is interesting that the authors of these “manuals” used the term “fundamentalist” to describe their own movement. Is this how jihadists refer to themselves or were the authors

perhaps half-baked orientalists working for RAND Corporation?

If the purpose of the “manuals” had been to help al Qaeda operatives “to avoid attracting attention” in Western environments, as argued by author Hoffman, consider the fact that the alleged 9/11 terrorists were repeatedly arrested in the United States for too fast driving and one of them even complained to the local police about being mugged.

Mohamed Atta once attracted unusual attention to himself by leaving a small aircraft in the middle of the runway of Miami airport, because he did not know how to restart the engine. This would normally cause him to lose his flight license or trigger an inquiry. But not in his case. He apparently had some protectors at higher places. Hoffman blithely ignores all these widely reported facts, which would have seriously dented the theories he promotes.

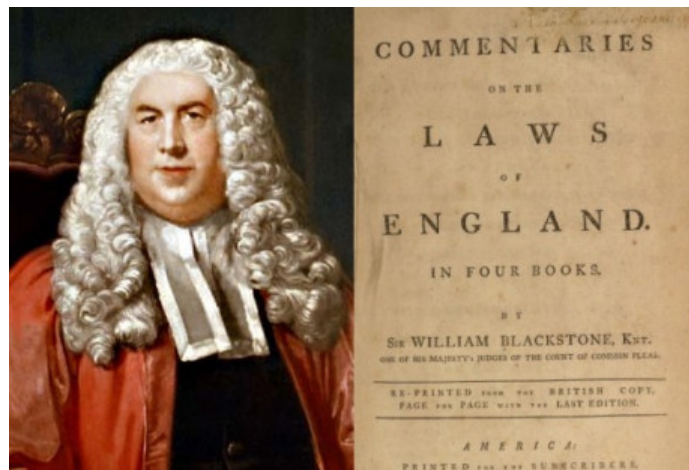
Conclusions My findings above confirm what German intellectual Reinhard Jellen once wrote, namely that “ignorance and pretension [are today] not obstacles, but on the contrary prerequisites for professional success.” That Hoffman’s book was published by Columbia University Press taints seriously the credibility of that publisher.

While utterly useless as a textbook on terrorism, Bruce Hoffman’s book can be profitably used by aspiring academic prostitutes. I first came across his book when I examined the activities of Germany’s Federal Center for Political Education (Bundeszentrale für politische Bildung, or BpB).

That is a propaganda institution that belongs to the Ministry of the Interior. The BpB promotes Hoffman’s book (in its German translation) to German schools and universities as a textbook on terrorism.

Elias Davidsson is a scholar on the subject of terrorism. He was born in Palestine. Please read his Hijacking America’s Mind on 9-11 which investigates the phone calls made from the planes that day.

Exhibit L. Offenses against Justice. From Volume 4 of Blackstone's *Commentaries on the Laws of England*, 1769



Blackstone (1723-1780). Those were the days.

- EMBEZZLING or vacating records, or falsifying certain other proceedings in a court of judicature, is a felonious offense against public justice. It is enacted by statute 8 Hen. VI. that if any clerk, or other person, shall willfully take away, withdraw, or avoid any record, or process in the superior courts of justice in Westminster-hall, by reason whereof the judgment shall be reversed; it is felony not only in the principal actors, but also in their abettors. ...
- 2 TO prevent abuses by the extensive power, which the law is obliged to repose in jailers, it is enacted by statute 14 Edw. III. c. 10. that if any jailer by too great duress of imprisonment makes any prisoner that he has in ward, become an approver or an appellor against his will; it is felony in the jailer. [Glory be to God – Martin Bryant and Jahar Tsarnaev!]
- 3 A THIRD offense against public justice is obstructing the execution of lawful process. This is at all times an offense of a very high and presumptuous nature; And it has been held, that the party opposing such arrest [of a criminal] becomes thereby an accessory in felony, and a principal in high treason.

[That's because law is sacred.]

- 4 AN escape of a person, by eluding the vigilance of his keepers before he is put in hold, is also an offense against public justice, and the party himself is punishable But the officer cannot be thus punished, till the original delinquent is actually found guilty or convicted, by verdict, confession, or outlawry. [**Outlawry comes into effect when the miscreant cannot be caught by the authorities.** All citizens are then under a duty to catch him and will be punished for harboring him or feeding him. Yay!]
- 5 BREACH of prison by the offender himself, when committed for any cause, was felony at the common law: But this severity is mitigated by the statute *de frangentibus prisonam* 1 Edw. II. which enacts, that no person shall have judgment of life or member [!!!!!!], for breaking prison, unless committed for some capital offense.
- 6 RESCUE. By the statute, 16 Geo. II. c. 31. to assist a prisoner with any arms, instruments of escape, or disguise, though no escape be actually made, is felony, and subjects the offender to transportation for seven years ... or for any of the offenses enumerated in that act, or in the black act. [The Black Act prohibited darkening your face so as not to be seen when on a poaching raid. Merely to be caught in the forest wearing a disguise was a crime. Makes sense to me.]
- 7 ANOTHER capital offense against public justice is the returning from transportation, or being seen at large in Great Britain before the expiration of the term. [Can't be referring to Botany Bay, as Blackstone's *Commentaries* in 1769 were pre-Cook.]
- 8 AN eighth is that of taking a reward, under pretense of helping the owner to his stolen goods. This was a contrivance carried to a great length of villainy in the beginning of the reign of George the first. [Larry Silverstein and Frank Lowy re 3 billion for the towers?]

- 9 RECEIVING of stolen goods, knowing them to be stolen, is also a high misdemeanor and affront to public justice. This offense, which is only a misdemeanor at common law, by the statutes 3 & 4 William & Mary c. 9. and 5 Ann. c. 31. makes the offender accessory.
- 10 OF a nature somewhat similar to the two last is the offense of *theft-bote*, which is where the party robbed not only knows the felon, but also takes his goods upon agreement not to prosecute. This perversion of justice, in the old Gothic constitutions, was liable to the most severe and infamous punishment. By statute 25 Geo. II. c. 36. even to advertise a reward for the return of things stolen, with no questions asked, subjects the advertiser and the printer to a forfeiture of 50 £. each. [Still in force today. See how it's the law that is being respected here!]
- 11 COMMON barretry is the offense of frequently exciting and stirring up suits and quarrels between his majesty's subjects, either at law or otherwise.... if the offender (as is too frequently the case) belongs to the profession of the law, ought also to be disabled from practicing for the future. ...and treble damages to the party injured. [Yipee!]
- 12 MAINTENANCE is an offense being an officious intermeddling in a suit. And therefore, by the Roman law, it was a species of the *crimen falsi* [forgery] to enter into any confederacy, or do any act to support another's lawsuit, by money, or witnesses [as in FBI informants].
- 13 CHAMPERTY, *campipartitio*, is a species of maintenance, being a bargain with a plaintiff of defendant to divide the land or other matter sued for between them. These pests of civil society, perpetually endeavoring to disturb the repose of their neighbors, were severely animadverted on by the Roman law: "*lege Julia de vi privata tenentur*" — they are liable to the Julian law of secret influence." [I wonder what that means. Sounds useful.]
- 14 THE compounding of informations upon penal

statutes contributes to make the laws odious to the people. At once therefore to discourage malicious informers, and to provide that offenses, when once discovered, shall be duly prosecuted, it is enacted by statute 18 Eliz. c. 5. that if any person, informing under pretense of any penal law, shall stand two hours on the pillory, and shall be forever disabled to sue. ["I have a bad back, Your Honor..."]

15 A CONSPIRACY also to **indict an innocent man of felony falsely** and maliciously, is a farther abuse and perversion of public justice; for which the party injured were by the ancient common law to receive what is called the villainous judgment; *viz.* to have those lands wasted, their houses razed, their trees rooted up. But it now is the better opinion, that the villainous judgment is by long disuse become obsolete. [Aw, too bad.]

16 THE next offense against public justice is the crime of willful and corrupt perjury; which is defined by Sir Edward Coke, to be a crime committed when a lawful oath is administered, in some judicial proceeding, to a person who swears willfully, absolutely and falsely, in a matter material to the issue or point in question.

Subornation of perjury is the offense of procuring another to take such a false oath.... The punishment has been various. It was anciently death; afterwards banishment, or **cutting out the tongue**, then forfeiture of goods; and now it is fine and imprisonment, and never more to be capable of bearing testimony. But the statute 5 Eliz. c. 9. inflicts the penalty of perpetual infamy, and a fine of 40£ on the suborner; and **to stand with both ears nailed to the pillory.** [Best not to suborn.]

And certainly the odiousness of the crime pleads strongly in behalf of the French law. But that there they admit witnesses to be heard only on the side of the prosecution, and use the rack to extort a

- confession from the accused.
- 17 BRIBERY is the next species of offense against public justice; which is when a judge, or other person concerned in the administration of justice, takes any undue reward to influence his behavior in his office. ... In England this offense of **taking bribes** is punished, in inferior officers, with fine and imprisonment. But in judges, especially the superior ones, it has been always looked upon as so heinous an offense, that the **chief justice Thorpe was hanged** for it in the reign of Edward III. [Wow.]
- 18 EMBRACERY is an attempt to **influence a jury** corruptly to one side by promises, persuasions, entreaties, money, entertainments [e.g., showing the video of the Marathon bombing over and over], and the like.
- 19 THE **false verdict of jurors**, whether occasioned by embracery or not, was anciently considered as criminal, and therefore exemplarily punished by attain.
- 20 ANOTHER offense of the same species is the **negligence of public officers**, entrusted with the administration of justice, as sheriffs, coroners, constables, and the like.

THERE is yet another offense against public justice, which is a crime of deep malignity; and the power and wealth of the offenders may often deter the injured from a legal prosecution. [Elementary, my dear Watson.]

This is the oppression and tyrannical partiality of judges, justices, and other magistrates, in the administration and under the color of their office. [All emphasis added]

Exhibit M. Instructions to the Jury on the Separation of Powers. A draft published by Mary Maxwell on April 3, 2015 at Rumormillnews.com

(I published this before the end of the trial to give Justice O'Toole some pointers for his instructions to the jury...)

Ladies and Gentlemen of the Jury

It is your solemn duty to see that justice is done. The accused is always innocent until proven guilty. There must be the act of the crime itself and the intention to commit the act. You have heard the evidence from the prosecution and listened to witnesses.

The defense gave a relatively short presentation. The fact that the defense lawyer said "He did it" does not mean you must bring in a guilty verdict. It is your job to decide whether Dzhokhar Tsarnaev committed the crimes with which he is charged.

If you don't think he is guilty beyond reasonable doubt, your verdict should be not guilty, on the relevant charge.

This Marathon case is a famous case and you've read about it and have heard people talking about it. I want to remind you that it is unavoidable for you to use any knowledge you possess, in deciding the case. Yet you must come to your verdict by considering all that has been put forth in this courtroom.

Now I want to do something unusual. I want to help you realize that, since this is a case of "the people" versus an individual, we need to know how the people are represented by a government-employed prosecutor. It is one of the greatest strengths of the American Constitution that we have a separation of powers. The legislative branch is separate from the executive branch.

The judicial branch, of which I, on the bench, am a member, is also separate. Madame Prosecutor works ultimately for the president of the United States whose job it is to execute the law, per Article II of the Constitution.

My job is to adjudicate the law. Your job is to find the facts of this case and to decide guilt or innocence.

The defense is entitled to get from the prosecutor any information she is holding, especially if it is exculpatory. She, the prosecutor, is not allowed to hold back anything that would lean you to think the accused is innocent.

When evaluating evidence, such as that of witnesses, it is an important responsibility of the jury to determine the credibility of the witness. You can judge their honesty by whatever criteria you ordinarily use. For example, if the witness seems to hold a bias, you must take that into consideration. If he or she has said contradictory things, or physically impossible things, let that alert you about him or her.

This case of the bombing that occurred on April 15, 2013 at the finish line of the Boston Marathon, has often been referred to as a “terrorist” incident. Some members of the jury may be old enough to remember when there was virtually no terrorism occurring in the United States.

Then, beginning in the 1960s, there was an outbreak of serial killings, such as the so-called Boston strangler. In the 1970s we heard a lot about terrorist acts in Ireland and in the Middle East.

The word terrorism, in ordinary parlance, means a type of violence that is committed unpredictably so that everyone fears it may happen at any time. Congress has stipulated a federal crime of terrorism as one that “is calculated to influence or affect the conduct of government by

intimidation or coercion, or to retaliate against government conduct.” It must also violate other statutes, per 18 USC 2332.

By 1993 there was a bombing of the basement of the World Trade Center; by 1995 there was the destruction of the Murrah Federal Building in Oklahoma City.

Although persons have been convicted — Timothy McVeigh and Terry Nichols in Oklahoma, and Messrs Salameh, Ayyad, Abouhalima, and Ajaj, in the WTC case, the community is not completely satisfied that all facts were considered.

In both cases there was involvement by the FBI and/or CIA, with the accused. Indeed, if we think back to the assassination of JFK, Americans were not told at the time, but they found out later, that Lee Harvey Oswald had been recruited by the CIA when he was in the Marines.

It is widely believed that he was a patsy, set up to be blamed. Congress reached the conclusion that there was a conspiracy.

In the 1993 bombing of the WTC basement, the FBI has *admitted* that it was creating a sting. Emah Salem, an ex-officer of the Egyptian Army, was very involved in this as an informant.

He has provided hours of conversation that he taped with his FBI comrade. Salem points out that at the very least, since The FBI knew about the bombing in advance, it could have prevented it.

In today’s case, the mother of the accused, Mrs Zubeidat Tsarnaev, has said “I am 100% sure that this is a set-up. [My older son] was consulted by the CIA for years.”

Jahar's aunt Maret has said, on Youtube, that **she called the FBI immediately from Toronto** when she heard her nephews were suspects, to tell them of this CIA business. She says "I'm suspicious that this was staged."

I will read to what state judges in California say to jurors:

"You must decide what the facts are. **It is up to all of you, and you alone, to decide what happened**, based only on the evidence that has been presented to you in this trial. Do not let bias, sympathy, prejudice, or public opinion influence your decision." [Emphasis added]

I remind you, too, O Jurors, of the role of government. **The FBI persons who gave testimony here did so as witnesses.** They presented evidence in the same way other witnesses do. **You must judge their credibility.**

Later you will decide on punishment. Your decision about *guilt* has to be based on the case as presented up to this point. You should not be attempting now to calculate what may happen at sentencing. That would be wrong.

Quite simply **you must find Dzhokhar Tsarnaev guilty if you believe, beyond reasonable doubt, that he did what he is accused of having done.**

He must not only have physically committed the act of killing and injuring, he must have had the intention of killing and injuring.

Try to picture his motive, his mind. Don't think the defense lawyers' blaming him closes the case for you.

Your judgment should be based on the evidence presented here, and on your evaluation of the credibility of witnesses. Don't be afraid or embarrassed to float any ideas in the jury room, and don't let anyone control you.

Exhibit N. Petition for a Writ of Error Coram Nobis

To the United States District Court for the District of Massachusetts and to the General Court of the Commonwealth of Massachusetts From a loyal daughter, Mary Maxwell, in Australia. February 29, 2016

This is a **petition for a writ of coram nobis** for Dzhokhar Tsarnaev.

The situation in regard to “the Marathon bombing” is killing all of us. When will it stop? I appeal to the Massachusetts government to stop it -- whoever can help, be it the court, the legislature, or governor.

Since at least 1970, persons acting apparently with authority’s connivance have been staging terrorism scenes in all parts of the world; for a while it was mostly in the Middle East and Ireland.

The Boston bombing was one such staged terrorism act. Given that the population of Boston is exceptionally highly educated, that city was perhaps chosen so that the organizers of such acts could prove to their own (sad) satisfaction that all of the people can be fooled!

In fact the Boston bombing was done more than 12 years after 9-11, regarding which a substantial number of people had seen the light.

In May, 2015, Maret Tsarnaeva, sent an affidavit to Judge O’Toole, in a proper manner, pointing out that her family in Russia had been approached by US federal employees to ask that Dzhokhar’s parents tell him to plead guilty to the bombing. The reason given – it boggles the mind – was that there was pressure on *them* “from high up.”

Dzhamaly Maazovich, a first cousin of Dzhokhar’s (“Jahar’s”) late grandfather, also signed the following affidavit (not sent to the court):

“For two years, starting from June 2013 to April 2015, me personally and members of my family repeatedly talked at the meetings that took place during the visits of defense lawyers [They]... had visited at the least, fourteen times.... For two years, our meetings and the contents of conversations were, it seemed to me, of a strange nature. Representatives of the defense team for Dzhokhar were collecting information about everything: our way of life, our lives, the origin of the Tsarnaev family tree, where we work, what contacts we have. They were interested in everything, except the facts proving the innocence of the Tsarnaev brothers, to which we had unsuccessfully tried to draw the attention of defense, because we were openly ignored. ... The **lead defense lawyer Judy Clarke** herself agreed, adding in the conversation, “**we know it – they are innocent...**”

I see it as impossible that Dzhokhar was the Marathon bomber, and believe his conviction should be vacated -- not sent to Appeals Court.

Please consider this letter to be a petition to the Court for a writ of error coram nobis. In the 1954 case of *US v Morgan*, the US Supreme Court ruled that this writ may be used to vacate a conviction and/or a sentence where justice calls for it. **It must be directed at the court** that adjudicated the case; it is not an appeal.

There are many common law writs; Congress confirmed their usage in the All Writs Act, codified at 18 USC 1651. The writ of *habeas corpus* is used when a prisoner calls out for justice; *coram nobis* can be used to vacate a ruling. A petition need be sent to the original court.

In *US v Morgan*, a man who had completed his sentence asked to have the ruling vacated, in 1954, as he had not made competent waiver of his right to counsel. The Federal District Court denied this coram nobis relief to Morgan, but the Appeals court allowed it and SCOTUS affirmed it. His conviction was set aside.

In *Korematsu*, a man who had been convicted of disobeying the 1942 martial law in California, which ‘quarantined’ Japanese-Americans, claimed in 1984 that exculpatory evidence in the prosecutor’s file had been withheld from him. Judge Marilyn Patel of the US District Court heard his petition for writ of coram nobis. US Attorneys made no objection and she ruled to set aside his conviction.

In 2015, Mary W Maxwell, PhD, LLB (me) published *Fraud Upon the Court*, showing that when a court has been defrauded, such as when a judge acts dishonestly, the mechanism of coram nobis is appropriate. She cited the opinion of the US Supreme Court in *Hazel-Atlas Glass Co. v Atwood* (1944). Justice Jackson wrote for the majority:

“No fraud is more odious than an attempt to subvert the administration of justice. The court is unanimous in condemning the transaction disclosed by this record.... **The resources of the law are ample to undo the wrong ...** Remedies are available to purge recreant officers from the tribunals on whom the fraud was practiced. Finally... **to nullify the judgment if the fraud procured it....** Such a proceeding is required by settled federal law.” [Emphasis added]

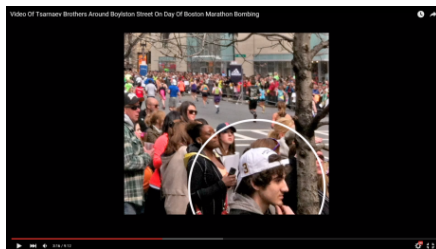
In Jahar Tsarnaev’s trial, prosecutors, defense attorneys and the judge all acted in a manner that defrauded the court. I cite five instances:

1. The FBI, openly on TV, asked the public not to look at any other pictures for evidence as to what happened at the Marathon. This is as blatant an instance of obstruction of justice as one could ever find. People tend to obey such authoritative persons in an “emergency.”
2. The judge, as mentioned, did not respond to a shocking affidavit from Maret Tsarnaev who reported that the defense team had announced to the accused that they knew he was innocent, yet coerced him to plead guilty, **even threatening the Mother that her son could be harmed in**

jail. (That affidavit was published on the Internet by a former US sub-cabinet official, Paul Craig Roberts.)

3. Judge O'Toole met with the jurors as soon as they were empaneled and said to them "We're now teammates." He shook hands with them and recommended that they shake hands with one another. His talking to jurors is totally out of bounds – unheard of, really -- and his emotional appeal must have put pressure on them to please him.

4. Exculpatory evidence was suppressed by the prosecution. Dee McLachlan, editor of an Australian news website, who is a photographer, discovered by chance that Trial Exhibit 22 is in the form of a video, but with various still photos inserted.



Ms McLachlan noticed the oddity of the fact that the photo was presented as a square, while almost all photos nowadays are 'portrait' or 'landscape,' typically 480x800. The unusual framing of the original photograph seemed questionable.

That being so, she figured that this picture started out as portrait but then had its bottom portion cropped off. In fact the person who did it must have forgotten to erase the 'halo-like' white circle. Were we to see the full picture, with the halo as a complete circle, we would be seeing much more of Jahar's body – see the grey space above.

The likely reason for **depriving the jury of seeing more** of Jahar's body is that it would furnish a high-resolution photo of his backpack, which, as many people are well aware, was a silvery-white color. As such, it would contradict the

prosecutor's claim that the backpack that contained the offending bomb was black.



5. As court-watcher in Canada, notes: in Motion 1101-1, the defense lawyer Judy Clarke ASKED THE JUDGE NOT TO SAY IN HIS INSTRUCTIONS TO THE JURY THAT JAHAR "HAS PLEADED NOT GUILTY TO ALL OF THE CHARGES"

Clarke's doing that clearly constitutes a fraud upon the court. I say she has committed a crime, per 18 USC 1503: "Whoever corruptly, ...endeavors to influence, intimidate, or impede any grand or petit juror, or officer in or of any court of the United States, ...in the discharge of his duty, ...shall be punished."

Moreover, the judge proceeded to follow her recommendation! As a result, almost everyone, myself included, went away thinking Jahar had pleaded guilty. Surely the jurors were deceived.

Kindly do not reply by saying that I lack standing to **petition for a writ of coram nobis**. I most certainly do have standing as one of the millions of citizens affected by the stunning loss of rule of law.

May I remind everyone of these maxims of English law:

Impunitas semper ad deteriora invitata -- Impunity always invites to worse faults.

Lex est dictamen rationis-- Law is the dictate of reason

Lex semper dabit remedium -- The law will always furnish a remedy.

Is it a stumbling block that it is a federal case? No, Massachusetts can have Jahar extradited now to be tried locally. (Please see my Youtube video “To Massachusetts Governor.”) Jahar can be tried for treason. He is a US citizen and the crime he is accused of was an attempt to harm people in a warlike manner. (But it seems to me that he is not guilty and that someone else is, as I describe on the postscript.)

I send this petition to the court but also to the legislature. To ask Judge O’Toole to be the judge of his own malfeasance is not logical. Is my approach unusual? Yes, but did I ever think I would live to see the day when a Boston court would behave all out of touch with law?

You ask Doesn’t Jahar have new attorneys? Yes, but the appeal does not mention any of the frauds that I have listed. Are they blind? You ask Shouldn’t Jahar sign this petition? Ordinarily yes, but he seems helpless and in court he appeared drugged, presumably involuntarily.

Most people assume that the story as told by *The Boston Globe*, CNN, FBI officer Richard DesLauriers, and others, is true. I do not think we can reach most citizens; they seem brainwashed. So it is up to the few who can see what is going on, to set things right. Thus please give consideration to my request for a writ of coram nobis. It is the best and easiest way to put an end to this nightmare.

This petition for writ of error coram nobis, in regard to the conviction of Dzhokhar Tsarnaev, is hereby respectfully submitted.

His case number is Criminal No 13-10200-GAO

Yours sincerely,

Mary Maxwell, a Boston-born dual citizen of US and Australia

[Contact details supplied]

Exhibit P. The Outrageous Verdict
Dzhokhar Tsarnaev, No. 13-CR-10200-GAO

COUNT ONE:

1. As to Count One of the Indictment charging conspiracy to use a weapon of mass destruction, we unanimously find the defendant, Dzhokhar A. Tsarnaev:

Not Guilty Guilty

If guilty, proceed to Question 2. If not guilty, proceed to the next Count.

2. As to whether the conspiracy charged in Count One of the Indictment resulted in at least one of the four deaths alleged in Count One, we unanimously find:

a. As to the death of Krystle Marie Campbell:
 No Yes

b. As to the death of Officer Sean Collier:
 No Yes

c. As to the death of Lingzi Lu:
 No Yes

d. As to the death of Martin Richard:
 No Yes

COUNT NINETEEN:

1. As to Count Nineteen of the Indictment charging carjacking and aiding and abetting, we unanimously find the defendant, Dzhokhar A. Tsarnaev:

Not Guilty Guilty

If guilty, proceed to Question 2. If not guilty, proceed to the next Count.

2. As to whether the offense charged in Count Nineteen resulted in serious bodily injury to Officer Richard Donohue, we unanimously find:

No Yes

COUNT TWENTY-FIVE:

1. As to Count Twenty-Five of the Indictment charging use of a weapon of mass destruction (Pipe Bomb #1) on or about April 19, 2013, in the vicinity of Laurel Street and Dexter Avenue in Watertown, Massachusetts, and aiding and abetting, we unanimously find the defendant, Dzhokhar A. Tsarnaev:

Not Guilty Guilty

The foregoing represents the unanimous decision of the jury.

FOREMAN:

286
uror Number

DATE: 4/8/2015

Yes, O Lawyers and Judges throughout the USA, and Law Professors, you are looking at the death-sentence verdict of a person based on the following:

1. a bombing, by the placing of a white backpack where the evidence called for a black backpack (but what's in a name)
2. a "carjacking" with a witness who heard Tamerlan confess to a killing, but who was not cross-examined on this
3. the murder of Sean Collier at MIT suggested by a distant video and the testimony of one passerby, in the dark, who did not hear gunshots, and Sgt Henniger's report that he drove by the cruise car at 10.20pm and all was well, and -- don't forget -- a Rosemary Wood 5-minute gap in the tape.

A classic stitch-up in the courtroom.

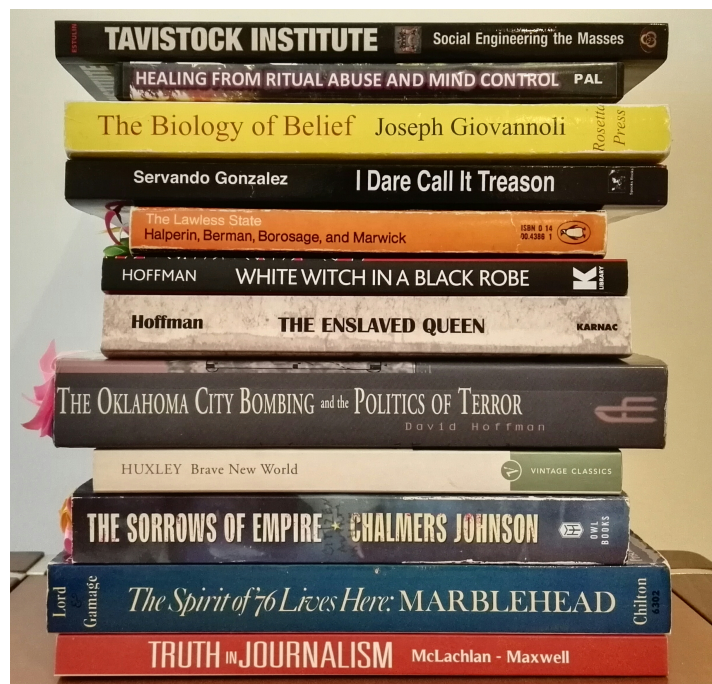
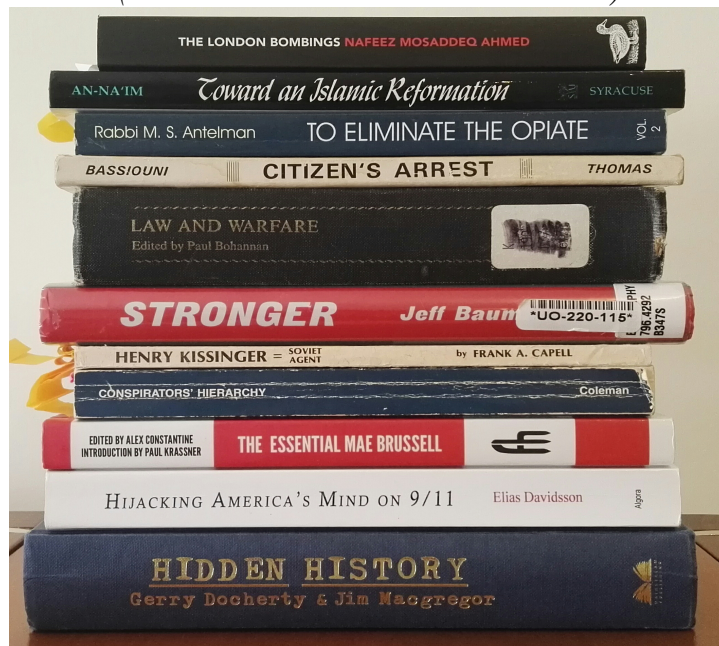
And a colossal fraud delivered by media.

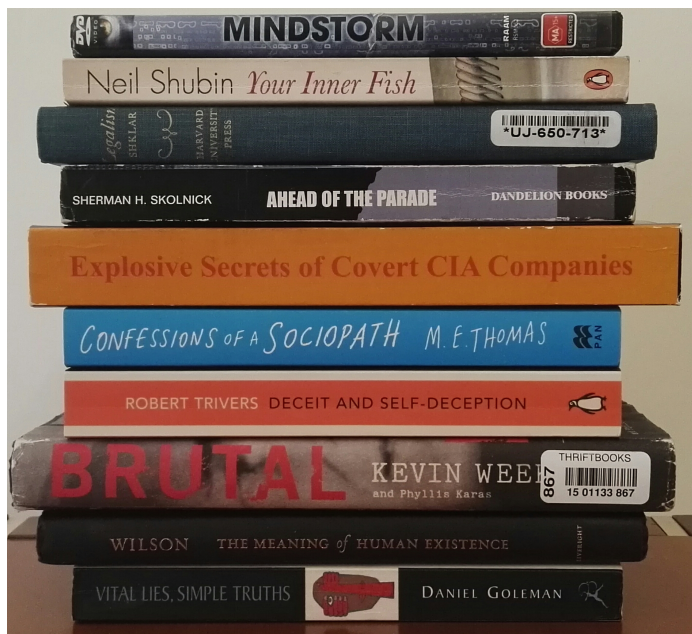
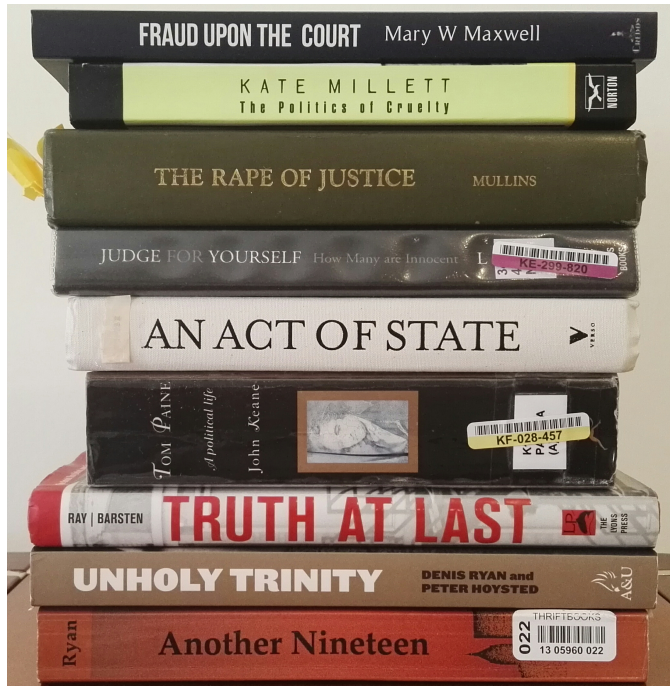
IN BOSTON!

I rest my case.

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(ALPHA BETICAL ORDER BY AUTHOR)





ABOUT THE AUTHOR



Mary in Adelaide, November, 2016

-- grew up in a three-decker

-- moved to Oz as a mail-order-bride (not really)

-- obtained some degrees in order to get student fare on buses:

BA, Emmanuel College 1969; Master of Liberal Arts, Johns Hopkins 1979; Certificate of Advanced Study (whatever that means), Harvard Extension 1985; PhD in politics, University of Adelaide, 1990; LLB, Adelaide Law School, 2011

-- lived all over the place, including the Middle East for 5 years

-- discovered MK-Ultra in 2005; ran for Congress in 2006

-- feels grateful that peeps are waking up, but doesn't have heaps of hope regarding the future of our bespoiled planet

-- wants to be invited to give a talk to your club, geography no bar

-- recommends you read Wendy Hoffman's Enslaved Queen, pronto, and her own dear book: "Consider the Lilies: A Review of 18 Cures for Cancer and Their Legal Status"

INDEX

- ABA model code 144
- Abu Ghraib 53, 177
- abuse of process 119
- accessory 107, 110, 113
- Adams, John 118
- Alisha 34-36, 184
- ambulance driver 46-47
- Auerhahn, Jeffrey 116, 159
- ankle 37
- apology by Jahar 197
- Arrendondo, Carlos 57
- Atlantic, The 156-157
- backpack 93
- Baker, Governor Charlie 117-126, 169
- Baker, Russ 26-32
- Ballistics 129
- Bassiouni, Cherif, 136-142
- Barnett, Fiona 167
- Bauman, Jeff 43, 55-56, 95, 182
- BC Law. See Boston College
- Bentham, Jeremy 54
- Beth Israel 49
- Bezmenov, Yuri 89
- Blackstone, Wm 140, 160, 183, 233-237
- boat confession 182
- boat owner 179
- Bologna, Italy 121
- Board of Bar Overseers 116, 159
- Boston College 188-190
- Boston Globe 66, 69, 71, 89, 107-112, 134, 182
- Boston strangler 78, 165
- BPL 153-155
- Brady rule 90, 114-116, 159
- Bruck, David 93
- Bryant, Martin 90, 166
- bullied 101
- Bulloch v US 170
- Bump, Phil 156
- Bush, GHW, SR 118
- Bush, George W 167
- Campbell, Krystie 56, 178, 180
- Cape Cod Times 153
- carjacking 28-32, 149, 178
- Catholics 53
- chain of custody 127
- Chaitkin, Anton 119
- Chakravarty, Alope 129
- Charlene 184
- citizen arrest 136-139
- civil action 123
- civil rights law 170
- Clarke, Judy 22, 93, 95, 106, 164-167, 173
- collateral 68-75
- Collier, Sean 21, 32, 69, 96, 111, 119, 174
- commerce clause 162-163
- common law 108, 113, 119, 125, 219, 234, 246
- conflict of interest 159, 173
- Confucius 122
- Conley, Daniel 75
- Conrad, Miriam 133
- conspiracy theory 9, 57, 157
- Cook, ribbon 66
- coram nobis 80, 135, 168-170
- cover-up 110, 113,
- Crimaldi, Laura 71
- crime scenes 178-179, 181-184
- criminal complaint 32, 99
- cropped 22-26
- cross examination 135
- Cullen, Kevin 110
- Dad 128
- Danny 21, 27-32, 95-96, 178

Davidsson, Elias 56, 106
Day, Lorraine 57
Day, Richard 44
Dean, Cheryl 37, 85, 91, 93-97,
154
Declaration of Independence
221
declaratory relief 172, 175
Demenezes, Jean Charles 72
deputize 142
DeSalvo, Albert 78, 165
DesLauriers 26, 94, 102
Deveau, Ed 32
Dias 127, 133
disbarment 147, 158-160
dogs 94
Dukakis, Michael 91
Donohue, Richard 68, 71
Dun Meng. See Danny
Dunegan, Lawrence 44
DWB 72
Egan, Sean 153
Emergency Medical 63-65
Estulin, Daniel 89
evidence falsified 101
exculpation 114-116
extradition 118
FBI 54, 56, 67, 81, 102, 121,
148-152, 173, 180, 213-214
Feinberg, Kenneth 43-44
Ferrara, Vincent 114, 115
Fick, William 105, 106
Fincum, LaVoy 148
fireworks 21
Flix, Montse Alarcón 11-13,
94-196
false flag 74, 85
Form 302, FBI 111
Fox, Prof James 96
fraud 125, 170
Frizzell, Heather 126-135
gas station 18, 28
Genck 32, 99-100
Gladio 199, 202
good behavior 84, 146
Graham, John (Jack) 22, 104,
168, 206
grand jury 142, 143
Grassley, Charles 224-225
Hammurabi 172
Harman, Nathan 21, 42, 96
Hartwell, Dean 44
Healey, AG Maura 76-81, 182
Hebdo incident 106
Henniger, Sgt Clarence 42, 96
Hoffman, Bruce 226-232
Hoffman, Wendy 167
Homeland Security 149
honesty 86,
Hoover, J Edgar 148, 151, 224
Houston v Moore 122
Howie 128, 129, 130-134
impeach 82-85
impostor 124, 159-160
Ingegneris, Ralph 153
indictment 162, 178
injured 182, 196, 198, 199, 223
inquest 4, 60, 176
Isgur, 41-42, 95
Jane 184
Jews 151-152
Jones, Alex 57
Judas 128
judges 63, 66, 83, 84
jurisdiction 169, 198, 210
jury 19, 38, 145, 237, 247, 248
jury instructions 238-241
Kaczinski, Ted 164-166
Kenner v CIR 170
Korematsu, Fred 80
Kouachi brothers 106
Kozinsky, Alex 162

lady at window 45-46
Laurel St 50, 101
Lépine Josée 46
Lindorf, David 204
Lindt Café siege 60
Lingzi, Lu 56, 178
litigation 175
London tube 62
Lopez case 120 163
Lorek, Christopher 181, 204
Lynch, AG Loretta 22, 94, 183
MGL 26, 179-181, 185
MacLellan, Sgt John 102, 100
Malkan 209, 219
Massachusetts compromise 140
Massachusetts state
constitution 92, 118, 121, 141
maxims of law 27, 181, 189,
248
Maxwell, George 57
McDermott, Alisha 29-31
MacDonald, Jean 48
McLachlan, Dee 23-26, 102
Miranda's 139
McVeigh, Timothy 62, 66-67
MIT 38-42, 49, 69, 95
Mk-Ultra 166
Moakley 169, 179
Monis, Man Haron 60
Monteith, Stanley 57
Morrison case 120, 163
Moscowitz, Eric
Moynihan John 72, 74-75
Nemo judex 147, 182-183
Nesse, Randolph
Nine-Eleven 88 167
Nissani, Moti 106, 154, 181
Nixon, Richard M 82
Northeastern Law School 193
Northwoods memo 59
O'Toole, Justoce George A 85,
96, 103-104, 145-147, 160
Obstruction of justice
OKC 62, 66-67
Oliphant, James 43
Olson, Barbara 32
Ortiz, Carmen 93,94,95, 173,
183
Orwell, George 89
Patel, Judge Marilyn 81
Paine, Tom 88
pardons 117-118
Patrick, Deval
Patriot's Day 16, 22
Peekay 57
Pellegrini, Nadine
perjury 100, 110, 124, 158, 175,
182
Phillipos, Robel 86, 90-91
Pizzagate 167
Podstava 45, 119, 135
Podstava video 31, 45, 70, 100
Port Arthur 54, 90
Posse comitatus 142
Power, Peter 66
pressure cooker 100, 213, 214,
216
prosecution 103, 215. See Ortiz
retrial 144-147, 168
Richard, Bill and Denise 58
Richard, Martin 55-59, 178
RICO Act 81, 124, 170, 175
rights 92, 181, 185
Rudolph, Eric 164-166
road rash 47, 50
Ruger 126, 129, 134
rule of law 175, 248
rules ignored 175
Russell, Katherine 20-21, 170
Ryan, Denis 252
Ryan, Kevin 44

Ryan, Marian 94
Sacco, David 40-42
St Onge 93
Salem, Emah 56, 121
SAM's 37, 54, 94
Sandy Hook 43
Schoenfeld 47
self-defense
Serino, Richard 64-65
Shklar, Judith 98-106, 175
Shaw, Stephen 181
shoot-out 45-50, 100
Silva, Stephen 126-135
Silverglate, Harvey 116
Simmonds, Officer Dennis 68-70, 176
Smith, Susan 164
Skolnick, Sherman 82
solidarity 143
Spinetto, Nick 29-30
Steele, David 65
Stewart, Lynn 54
sting 54
Suffolk Law 187, 190-193
Sullivan Kathleen A 167
Sullivan, Michael 46-47
Supermax 78, 96, 183
SWAT 19, 138, 149, 202, 207
Tavistock 59, 89
Todashev, Ibraghim 68-69, 70, 74, 104, 135, 180
Tracy, Professor James 65
treason 113, 118-119
Tsarnaev, Anzor 16, 105
Tsarnaev, Dzhamaly 33-36, 150, 184
Tsarnaev, Tamerlan 16, 45-49, 67, 102, 148, 178
Tsarnaev, Jahar 16, 51-5
Tsarnaeva, Maret 22, 91, 105, 150, 168
Tsarnaeva, Zubeidat 106, 105
underwear bomber 112
Victims of Crimes Act 44
Vietnam veterans 43
Waltham murders 104, 111
Weebly 46
Weinreb, William 38-41
Windsor, Bill 143
West, Angelo 75, 68, 70
whistle blower 62, 74, 225
WhoWhatWhy 28-32
WMUR 29
Wolf, Justice Mark 90-91, 114
Wolfe, Richard 47-48
WTC 44, 54, 56, 240
Yeakey, Terrance 66-67
Young, William 116
Zobel, Rya 116