

THE BLACK PANTHER

25
cents

Black Community News Service

VOL. V NO. 7

SATURDAY, AUGUST 15, 1970

PUBLISHED
WEEKLY

THE BLACK PANTHER PARTY

MINISTRY OF INFORMATION
BOX 2967, CUSTOM HOUSE
SAN FRANCISCO, CA 94126



"REVOLUTIONARY SUICIDE" -- "THAT'S SUICIDE MOTIVATED BY THE DESIRE TO CHANGE THE SYSTEM, OR ELSE DIE TRYING. TO CHANGE THE REACTIONARY CONDITIONS."



MINISTER OF DEFENSE, HUEY P. NEWTON, BACK ON THE STREETS WITH THE PEOPLE

PHOTO SUPPLEMENT INSIDE

"FOR THE SALVATION, LIBERATION AND FREEDOM OF OUR PEOPLE, WE WILL NOT HESITATE TO EITHER KILL OR DIE!"



JONATHAN JACKSON 17
Murdered by pigs



JAMES McCLAIN 37
Murdered by pigs



WILLIAM CHRISTMAS 27
Murdered by pigs



RUCHELL McGEE 31
Wounded by pigs



Jonathan Jackson disarming pig.

**FOUR BLACK REVOLUTIONARY BROTHERS
TAKE THE CHOICE OF "REVOLUTIONARY
SUICIDE", AND SET ANOTHER REVOLUTIONARY
EXAMPLE FOR BLACK PEOPLE**

On the date of August 7th in the Marin County's Hall of Justice in San Rafael, California, four revolutionary Black brothers set an example for all other imprisoned brothers and sisters in the many federal, state, county city prisons and jails, as well as the brothers and sisters of the Black community who are imprisoned by the racist U.S. government.

James David McClain (age 37) was on trial for the fifth day, charged with stabbing a guard at San Quentin where he was sentenced last year for shooting and wounding an Oakland pig. William Christmas (age 27) who had been imprisoned in San Quentin since 1964, brother Ruchell Magee (age 31) imprisoned in Sam Quentin since 1965, and 17 year old Jonathan Jackson (brother of George Jackson of the Soledad brothers). These four brothers dared to stand up against this corrupt system and say: "Freedom or death!"

During the trial of brother McClain, Jonathan entered the court room with a satchel when a guard approached him to search the satchel, he pulled out a gun and told everyone in the courtroom to freeze. He then

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FOUR BLACK REVOLUTIONARY BROTHERS TAKE THE CHOICE OF "REVOLUTIONARY SUICIDE", AND SET ANOTHER REVOLUTIONARY EXAMPLE FOR BLACK PEOPLE

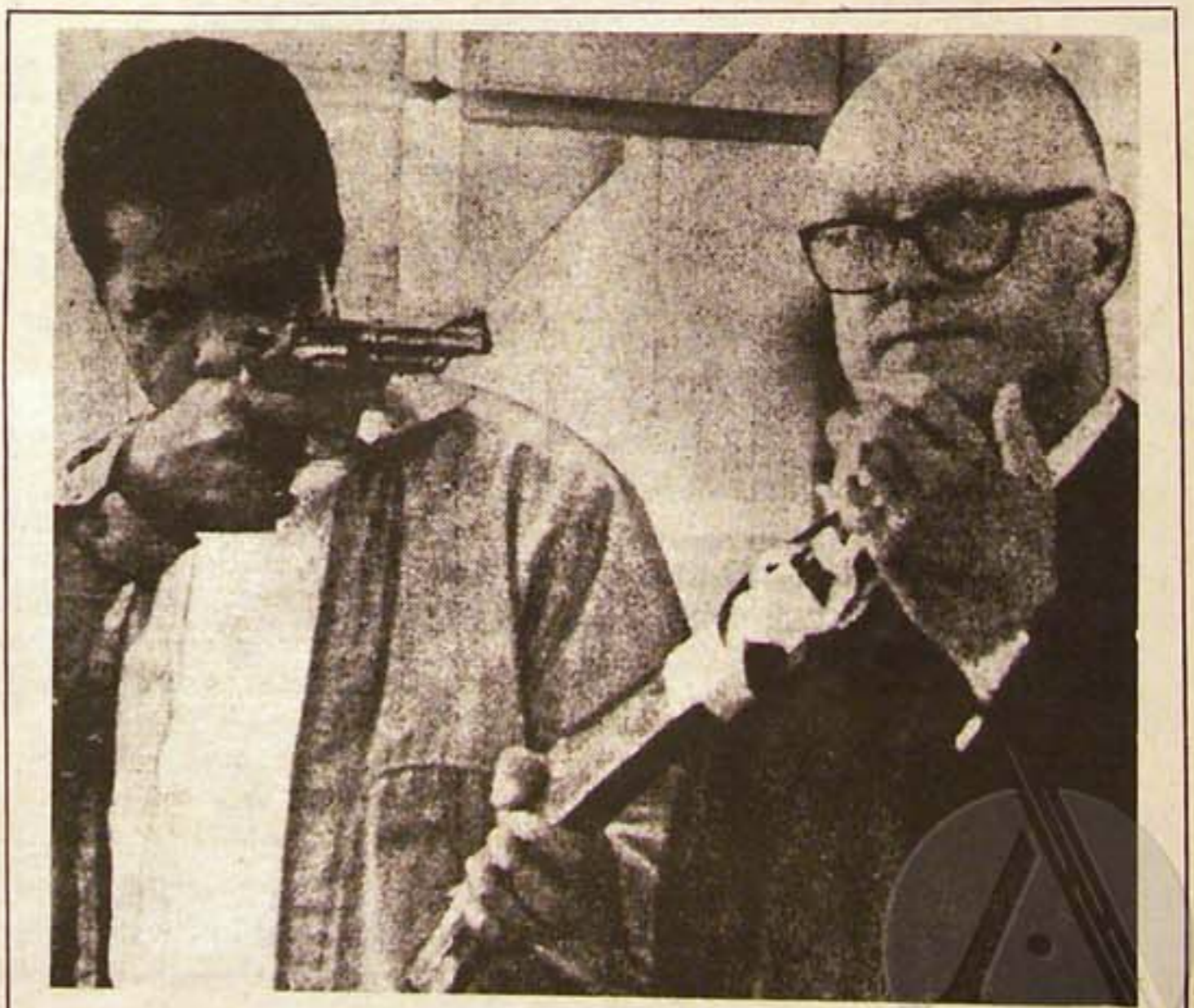
gave guns to McClain and McGee (who was a witness in the trial) and also Christmas. They took Judge Harold Haley, the prosecutor, and three women jurors as hostages. A sawed off shotgun was taped around the Judge's throat and then the brothers went outside of the court to the parking lot and put the Judge, prosecutor and jurors in a van and attempted to drive away.

The news media says that they now know that the pigs shot first at the van and the brothers shot back. Knowing how fascist the pigs are and knowing their sadistic mentalities, they have no regard for human life, even the lives of their own fascist pigs, they were only concerned in killing these brothers who dared to not only want freedom, but to move in a revolutionary manner to obtain it. There were shots fired back and forth. After the shooting stopped three of the brothers were dead, and also the racist judge, Ruchelle was wounded, and the racist prosecutor is now paralyzed due to the bullet wound in his spinal cord.

In this capitalistic system in which Black people and all oppressed people are physically as well as psychologically imprisoned, there exist the materialized prison. The system itself has imprisoned the freedom of the people, and the minds of many. It is an inhuman act to enslave a human and take away their human rights, and physically mess over their minds, but to heightened such an inhuman act by going even farther with sadistic measures and physically locking a man behind iron bars, because he refuses to do what the system wants him to do, Minister of Defense; Huey P. Newton states "In the case of the human we are not dealing only with the single individual we are also dealing with the ideas and beliefs which have motivated him and which sustain him, even when his body is confined. We don't only question the establishment order, but we question the very system."

To stand and say "I choose death rather

".....IT COMES TO THE POINT WHERE THERE'S ONLY ONE CHOICE - EITHER TO ACCEPT REACTIONARY SUICIDE OR REVOLUTIONARY SUICIDE,....I WOULD ACCEPT REVOLUTIONARY SUICIDE."



continued on page 5

"I DON'T WANT TO RAISE ANY MORE BLACK SLAVES. BUT WE HAVE A DETERMINED ENEMY WHO WILL ACCEPT US ONLY ON A MASTER-SLAVE BASIS; I REVOLT, SLAVERY DIES WITHIN ME, I REFUSE TO PASS IT DOWN AGAIN. THE TERMS OF MY EXISTENCE ARE FOUNDED ON THAT."



WHERE EVER DEATH MAY SURPRISE
US IT WILL BE WELCOME
PROVIDED THAT THIS OUR BATTLE
CRY, REACH SOME RECEPTIVE EAR,
THAT ANOTHER HAND STRETCH
OUT TO TAKE UP WEAPONS AND
THAT OTHER MEN COME FORWARD
TO INTONE OUR FUNERAL DIRGE
WITH THE STACCATO OF MACHINE
GUNS AND NEW CRIES OF BATTLE
AND VICTORY"

AN OPEN LETTER TO THE FAMILIES OF JONATHAN JACKSON, WILLIAM CHRISTMAS AND JAMES McCLAIN

Yesterday your sons, and brothers, Jonathan, James, and Bill paid the highest price that men can pay for their freedom. In their quest, they sought not only freedom as individuals, but for all poor oppressed people. This revolutionary act, this gesture has resounded around the world and lifted the consciousness and spirit of the freedom loving people of the world.

Mrs. Jackson, Mrs. McClain, Mrs. Christmas, your sons died, with a different kind of "rose in hand", (the tool of liberation) as men, bringing us all a bit closer to freedom. Mrs. Jackson your

other son, George said that he will raise no slaves, neither did you. Mrs. McClain you brought men, imbued with a natural love for the people into the world.

Death is a common occurrence and where ever there is struggle there is sacrifice. And the sacrifice is in order to make the dignity of man, and the words justice and peace a reality for us all.

Jonathan, James, and Bill were meteors in the galaxy of revolutionaries, burning with a love and a passion for the liberation of oppressed people everywhere.

And to you George, that courage-

ous young brother whom you love more than yourself met his inevitable fate as a revolutionary. But not before he set a shining example in the sands of struggle and time; time seized for the salvation of their people.

"Each and everyone of us will pay on demand his part of the sacrifice, knowing that all together we are getting ever closer to the new man, whose figure is beginning to appear!"--Che

ALL POWER TO THE PEOPLE!
BLACK PANTHER PARTY
Richmond Branch, Joan Kelley

STATEMENT FROM THE SOLEDAD DEFENSE COMMITTEE

WRITTEN BY A BLACK BROTHER
IN FOLSOM PRISON

Comrade Mine:

A few minutes ago I heard over the news the colossal event played out by a group of my revolutionary brothers at the courthouse in Marin County. These were not ugly men, not bad men, not callous or insensitive men; they were tired men. Men exhausted with White America's cruelty, the shame of legal due process, the duality of justice which nods understandingly at White citizens and marches with iron boots on the neck of Black and Brown citizens; tired to a point of insanity with the awful Frankenstein of the Department of Corrections.

Multiply their sentiments by the thousands and it will not be difficult to understand what I meant in one of my letters when I stated "the monsters made in California's racist, oppressive and sadistic prisons will be loose on you tomorrow." Tomorrow is NOW!

The brother Christmas has served

eight years in this prison system, each one harder to swallow than the one before it. He saw his Black brothers beaten, driven mad, murdered; the brother McLain was a living mystery having served in so many administratively promoted race riots and survived; he too knew many a fellow brother who died quietly for nothing! Feeling what Blacks in this nation are increasingly growing to feel; "if they must die then let the world know what it endeavors so hard not to see."

If the courts will not give Black Americans justice, then Black Americans will give justice to the courts. What happened today in that courtroom was exclusively manufactured by every judge in the state of California, every racist prosecutor, every lying public defender, every dog who commits horror on the Black and Brown brothers under the color of law, with the impunity of justice to back him up.

No man, whether he be a judge,

lawyer, prosecutor or policeman is exempt from the law of cause and effect. What California witnessed today by these four tired brothers was not the ending of anything, but the beginning of self sought justice, liberty and dignity.

The courts, with its myopic judges, are more to blame for what happened in that courtroom than anyone else individually. For it is the courts which allow the cruelty of the Department of Corrections to exist, the court which permits a nigger and Chicano hating Adult Authority to continue its existence, creating mountains and mountains of hate with each month it meets, the courts which say "no knock, no warrant, no evidence, no trial by adversary system but empty ritual played out by a stupid or indifferent public defender"...

When the courts change the people's respect for the law too will change.

**ALL POWER TO THE PEOPLE!
LOVE AND COURAGE TO THE
VANGUARD!**

REVOLUTIONARY SERVICE

For two of the slain
Freedom Fighters,

JONATHAN JACKSON

and

WILLIAM CHRISTMAS

SATURDAY

AUGUST 15, 1970

1:30 PM

ST. AUGUSTINES

EPISCOPAL CHURCH

27TH and WEST ST

EULOGY WILL BE GIVEN
BY HUEY P. NEWTON,
MINISTER OF DEFENSE,
BLACK PANTHER PARTY

THE SERVICE FOR THE
THIRD FREEDOM FIGHTER,
JAMES McCLAIN
WILL BE HELD:

THURSDAY

AUGUST 13, 1970

10:00 am

ASHLEY GRIEGSLY
MORTUARY

99th & CENTRAL STS.
LOS ANGELES, CALIF.

continued from page 3

FOUR BLACK REVOLUTIONARY BROTHERS TAKE THE CHOICE OF "REVOLUTIONARY SUICIDE", AND SET ANOTHER REVOLUTIONARY AND SET ANOTHER REVOLUTIONARY EXAMPLE FOR BLACK PEOPLE

than slavery, and I choose to fight for what is mine than humbly submit to the oppression, exploitation and death of myself as well as self respect and self dignity to stand up to this decadent society in which we live. And to choose death rather than enslavement, it takes great love for humanity as a whole to do this. This is why these brothers have moved our struggle to a higher level, because their love for humanity was hate with the greatest of all passion for the oppressive system.

The news media made an all out attempt to make these brothers appear as savage criminals and murderers, but they are lying! These brothers were not criminals. Due to the fact that this system is so decrepit and deceitful the pigs of the power structure have enslaved us and our exploitation and oppression is their road to wealth and power. So they endorse all the evils and corruptness that devours the very life of Black people and humanity as a whole. We must keep in mind that a slave that dies a natural death doesn't balance out the weight of two dead flies, and as Huey says; "It would be a reactionary death to compromise with the system. Reactionary suicide means that the conditions, the reactionary conditions, would be the cause of our suicide. If we stand and do nothing it would be self murder. I would rather use the reverse, if it becomes necessary, and that is revolutionary suicide. That's suicide motivated by the desire to change the system, or else die trying to change the reactionary condition."

We know that many others will take this incident to an even higher level. Revolutionary death is far greater than submitting to the oppression exploitation, and racism that the system tries to force on us.

Jonathan Jackson, William Christmas, James McClain and Ruchell had been imprisoned within the materialized jails for many years. They were men enslaved struggling for freedom. Confined within the prison system and confined within the materialized prison, within the system. They as all Black people were slaves with an ultimate quest for freedom.

These four beautiful brothers refused to compromise with this system. They took a revolutionary stand against this corrupt system. They wanted their freedom by any means necessary and moved on that level to obtain it. Even the thought of death did not stop them from moving to gain freedom. Life is a slow torturing process of death if you live the life of a slave. It doesn't make sense to move in the manner to wipe it out throughly and completely.

We say that these brothers, have given the struggle for liberation a great contribution. Ruchell McGee who was only wounded will face the death penalty.

The example that these brothers have set will be followed by many and many will rise to choose revolutionary suicide rather than reactionary suicide. Black people will unleash in great numbers the Black kamakazi who's quest for liberation of Black people and all oppressed people is the same as these four brothers and that is the choice of revolutionary suicide. Determined to fight for freedom and die fighting for freedom rather than submit to oppression and genocide.

**ALL POWER TO THE PEOPLE!
DEATH TO THE FASCIST SYSTEM!**

Candi Robinson
Ministry of Information
Oakland, Calif.

LETTER TO JOAN KELLEY FROM "CHIP" POLITICAL PRISONER SAN QUENTIN DEATH ROW "POWER SISTER LOVE"



sacrifice.
I was lying here dialectically evaluating our Minister of Defense, Huey P. Newton's profound truth; "Power is the ability to define phenomena and make it act in a desired manner." In relation to our present day situation, the issues in the Black community i.e. police brutality, indecent housing, unemployment, human rights, racism, exploitation etc., are the results of antagonistic contradictions inevitably created in the status quo. The revolts and upheavals in the Black communities are observable events moving to alleviate these contradictions. Thus is social phenomena.

We are capable of defining these objective conditions and interpretate them as the problem. We use these phenomenal events to serve as the stimuli to organize the masses and mobilize them in the direction of socialist revolution--the solution to the problem.

In the final analysis, the fascist reactionary forces of the mother country imperialist will continue to make the same inevitable mistakes. The ideological supremacy of the Party will define and redefine the perpetual changing events and these definitions will turn into material force driving the oppressed people to progress and liberation!

I was scanning over the L.A. Times this morning, there was an article on Brother Huey saying he would be returned to Alameda county for a bail hearing--before his retrial. Right On!

Maybe niggas will tighten up on their discipline and work. I can only describe his possible release as the Party's renaissance. I can feel the vibes of anticipation. Well, so much for rhetoric--maybe niggas talk too much!

REVOLUTION IN OUR LIFETIME!

Revolutionarily Yours...Forever "Chip"

August 5, 1970
Wednesday, 9:00 a.m.

I hope you and "Li'l G" receive this letter in the same revolutionary spirit in which I send it. And because of this revolutionary spirit one has the ability to transcend all geographical distance and be united with his loved ones.

Joan, you see, love and intellect of the revolutionary's responsive motivation to economic exploitation and racist oppression. Once we begin to identify our inherent, repressed humanity, only then can we respond intelligently, basing our practice on objective conditions designed to retain the desired results.

Time, space, consequence is of no significance in retaliation to the hindrance of our just struggle for national liberation. One must never accept compromise of principle for a slice of luxury. The struggle is for freedom from oppressive conditions to insure a flourishing productive society. Until freedom is reached (and the yoke of Babylonian insanity is overthrown, one must continue to



RACISM AND PRISON

The city, county, state and federal jails of America are the most racist institutions in this country. It is in these institutions that a Black man, more so than on the outside of the prison walls, comes to grips with power and racism at its highest level. He finds himself totally powerless, more so than on the outside of the walls, because he can't even make simple decisions, such as what time he goes to bed; what time he eats and/or what type of work he does. All his thinking is done for him and he, if he allows himself, becomes programmed.

Some Black men sell themselves in jail; they become toms, lackies and punks. They think of one thing and one thing only, and this is getting out on the streets and being so-called free. Not realizing that once they are released they go from one prison to another; they go from a maximum to a minimum prison.

The pigs who control these institutions have one concern and one concern only and this is how to remain in control of their jails. They use racism to the utmost; they play the White inmates against the Black inmates thus promoting racism in order to remain in power.

A Black man who becomes what

Huey P. Newton calls, a political prisoner, places himself in a rather dangerous position. He finds himself totally aware of the system and how the system is, in fact destroying him and his people. Once this is discovered, he wants to destroy what is destroying him. He begins to study the problems and he begins to reject the authority that he faces everyday.

The danger comes into being once the pigs realize that they can't make him think the way they want him to think. Once they realize this, they begin to harass the brother by locking him up continually and taking away what ever little privileges they might have given him. Even worse than this, they go about turning the other prisoners against him; telling the Black prisoners that if they want to make a parole they better not hang around with him for he's a bad nigger and means them no good. And they tell the White inmates that he hates White people and that he is trying to take their jobs and whatnot.

In prison the White inmates have a much better relationship with the prison guards than the Black prisoners do, for in most cases the guards come from the same com-

munity as the White inmates do and/or are from the same background. They relate to one another on a first name basis; they always get the best jobs and the best food. When clothing is given out, the White inmates always receive the better clothes.

The very few Black guards that they have in prison don't try and in most cases, don't want to relate to the Black inmates, because they're too busy trying to make it by working within the system.

A convict who is determined to carry on the struggle against capitalism and against racism becomes too much of a danger even inside the walls of prison. Once the prison official sees this in a man, they try and keep him locked up inside of the walls.

We must support to the utmost, all political prisoners because they are very important to our struggle. It is the will of the people that shall free all political prisoners from the fascist dungeons of racist Babylon.

FREE ALL POLITICAL PRISONERS!

Johnny Viera,
Boston Chapter
Black Panther Party

THURSDAY
AUGUST 13, 1970
10:00 am

PRESS CONFERENCE
600 SOUTH BULLIS ROAD

At the home of Mrs. Bessie Phillips, in Compton, California; by the relatives of 15 brothers who are presently confined in the hole at Soledad State Prison while the most recent death of a prison guard is under investigation. Information of the pigs attempt to frame more brothers on trumped-up charges will be released at this time. For further information call--213/636-1763 or 635-2586.



INSTITUTION OF RACISM

In 1964 when I was ten years old I was placed in Echo Gelen concentration camp for boys and girls. This was the first time. The charge that I had been brought under was "Incorrigible". Upon my arrival I was met by a fascist looking security guard who greeted me by threatening me, saying that I had better straighten up or get used to solitary. I was placed in a cottage and I soon caught on to the programs which were implemented to maintain control and to brainwash the inmates. Some would conform and others wouldn't, I was one that wouldn't and as a result I ended up in the pokey quite frequently. The pokey was approximately 5 ft. by 5 ft. There were four walls, a door, a toilet and a bright lighting system, which was kept on twenty four hours a day. It wasn't very pleasant and it served their purpose. I had a reputation of going against the staff and some of the lackeys who made it their jobs to start fights or arguments with me. I was always locked in the pokey, but I could never find

it within myself to give in to the jive programs which were so obviously designed to form me into a "respectable" American citizen. The staff would try to talk to me and an argument always ensued, which ended up with me in the pokey. The men security guards were supposed to be the big fascist paper heroes, the terror of the cottages. Whenever the sissy matrons couldn't handle a ten year old they would call in the men security guards who used vary brutal tactics from judo to hand cuff beatings. I wasn't the only one subjected to this type of treatment, for there were plenty others who rebelled and made escapes. I was one of those who ran away but was brought back. It even got to the point where I couldn't eat with the rest of the girls or even be allowed to continue going to their racist oriented school.

The time came for my parole in 1967. The situation around my release couldn't be anything but a race issue because my mother is White and my father is Black and they were seperated. When I was

called before the head advisor he began talking to me about his dislike for integrated marriages. He also mentioned the fact that I had Black skin and my mothers was White and that he was going to relieve custody of me to my mother. I protested and wanted to go to court. During the hearing I was handcuffed and was not allowed to testify or even speak. Eventually I was released to my father who really didn't have time to look after me (which was their basis for a plan to have me soon returned to another institution). These type of conditions have existed for years and continue to go on. Why are youth subjected to such subhuman forms of life? Is it to crush a desire for change from the old stuffy way of life, obedience to the law and government? Or is it to properly bring up children? We are not fools and will continue to struggle and be victorious because the youth makes the revolution!

ALL POWER TO THE PEOPLE
DEATH TO THE FASCIST PIGS!

ALABAMA BLACK LIBERATION FRONT INVESTIGATES CASES OF PIG BRUTALITY

ALSO STARTS DRIVE FOR DEFENSE FUNDS

After 30 days of intensive investigation in the Black community of Alabama the A.B.L.F. has investigated over 24 cases of police brutality, 16 in Birmingham and surrounding area, 2 in Montgomery, 2 in Mobile and other parts of Alabama, to-date, only 9 have been successfully documented.

Fascist federal plan of genocide is definitely being used by the fascist capitalist. In Jefferson County the murders reported by the people are shocking. We, ABLF, and ABCNS, are stirring to investigate and confirm these atrocities we have verified the following:

- 1 brother lynched Bessemer, Alabama jail
- 1 brother shot in his grandmother's apartment
- 1 brother shot 12 times on May 10, 1970, between 2-5 a.m.
- 1 brother beaten to death on or about the 12th of June 1970
- 1 brother beaten so bad he lost one eye
- 1 brother (a free bleeder) beaten to a pulp on critical list at hospital

THESE LAST FIVE BROTHERS WERE VICTIMIZED IN BIRMINGHAM, ALABAMA.

One Black brother killed in Mobile, Alabama and 2 Black brothers beaten in Montgomery, Alabama. These nine cases have been verified and at present, we still at work on the other 15.

Only 2 deaths have been printed in the systems paper. Al Formby and Frank Brown. The others which are confirmed are Cornelius Jones, Lincoln Mason, Phillip Streeter, Larry Smith, beaten were Reginald Martin and Herman Hammin. The Alabama Black Liberation Front has established a Black Defense Fund for the purpose of assisting them to dig out the truth and provide aid for our warriors.

Bobby Seale has said "only on the blood of the oppressor can the people's freedom be founded—only the blood of the oppressor can fertilize the soil for the people's self-rule".

Lincoln Mason Jr.
510 1/2 16th Street, North
328-8637

He was shot in his grandmother's home on April 3, 1970, murdered by a White officer (Harry M. Jones). Officers got the call that he was demented (crazy).

He started having a seizure at about 4 or 5 p.m. that afternoon, his grandmother called the police to carry him to the hospital to get a shot to calm him, the officer and the parents were standing about 10 ft. away when the officer drew his gun and shot him one time, he was bleeding already from where he had cut himself on a mirror in the bathroom and was very weak from loss of blood. After shooting the boy one time, the officer made the parents and brother of this young man go outside and sit in the police car and shot him again, because when the death certificate came out it

stated he had been shot twice, in the abdomen and in the chest, the parents stated that they (pigs) shot him once in the chest in their presence. After putting the parents out, they locked both doors, back and front and stayed in the house about an hour before calling the ambulance. This young man was 21 years old, and under the care of Rehabilitation, with his medical card and medicine in his pocket. We went to the County courthouse to investigate. Lt. Long told us to take it to the Grand Jury. We went to Legal Aid and talked to a lawyer there, Mr. Steve Merriweather (Black bro.) to investigate this. They compiled their findings, gave them to the District Attorney (Earl Morgan), he's supposed to have presented this case to the Grand Jury in July. (?)



PHILLIP STREETER

Phillip Streeter
(Bessemer)

The police stated that he hung himself in Bessemer Jail, on the 29th of April. Phillip was 23 years old. Det. Pace stated he received a call at about 2:00 p.m. that evening stating that a young man was trying to buy drugs with a forged prescription. The police stated that he found a bottle of dedemod and rubotussin in his pocket—they carried him to jail. Later they said that Phillip complained of headaches and stomach pains, when a pig asked him what could he do for him, Phillip asked did he have any morphine or heroine that he could give him, a pig said he would call a doctor, but the doctor was never called. We talked to the druggist and he stated that it was between 11:00 and 11:30 when he put in the call. He didn't know if there was anyone with Phillip or not, all he knows was that he came in by himself. When the police came and searched Phillip they found drugs in his pocket, and he was trying to get more. The next day we talked with the chief, he stated that on the records which he showed us that they received the call at about 11:00 a.m. and we asked him to see the cell, a pig showed it to us; and it was a padded cell, no way to put a belt in order to do anything of this sort. When they did let us see the cell, they had put a steel door there. The screws were new, this is how we know that the door had been put there, recently. When he showed us how he thought Phillip hung himself it was impossible because the belt wouldn't even fit into the crack. We asked who found him, they (the pigs) say one of the key persons, his name was supposed to be Eugene Cones, 1006 12th St. No. Bessemer, but, this was a false address. We could not find his parents, whose names were sup-

posed to be Lonnie and Ora Cons, when we asked to talk to Eugene they stated that he had gotten out, he was just in for a drunk charge.



LARRY SMITH

Larry Smith
2827 10th Ave. No.
425-9717
(Bessemer)

Larry was shot by Lt. Pace and Lt. Godwin on May 10, 1970, between 2-5 p.m. The police stated he was robbing a discount tire store, the small window that the police stated the young man entered was too small for any grown man to enter. This young man was 19 years old. Police stated that he was shot three times. His parents had his body moved to Chambliss funeral home and they stated he was shot 12 times. The mother stated that the only witness that they had, had left town, He had said that he put Larry out of his two blocks from home at about 2:30 a.m. The police stated that he had to get the management to open the door to get in after shooting Larry. This is all the information we have on this because the N.A.A.C.P. (Bess. Branch) was supposed to do something about his case and told the parents not to talk to anyone else concerning this case, because they would take care of it. Until last Thursday, nothing has been done.



CORNELIUS JONES

Cornelius Jones
2516 North 24th Street
841-4150
(No. B'ham.)

This young man was 30 years old. He had been to Korea and was shell shocked, his mind was very bad, and had been to Bryce Hospital (a mental institution), a couple of times. His neighbor called the police and stated that the young man had threatened him with a gun. This young man was in his home when the officers came and knocked on his door. The young man came to the door.

The mother and sister stated that the policeman started shooting through the screen door, shot him 6 times, went into the house and searched and found his rifle, which was old and without any shells, and a pistol out of the drawer and carried these with them saying the young man drew his rifle on them. The mother and sister stated that they knew that the brother was a demented person, because they had records on him.

Herman Hammin

Herman was beaten unmercifully for, the police say, running a red light. This young man stated that he and his friend and his friend's wife, Tony Browder had been to Atlantic Mills and also Liberty's to cash a check. They came down Graymont Avenue to Peyton Place, a policeman pulled up behind him, asked him to come over to his car and sit down so that he could write him a traffic ticket for running the red light. The young man stated that he did not run the light and was sitting there discussing this when the owners wife of "Peyton Place" sent a young man out and told the policeman he could not give him a ticket on private property. The policeman got angry and told Herman to shut the door and get in because he couldn't give him a ticket there. He knew where he could give him one. He carried him about a block and a half from "Peyton Place" in the back of Zac Smith's stationery and called more cars. When 2 more cars pulled up the policeman had Herman handcuffed and told him to get out of the car, threw him on the ground and began to beat him. One of the cops in car 49 got out and preceeded to beat Herman with his club until he began to bleed. The policeman put his foot on his head and kicked him 3 or 4 times, threw him in the "paddy wagon", then rode him around an hour or two to try to see if he would die. Herman was still bleeding during this. They then took him over to the hospital, the nurse asked him to sign himself in. He stated he couldn't sign himself in with his hands tied. The police wouldn't unlock the handcuffs, and they took

him to jail bleeding. His sister went over to he jail and told them to do something for him because he was a free bleeder and wouldn't stop unless given doctors care. He was so weak they had to carry him in at the hospital. This was 1:00 a.m. the next morning when they did carry him back to the hospital. This incident happened at 7:00 p.m. the day before. He got a lawyer, Mr. Hood, of Bessemer to take this case because the Birmingham lawyers were afraid to go against the system here. The case is supposed to come up on the 1st of July.

Al Formby
1259 12th Street, No.

Formby was 16 years old, he was picked up on June 12, 1970, at 10:00 p.m., the police stated that he was begging a man for 18 cents. They carried him to the city jail. The police stated that Formby started to have pains in his head and stomach. They carried him and pumped his stomach out. He stated that he felt alright. The next morning at about 4:00 a.m. he was found dead in his cell (this is the police statement). His mother stated that one of the inmates in the jail called her and told her that at about 8:00 p.m. Saturday night this young man took sick and asked for medical help, they did not call a doctor, but poured water on him to bring him to, then when he didn't come to, they carried him to Carraway Methodist hospital, he was dead then. They made an autopsy on him, then came out at about 5:00 a.m. and told his mother he was dead, she preceeded to call and ask to see her son but they told her not to come over to the hospital because she and no one else would be able to see him until they were finished with the autopsy. She wants to have another autopsy made but does not have the money and neither the N.A.A.C.P. nor the Alabama Christian Movement will agree to have one made for her. The young man should have been put in juvenile instead of city jail in the first place. She would like to find out what really happened, was he given an over dose of dope or beaten to death.

Each of us must be a match for a hundred.



"We as a people united must move now to achieve our goals of complete and total freedom to determine our own destinies."

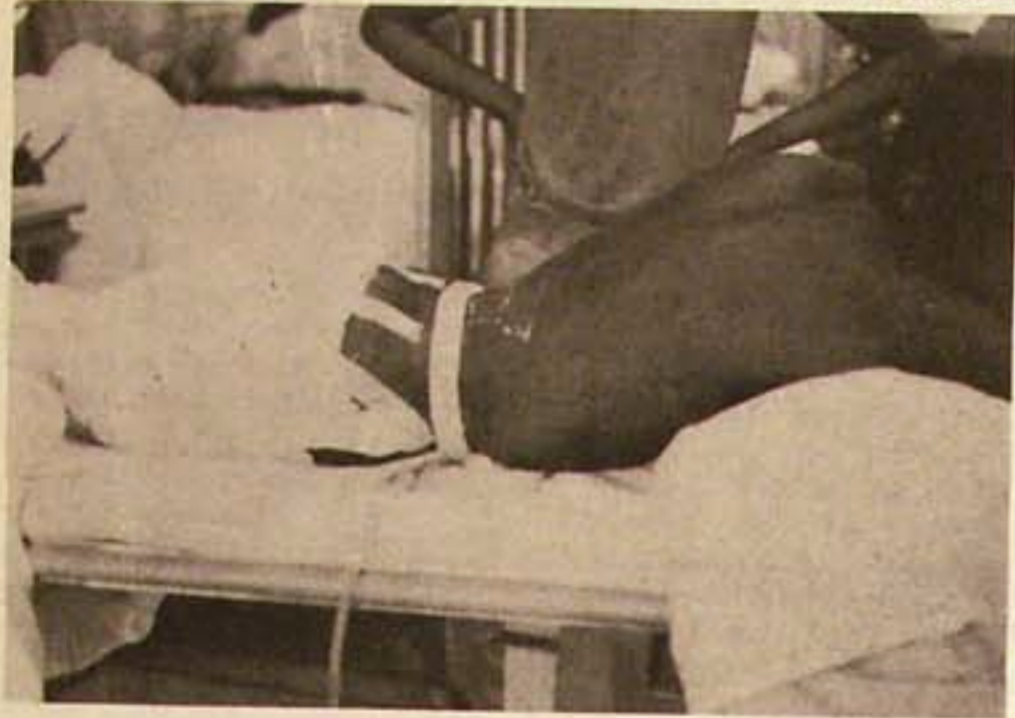


CHICAGO ILLINOIS

THE PEOPLE CALL COOK COUNTY HOSPITAL THE BUTCHER SHOP

In the police occupied, oppressed community of Chicago, County of Cook, there looms in defiance of humanity a large "Roman Ortho-

wound infections. The fact alone that people's bodies are amputated and butchered up because of gun shot wounds is an indication of the poor



WILLIE APPLETON WITH NO LEGS.

dox' looking building called Cook County Hospital. Cook County Hospital is an open-book-lesson to the people, indicating with its treatment and medical care the true type of service one can expect from a capitalistic controlled government. To visit this hospital (as I did), you must erase all former knowledge on what you thought hospitals were like, because, Cook County Hospital is a true reflection of every "Frankenstein" movie I have ever seen. It is horror, an experience that is hard to describe. The reality of the situation is so ghastly that my body trembles with a desire to bring death to those pigs who are responsible for what I saw.

We visited with a brother named Willie Appleton, who had both his legs amputated at the pelvic bone because of an infection which set in, resulting from a gun shot wound in the back. The state is responsible for Willie Appleton's condition, and right now they are trying to shun "all responsibility" by refusing to provide a body hold device which will support his upper body and keep the weight off of

medical treatment patients receive. Ronald "Doc" Satchell pointed out that he had to dress and clean his own wounds to pre-



LEROY YOUNG WAS SHOT BY A RENT A PIG LAST YEAR IN THE BACK STOMACH AND CHEST, WHICH PARALYZED BOTH OF HIS LEGS.

vent infection from getting in. Doc, who is Deputy Minister of Health for the Illinois Chapter of the Black Panther Party was also a

four hours at a time. The hospital ward I visited lacked air conditioning, one can only imagine the agony experienced by these patients during the recent heat spells. For those who are naive and blind, and would put a high standard stereotype on all hospitals, we must point out to you how a hospital like Cook County, is allowed to exist as a symbol of dehumanization controlled by a nation that has sent humans to the moon.

Cook County Hospital is just another of the active parts of genocide, in our community being perpetrated against our people by a government of an for profit makers. Because there is no profit in prolonging the lives of poor people, the state through "benign neglect" provides situations where survival of the fittest, and denial and death to the sickly is the rule. We must listen closely to the words of the administrators of this system when they talk of "over population", and remedies for it. We must not be fooled into thinking that they have no solution, or that it is embodied in simple

birth control pills. Our community has been forced into a cancerous situation, which is actively destroying the body of our community. We must recognize that when pigs patrol hospitals like Cook County Hospital, or close their doors claiming a lack of room, it is merely an act which allows would be patients to die and suffer in the streets, the same as they would in the hospital. We must site the fact that as long as hospital care is based on profit, the worth as human is secondary, and if you're poor your worth as a human is nil. The Black community is an oppressed community, our worth as humans to these pigs who control our lives is reflected in the streets; in the pigs who use dogs, cattle prods and guns to control our lives like enslaved deprived animals waiting to die in the streets; in foreign lands for a foreign cause; in prison for reaction to a stimulus which seeks to destroy our lives; or die in the hospital for being oppressed and poor.

We the people must move in a revolutionary manner to seize the time and our lives from the clutches of these pigs. We must move to make a life of the best for all people, and we must remove "practitioners of genocide" from our hospitals.

MEDICAL ATTENTION FOR HEALTH, NOT WEALTH!

BLACK PANTHER PARTY
Chicago Chapter
Monk Teba



HENRY JONES
RIGHT LEG AMPUTATED.

his intestines and other organs, which now form the base of his body. Willie Appleton's case is a manifestation of why people call Cook County Hospital "the butcher shop". This brother was shot in the back, received poor medical care, the wounds improperly attended, resulted in infection setting in, which cost him the loss of two legs. I talked with several other brothers on the ward which was grossly overcrowded and covered with dry stench of humans rotting in deprivation. These brothers also had parts of their bodies amputated, all from gun shot

victim of gun shot wounds, and we can attribute his body staying in tact to his own personal medical knowledge, and of a knowledge of Cook County Hospital. Larry Roberson, a member of our Party who was shot by Chicago Pig Police, died at Cook County Hospital from improper medical care. Many brothers who are victims of police attacks are bound and shackled to the operating table, beds, etc., all without due respect to any kind of medical diagnosis. The nurses and doctors are so unattentive that a patient's "uneaten" food remains on the carrying tray for three and

PIGS OF WINSTON SALEM ARREST TWO N.C.C.F MEMBERS AND A MENTALLY RETARDED BROTHER

We have said many times before and checking out the situation today as we observe the National and international scope and deal with the objective reality of the situation, we find the pigs occupy still the communities of the world reeking murder and brutality and intimidation as they go forth. The Minister of Defense, Huey P. Newton stated clearly that an unarmed people are slaves or subject to slavery at any given moment. The people of Babylon and people in the Black community in particular must take heed to what the Minister of Defense has said and move accordingly. We must begin to arm ourselves and move to the level of Self-Defense Groups.

On July 27, 1970, brothers from the National Committee to Combat Fascism were putting up revolutionary art posters in the community around our headquarters. They were pasting posters on store fronts and telephone poles. It was around 11:30 p.m. when a pig oinked that it was against a city statute to put anything on telephone poles.

As the pigs tore the posters down, people began to come out to see what they were doing. The brothers from the N.C.C.F. began to conduct agitation and propaganda. The pigs, not wanting the people to become educated, called for more pigs. Before it was over, 7 carloads of pigs were in the community around our headquarters with M-1 carbines and riot

pump shotguns drawn, and tearing down posters. The brothers continued to educate the masses and the people began to shout, "off the pig". At this time the pigs left but within the next 3 minutes there were 19 pig cars invading the community.

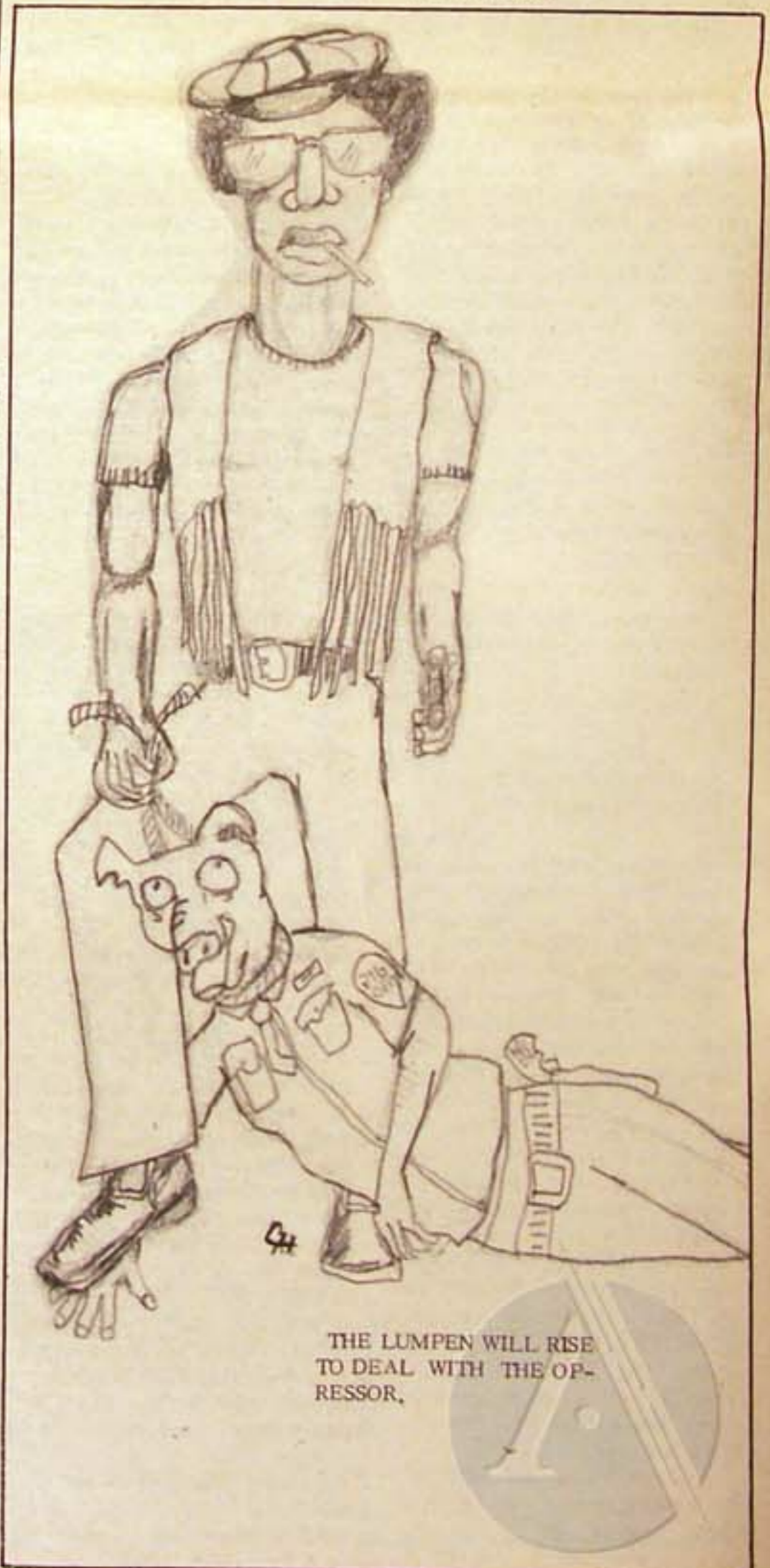
The cars came to a halt and the pigs jumped out brandishing weapons. They rushed in the crowd of people and arrested Larry Little, William Gary (members of the N.C.C.F.) and a mentally retarded brother, Terry Joe Young, who was just sitting on his bicycle. As the pigs moved on the brothers, it was apparent that they were armed to the gills. They jacked off rounds into the riot shotguns as they made their kidnappings.

As we were on our way to the pig pen to get the brothers out, the pigs kidnapped a brother, Sammy Lee Byrd, and a sister, Patricia Ann McNeal on charges of disorderly conduct. All the brothers and sisters were gotten out that same night after continuous threats by the pigs to lock us up. Larry, Gary, and Terry went to trial on the 27th of July and had their cases continue to August 12th. The other cases of the brothers and sister come off in August some time.

ALL POWER TO THE PEOPLE!

DEATH TO THE FASCIST PIGS!

Winston-Salem



THE LUMPEN WILL RISE TO DEAL WITH THE OPPRESSOR.



DEATH TO THE FASCIST PIGS

WHO KILLED COLUMBUS WORSHEY

On Wednesday, August 5, 1970, 17 year old Columbus Worshey was on his way home from his job as usual when he was told by one of his bosses to go up to the factory on the 4th floor to pick up a package. He went upstairs to do this pig a favor, as he was off for the day. This is when he met his brutal and untimely death, as many Black people who fall victim to racist pigs, mafia and other disreputable organizations.

The Black Panther Party was told of the incident in which the pigs came to the "conclusion" that the brother was unstable so he stopped his daily oppression by jumping from the ledge and killing himself. The mass news media, on orders from Mafia Kingpin Frank Rizzo did a complete blackout on the incident as the Black Panther Party knows they can do. The White press wouldn't even tell the story because it had too many holes and unanswered questions, but the local nigger newsery chose to parrot the line handed down by local Mafia Chief Rizzo.

Well, not being handcuffed or controlled by piggery in Babylon, the Black Panther Party started its own investigation. We went directly to the people involved or who knew Chris as he was known by the community. If reporters don't know how to report a story, then they can use this as a guide--go to the people who are involved and not to idiots who make a practice of justifying all murders of non-White people. From information obtained from the family, we know that Chris Worshey was murdered by forces of the Philadelphia Mafia. No one of the job believes he would commit suicide. That he was thrown from the 4th floor ledge of the factory (autopsy showed no drugs or alcohol in his body) was the conclusion of the doctors who judged this fact from the broken bones in his body. The undertaker refuses to let his family see the body. The coroner told his mother that it looks like murder. Rizzo threatened the news media into submission.

We are not lackeys nor are we detectives, but we do exercise the right to determine for ourselves what's right and what's wrong. The black, Community News Service is the voice of the Party and we won't be silenced by fascist pigs.

Here's what we found out from our investigation. Upon talking to Chris' brother, we learned that Chris was always afraid of heights, so that repudiates the

story that he sat on the ledge smoking a cigarette as told to us by some White woman. Anyway, he was off for the day, so why would he sit on the factory ledge smoking? We also went to the site of the murder and not being detectives, but having common sense and a desire for the truth, we checked out the ledge he was supposed to have jumped from and judging from the spot where he "jumped" from to where the body landed, it would be impossible to leap and land where he did without flying out. This only supported the doctors' and the coroner's reports and contradicted the pig commissioner's lies.

We also learned from inside sources that drugs are being dealt there. There is a hefty White racist who likes to intimidate Black people and who certainly has the strength to toss Chris from the ledge. His mother said that Chris had told her that he was having trouble with three White racists on his job. There are many more facts about the whole affair, but this clearly shows that when Rizzo isn't defending the murders of Black people committed by his fascist cowards, then he's defending the mafia cowards. The only way we can halt the wanton murders of Black people is to arm for self-defense against those who would destroy us.

We say that Black people must move to avenge Harold Brown, Joe Brooks, and Columbus Worshey. The mafia must be stopped both politically and militarily from the hefty factory brute to the armed fascist cop dog.

DEATH TO THE FASCIST PIGS!

P.S. Rizzo--You are directly responsible for the murders of Joseph Brooks, Bernard Sisco, James Parker, James Hamilton, Harold Brown, Columbus Worshey and we know you boast more than that. You are responsible for the brutality inflicted upon hundreds of thousands of Black people. We can no longer deal with your arrogant, hostile manner and attitude in dealing with our people. Just as you guaranteed the fascist ruling circle that you would deal with the Black people, we offer our people and the people of the world that same promise. You, nor your lackeys will escape the people's justice.

DEATH TO THE COWARDLY PIGS!

BLACK PANTHER PARTY
Philadelphia Branch

PIGS BUILD GENOCIDAL PROJECTS IN NEW HAVEN

New Haven's Redevelopment Authority has just completed the building of a four hundred family unit project, which is scheduled to be opened September '70 to four hundred low income Black, White, and Puerto Rican families.

This project was said to be built for the purpose of moving Black people out of the run down Black community and tearing it down to remodel it. But this is another lie by the racist government. The reason the project was built was to isolate the Black people from the other Black communities, thereby placing them in a position where they will be vulnerable to open fascism. The project is located on Church Street South and Columbus Avenue, which will be suicidal for any child or adult in that area. These are disguises tactics that the pigs are using as a tool to destroy our people.

1. Beside the project the pigs have secretly renovated a new pig station in which six hundred more pigs will be brought into the area.
2. Behind the project is the Penn Central Train Station in which its tracks are freely opened to the people--a death trap for sure.
3. In the front of the project is the Church Street South Inter-

section which has one stop light and has an open speed limit, which leaves the drivers free to drive at any speed they wish.

4. The inside of the project which contains four hundred families, and each families children, ranging from three to twelve children per family.
5. The center of the project has one recreation area for the children.
6. In order to move in you have to have \$450.00, then pay rent no less than \$125.00 a month.
7. People will be living next door and on top of each other. Families have already moved into these projects and 375 more to move in. Two hundred will be Black. This is what we are against and we are implementing point No. 4 of our ten point Platform and Program in the community so that it can be fully understood by the people before they move in.

Church Street South must be closed down and once the people begin to see this it will be done.

ALL POWER TO THE PEOPLE;
DECENT HOUSING OR ELSE!
BLACK PANTHER PARTY
Connecticut State Chapter
Edie

BLACK PEOPLE HAVE NO RIGHTS THAT THE RACIST WHITE CAPITALIST ARE BOUND TO RESPECT

Historically the courts and the avaricious capitalists (businessmen) have conspired together in many railroadings which have caused many brothers and sisters to pay fines, unreasonable and / or serve long years in confinement. If we look at the functions of the courts and the capitalist businessmen, you see that they work hand in hand. One steals, the other justifies. This is especially true in so-called "shoplifting cases." People who are "caught" taking a 50¢ article of goods, might be fined as much as \$75.00. In other words the person has to not only pay for the 50¢ article but also an extra \$74.50 This is the real robbery. (One may ask who is the real criminal?) The avaricious businessmen and the courts have another game they run on the people. They both cover for each others negligence, which is quite often. This is reflected when companies fail in serving the peoples needs, resulting in suits against the individual companys failure to serve the customers needs and for this negligence on the companys part.

However for the common masses suits are long and costly ordeals which many times leave the plaintiff (the victim, or the person suing) themselves penniless from legal aid court fees. This is because courts as the avaricious businessmen do not serve the peoples needs.

September 17th 1968 at around 7:00 p.m. Mrs Velma Hardy a Black woman struck down by a Farwest cab as she was walking in a crosswalk while returning home from work that evening. So stuned was Mrs. Hardy from the cab she didn't know she was struck by a cab until she was in the hospital. So badly was she injured that she had a stroke resulting

from her head injuries. Three months later Mrs. Hardy filed suit against the Farwest Cab Company appealed the case and the case was dropped for two years after Mrs. Hardy persuaded to drop the amount of damages from \$75,000 to \$50,000 .00.

Three weeks ago the court upheld the decision, however, Mrs. Hardy getting one-third about \$17,000.00 for "legal and defense fees. Farwest Cab Company can no doubt afford a few pennies from the capitalist firm. But the inconvenience and suffering of the two years following her accident, the fact that she cannot work again is nothing but a pittance for two years of cortizone treatments and forced unemployment. Farwest cab Company along with the courts proved through their practice that Mrs. Hardy in particular and Black people in general have no rights that the White racist capitalists are bound to respect. Farwest Cab has shown through its history a blatant disrespect and arrogance towards Black people and their needs. It wasn't for example until two years that they decided to hire a couple of Black cab drivers, in their company which is located in the Black community. This racist arrogance is intolerable and has already almost cost the life of a hard working member of the Black community. Racist arrogance by capitalist Farwest Cab Company and racist arrogance in the courts is being used against Black brothers and sisters daily and if we regard such incidents as the one in which Mrs. Hardy experienced, it could mean death!

CAPITALISM PLUS RACISM
EQUALS FASCISM!
ALL POWER TO THE PEOPLE!
Anthony Ware
Black Panther Party
Washington State chapter

On Friday night, July 24th, about 1:00 a.m., the Dudley station area looked like the aftermath of a riot scene. Approximately 20-25 fire trucks and the same amount of pig cars filled the streets; cars were detoured away from the area, and spectators were arrogantly told to "move back." The cause of this scene was unbelievable at first thought; two stationary stores were on fire. Why would the burning of two small, run-down, delapidated stationary stores cause so much confusion? Pigs were everywhere; pigs in red, pigs in blue, pigs with axes, pigs with guns; all behind a couple of stationary stores? Not true!

Take a look across the street from the scene of the fires, and the real reasons behind these pigs presence becomes strikingly clear; the Dudley street Concentration camp. And the purpose of the Dudley street concentration camp has to be understood as the E.O.N.--that is the "extermination of niggers." It was the pig station that was being protected, for nothing moves a pig so much as to have his pig sty threatened. Undoubtedly, Pig mayor White was awakened, and the National Guard, Boston's answer to Germany's blitz was alerted. It was simply too close for comfort.

Unless moved upon before too long, unless construction is stopped by any means necessary the history of Black people in the city of Boston, is going to be intimately interwoven with the Dudley street concentration camp. In fact, history will record the taking of the fortress as the major accomplishment of the revolution in the city. It will also record that the "fortress" was captured from the enemy, after an extremely bloody battle, in which the victors the Black people of Boston, lost many lives. And in one of those footnotes, we always see in our history books, we'll be able to find a telling story, which will read something like; "During the summer of 1970, the Black residents of Roxbury, Mass., watched the construction of the Dudley street concentration camp and did nothing to stop it. Seemingly awed by the massiveness of the structure, the residents of Roxbury, just before their revolutionary consciousness reached a higher level, watched the man build their graves. We can find no adequate explanation for their passivity.

Nothing can stop these madmen from implementing the structure of our doom except the people, Black people. We are the only ones who can change this history I've described; the only ones who can avert a disaster. We are the earth movers, the writers of the history of the rise and fall of Babylon. Upon our back, our labor, Babylon rose up to menace and reek havoc upon the people of the world, and it will be through our efforts that Babylon will violently fall!

It is within our power to stop the course of a small bit of history, which if left unchecked, will become the tombsotme for our graves here in Boston. We must use up and destroy, or at the very best, stop the construction of the Dudley street concentration camp. Not only is it our right to destroy it, totally for the sovereignty and security of our Black community it is our duty which history lays before us.

COUNTER ATTACK!
SEIZE THE TIME, SEIZE THE LAND!
Michael Fultz
Boston Chapter
Black Panther Party

BLACK WOMAN MURDERED BY RACIST PIG

On August 5, 1970, Lima Ohio pigs perpetrated their most foul deed to date. At 3:50 p.m. on Wednesday the Maniac Lima Pig Department answered a complaint at 737 S. Union St. Two young brothers were having an argument, one that could have been easily settled by themselves, had the racist dogs let them alone. But, true to the nature of all racist pigs, they saw an opportunity to practice their ill-fated pig brutality. After arresting the brothers, the jacknapes proceeded to murder-mouth the crowd that had gathered. While doing this the pigs also exercised undue pressure on the handcuffed brothers. A righteous sister, Mrs. Christine Ricks, intervened by saying that the pigs had no right to treat them in that manner. An altercation then developed between the sister and the dog policemen. The sister and one of the clown pigs got into a scuffle and the sister took the pig's gun. The other pig then began to fire upon sister Ricks and when they finished, the sister lay dead, face down in the dirt, with her body riddled with bullet holes. These cowardly dogs then fled in their pig-mobile without calling an ambulance or any other type of help for the sister.



Where Mrs. Ricks was murdered.

hurling into the building. After the building had been emptied the federal pigs had the building declared off limits for all people. The pigs used as a pretext for closing the building, a lie that bombs had been placed in and around the building. To cover this lie up, the pigs staged a false search of the premises, and even managed to produce a bomb. One they had planted. We all know that the definition of a pig is "A low natured beast that has no regard for law, justice, or the rights of people; a creature that bites the hand that feeds it. A foul depraved traducer, usually found masquerading as the victim of an unprovoked attack." The local and federal pigs have thus far lived up to their name. Some righteous brothers are waging war on these racists, snivelling, bootlicking tools of U.S. fascism.

These avaricious dogs have been asked by the "Lima--Allen County Community Action Commission" to cease their occupation of Lima's south side (Black community). Lima's gestapo pig mayor, Christian P. Morris, refused to withdraw his mercenaries. Thus, proving by his racist oppressive actions, that he not only condones but encourages all

of the foul deeds performed by his circus clowns.

The people's struggle against fascism, racism, pig brutality and oppression is one in which few that start will see the end. "To be a revolutionary is to be a doomed man." To dare to stand up against the repressive forces of evil is to place one's life in danger. But we in the Black community have been in danger all of our lives, so the struggle that we have chosen to become part of is welcome relief after years of being messed over and ignored. We now demand that the racist dog policeman withdraw from our communities--cease their wanton brutality and murder of our people and let us determine our own destiny, or suffer all of the hatred, pent up frustrations and wrath of the armed people.

The city of Lima Ohio is a classic example of what U.S. fascism and imperialism is all about, and the people of Lima are truly classic examples of what revolutionary people everywhere are doing to put an end to the robbery and rape of our people and communities. We will no longer tolerate any form of oppression from this maniac, capitalist system, and we will do any thing necessary to OFF ALL FASCIST PIGS.

ALL POWER TO THE PEOPLE!
DARE TO STRUGGLE--DARE TO WIN!

N.C.C.F., Toledo Ohio
1334 Dorr St.
Bob Watson

THE DEATH OF AN IDEOLOGY OF THE CONSTITUTION OF THE U.S.A.

The Constitution is the ideological foundation of the American way of life. In simple terms it is supposed to stand for life, liberty and the pursuit of happiness. But somewhere through the pages of history and the passing of time, the ideals the perspectives and goals of these words so beautifully written have become a symbol of political oppression, economic exploitation and social degradation of a people who have suffered 400 years of humility. Let us analyze the phrase "all men are created equal". We are all supposed to be guaranteed all the rights that are allegedly manifested within the basic framework of the supposedly protector and securer of all mens rights, the Constitution. If this theoretical phrase was actually applied to the 30 million or so Black inmates of Babylon, you wouldn't have Black people suffering from basic human indignities, such as hunger, indecent housing, improper medical attention and lack of decent clothing, when this country under the banners of freedom and equality claim to be the most technically advanced and the most productive nation in the history of the planet earth. What will it take for people to realize that they are here and now part of that awesome American nightmare that science fiction writers once thought were tales of fantasy. We are all part of the American dream, not to say that we will stop struggling against Nixon-Agnew-Mitchell trio, but that we must create and put together some functional machinery that will guarantee and safeguard all the rights and privileges of the people who make up the backbone of this country. In other words we must alter and change what is wrong with this country and make it right, for those that live within the boundaries of it, by any means available to us. When Huey and Bobby drew up the Ten Point Platform and Program of the Black Panther Party, they included in it passages from the Constitution and the Declaration

of Independence to let the people know that these rights and privileges were supposed to be protected and legitimized by the documents that were drawn up by the forefathers of this country who at that time might have been sincere in their beliefs. But as time passed on and money and property surpassed the principles of democracy and freedom, we find the whole ideological foundation of this country being altered, to suit the needs and desires of a fascist ruling clique that thrives off the blood, sweat, and tears of the suffering masses.

The death of the ideals of this country started way back with the Martin Luther King era, when people were denied the basic freedom of expression when they demonstrated "peacefully" that they wanted their rights guaranteed and safeguarded as defined by the Constitution of the U.S.A. Even when White people who have been and still are dissoluted and confused began to exercise their so-called guaranteed rights and found themselves in situations like people's park and the Chicago Convention scene where the American nightmare that Black people have been caught up in for 400 years, became crystal clear to those progressive factions that were leading and participating in these demonstrations. Whereas the supreme court of the U.S.A, the highest court in the land, officially legalized the right of the fascist court system to bind and gag anyone they please who is speaking up for his or her basic human rights. Earlier in this article I asked, what would it take for people to realize they are caught up in the American nightmare? Now I ask you how much more proof do you need? The annihilation of the Black Panther Party, the destruction of all progressive revolutionary forces or genocide committed against Black people in particular and all oppressed people in general? Like ripening fruit that is ready to be picked now is the time for the humane and freedom loving peoples of this nation to move in such an awesome way that it will

stop the heart of capitalism and fascism in Babylon and cut off the spreading tentacles of international exploitation and world imperialism. We must first make that move that will present a declaration of war to the fascist ruling clique who have for the past three years have been waging an undeclared war against the people, the peoples vanguard, the Black Panther Party. We're going to make known to the rest of the people of this nation and the world, about the inhumane treatment the oppressed class of people are subjected to at the hands of these mad-dog fascist swine. We as a people united, must move now to achieve our goals of complete and total freedom to determine our own destinies. We must draw up a new constitution, one that will apply to the needs, aspirations and desires of all oppressed people in America. We now see this a necessary move on the part of the people, because our oppressors, have no rights which we, the oppressed people are bound to respect. We will erase the laws and all documents of so-called guaranteed human rights, that have been misconstrued and made non-functional for the people, including the present constitution of the U.S.A, from the pages of the history of the world. The ideals contained in all these documents are eternal, yet and still these ideals have not and will not be put into actual practice as long as we have a country that is being maintained by the people, but being run and controlled by a handful of greedy pigs. We're saying something else has to be done in order to live and let live and enjoy the fruitfulness of life.

WE WILL REMOVE, DESTROY AND KILL ANYTHING OR ANYONE THAT STANDS AS A THREAT TO OUR FREEDOM AND SECURITY AS A PEOPLE

BLACK PANTHER PARTY
Black Community Information Center, W. Oakland, California
James Mott

THE COLOR CHANGES THE FACTS REMAIN THE SAME: A PIG, IS A PIG, IS A PIG

People often ask, "Why do you call Black men on the police force pigs too?" To understand the term pigs when applied to these so called law enforcers, in general, of our Black communities, we must recognize that Black people are a colonized people in this country. This means that the economics and politics deciding our destiny are not controlled by the masses of Black people because this power lies in the hands of racist, oppressive administrators of the mother country, Babylon. The laws drawn up are not to serve and protect our interests but act as legal weapon for genocidal exploitation, constitutional fascism.

The police force, in actuality, acts as an armed guard for the power structure to protect its property rights. Black people, having no property, receive no protection but are subjected to the terroristic attacks of this mercenary army. Like sadistic animals, these racists unleash brutal beatings, senseless murder and torture upon Black people. The American fascists are reincarnations of Hitler's gestapo troops.

As has been historically true, some Black men feel that whatever the slave master does is right

whatever the niggers do is wrong. House niggers in the past believed that the master's house had to be protected from those crazy field niggers. Anytime he heard the field niggers planning to move on the master he would betray their plans. There are still some niggers who believe that Black people are shiftless, lazy, and stupid and need to be kept in their place, which is living under filthy, inhuman conditions. They have been duped into believing that the only thing that niggers understand is a knock upside their head. These Black pigs do not identify with their people. Because of this self-hatred their frustration are released with the same fascism of White, racist pigs.

On Saturday, July 18th, a nigger pig beat up a seven year old brother named Michael. Michael was inside of the Washington Park Shopping Mall in Roxbury, walking outside to meet his friends. This bootlicking pig who guards the Mall, shouted for Michael to stop. Apparently, Michael was unaware that this shout was directed to him for he continued outside. Once again the pig shouted and Michael stopped. For no rational reason, this lackey fool, walked over and

attacked this seven year old child.

The pig told Michael to get going. Michael said he was waiting for someone in the store. The pig replied by saying, "I don't give a hell, get going" There were ten or twelve other young sisters and brothers outside whom he also told to get going. When the mothers came outside looking for their children, this pig slid away.

Earlier, this same pig was talking to the pig for assistance, pointing out the thief, this pig showed his concern by walking after him. Of course, the thief got away. The woman confronted him about walking after the thief and this pig, who feels he is not responsible to the people, just walked away.

The only way Black people can insure that their children, sisters, brothers, mothers, fathers, etc., will not be at any time the victim of fascist attacks, is to arm ourselves. We must no longer allow these criminals, these fools, to kill any more of our people.

ALL POWER TO THE PEOPLE!
DEATH TO ALL PIGS!

Donna
Boston Chapter
Black Panther Party

WE WILL HAVE A NEW CONSTITUTION AND LIBERTY OR REVOLUTIONARY SUICIDE AND LIBERATION

"There is no longer any room for hope. If we wish to be free-- we must fight! Gentlemen may cry peace! Peace! But there is no peace! The war has already begun. Our brethren are already in the field. Why stand we here idly? What is it that gentlemen wish? What would they have? Is life so dear or peace so sweet, as to be purchased at the price of chains and slavery? Forbid it Almighty God! I know not what course may take, but as for me-- Give me Liberty, or give me Death!

Patrick Henry--
I remember that in the racist schools of America, I was taught to respect those words as brave and courageous. I never had any qualms about the words, I know that I feel that way today. I feel as frustrated as Patrick Henry must have felt, because people are still sitting around debating whether to end the fascist regime of United States Murder INC., or to wait in hope of some relief. There is no relief! There can be no let up.
Our people are given death sen-

tences for allegedly stealing thirty dollars, our homes are fit for cattle, our children have to be shielded from rats and roaches that seek to substitute them for food. Our schools are teaching racism and subjugation and when we protest, we are maced and jailed.

By and large, our people are unemployed, and those who are employed are exploited and given slaves pay. Our old, are neglected and carted away to "homes" to die. How can they speak of peace at home, when in every corner of the globe, they are murdering men, women, and children in our names. Lies are being perpetrated in our names.

We must be as firm in our desire to have our liberation as the American colonialists. Our commitment to life must be such that we choose death rather than slavery, exploitation, and mass murder.

We must begin to think seriously about a Constitution that will take the place of the outdated document of two centuries ago. We suffer the same oppression

and exploitation of those thirteen colonies, except that ours is compounded by racism and poverty. Our commitment must be as strong as their's and even stronger.

We cannot afford not to rewrite this document! We must attempt this last straw at National Salvation under this present system, for we must exhaust all legal means. We know that there can be no peace until there is land, bread, housing, education, clothing, justice and blessed liberty!

We will not rest until we have fulfilled the tasks that history has laid down for us. Let us fight on with the unbeatable spirit of a winning people! Let our commitment be such that we will either sit down and write the Constitution as CIVILIZED people, or-- we will write it as MADMEN-- struggling for sanity!

FIGHT ON UNTIL COMPLETE VICTORY!

BLACK PANTHER PARTY
Afeni Shakur

CIVILIAN NIGGER PIG PULLS SHOTGUN ON FRIENDS OF THE PARTY

In the oppressed Black community of Rockford, Ill., a pig named Charles Lathan called "Mitt", operates a restaurant called "Mitts Bar-b-que." Mitts or Charles Lathan is also employed by the Rockford Pig Dept., he functions in some type of civilian capacity, bootlicker, and informer. Mitt is responsible for giving the pigs information which has caused the arrest of countless brothers and several mass "Dragnet type arrests of brothers standing on the streets." According to sources Mitt is very figurative in the "South Main Businessmens Organization" which is working hand and hand with the pigs to remove the street niggers (Lumpen Proletariats) off of South Main. We know that the pigs want those brothers off the street because historically it has been proven that they are the most revolutionary, and that the pigs find it hard to control them. These brothers, true to what our Minister of Information Eldridge Cleaver pointed out, would rather punch the employers in the mouth than punch a time clock. It is attitudes of this type which makes these street niggers or "lumpens" the revolutionary class in Babylon, because we understand very clearly that the working class (those who make their bodies available for wage labor) has been bought out and sold out. So the lumpens or street niggers besides being the most re-

volutionary class, is also the most attacked class in Babylon by the pigs. The lumpens are the internal scapegoats of America. Because they have no connections with the means of producing, they don't sell their labor to the capitalist therefore the pigs vamp on the lumpen class everytime a crime is committed. The pigs sitting the lumpens relationship to the system recognize that it is easy and desirable to arrest and remove the lumpen street niggers from the streets. We understand that this type of action on the pigs part, is the elements of genocide, part of the systematic elimination of our people.

Bootlicking niggers like Mitt participate in this genocide, by assisting the pigs in their oppressive war against the people. The pigs claim that they are warring against crime. Law and order campaigns supported by bootlicking niggers like Charles Lathan throw out a few crumbs, A restaurant, etc. But as we indicated, whenever a crime is committed the street niggers are the first to be attacked and arrested so we can easily see that a so called war against crime is in reality a war of genocide against street niggers, Black people.

The Black Panther Party consists of organized street niggers, revolutionaries, and we represent an occupational threat to the pigs because they work fulltime for the

oppressor, brutalizing and murdering our people, and we in the Party work fulltime for the oppressed organizing and fighting to overthrow the oppressor. We are the direct threat to the pigs and all their bootlicking friends.

Charles Lathan or Mitt, is a bootlicking friend of the pigs, recently he seized the opportunity to mimic his idolaters (the fascist pigs) and came outside of his shop pointing a shotgun at a Panther and some friends of the Party. Mitt expected to use his bootlicking status to kill some brothers whose "attitudes he didn't like." However it backfired on him, the brothers posing more courage fighting spirit than a pig ever will, maneuver pig Mitt into a situation where as they took the shotgun from him and threw the pig on the ground. The brothers were forced to leave, because pigs were coming from everywhere. One brother Scott Moore (sometimes called Uhruhu) was cornered by the pigs, Scott being wise to the pigs ways, knew that they would use the opportunity to shoot him, and claim that they thought he had a gun. So Scott removed his shirt and held up his arms showing the pigs that he had no weapon, the pigs seeing this attacked the brother. Nigger bootlicker Mitt, signed a complaint which resulted in Scott being arrested and charged with disorderly conduct. Scott subsequently filed to have Mitt charged with assault with a dangerous weapon, because Scott and the other brothers were standing on a sidewalk in front of the poolhall (next door to Mitts) when this bootlicker accused them. The states attorney refused to let Scott press charges, even though we have countless witnesses testifying that Mitt came out of his bar-b-que shack and threw the shotgun on the brothers. Black Panther Party know that the pigs will never like the manner of people who are moving in a revolutionary manner. We know that the purpose of pigs like bootlicking Mitt is to assist in the war of genocide to remove the street niggers, those who are part of the class which is most revolutionary. However these brothers showed Mitt that working for the pigs and trying to play superman, can get him killed.

DEATH TO THE PIGS!

Monk Teba

NEW BEDFORD GESTAPO PIG FORCE RAIDS N.C.C.F 21 N.C.C.F MEMBERS KIDNAPPED

On July 31, 1970, the criminal New Bedford Police Department along with other fascist pig forces from surrounding areas, launched an early morning assault on the New Bedford Chapter of the National Committee to Combat Fascism, supposedly "searching for illegal weapons" although on the day before, (July 30th) at a press conference the N.C.C.F. stated that if the police come into our homes in an orderly manner with our lawyers present, we would submit to a search because we have no illegal weapons. The raid was conducted under the cover of a curfew set because the Puerto Rican community in New Bedford's South End had been rioting for several days.

As a pig force of about 100 surrounded the N.C.C.F. office, several community people walked over to check out what these fascist fools were doing. The pigs grabbed these bloods and used them as shields as they demanded that N.C.C.F. members come out in five minutes. The pigs had come well equipped with bullet proof vests, gas masks, 12 guage shotguns 30-30 rifles, and tear gas grenade launchers, as well as a helicopter hovering overhead. After the N.C.C.F. members walked out both the N.C.C.F. organizers and the community people from outside were arrested and held for several hours before the pigs decided to book them on charges of con-

spiracy to commit anarchy, inciting to riot, unlawful assembly and other trumped up charges. These pigs were foul enough to include one young brother in these charges even though his only crime was being in the detention cell when the N.C.C.F. people were brought in. He was on his way to his aunt's house from Boston and was arrested for "curfew violation" a few doors from his house after taking a cab who refused to drive him closer than within 3 blocks of his home. The pigs also threw in charges of unlawful carrying of fire arms (rifle), receiving stolen property, and possession of marijuana. Altogether 22 block brothers and sisters were kidnapped by the blue bandits of New Bedford. The pigs used Saturday and Sunday night curfews to try and complete their fascist sweep through the Black community, with its aim of imprisoning all of the strongest brothers in the New Bedford Black community. On the evening of August 1, 1970, Kenneth Rebbiero's home was invaded by no less than 20 pigs and was arrested for allegedly attempting to murder 2 New Bedford pigs.

Two juveniles a brother and sister were released on personal recognizance because they are minors, but the charges against them are the same. Four of the brothers Wayne Thomas, "Big Bob" Heard, Orlando Vaughn and John Viera are being held under 100,000 dollars ransom and now the pigs have come up with something that they call double surety which means that the ransom is really 100,000 dollars a piece. These brothers were separated from the rest be-

cause they are members of the Black Panther Party, which in the eyes of the pigs makes them doubly dangerous. Dickie Duarte is being held on \$75,000 double surety ball (ransom). The rest of the brothers are being held on \$50,000 double surety ransom. Brother Wayne is being held at the Charles St. jail; Orlando, John and "Big Bob" are at the Lawrence House of Correction. The other brothers are spread out among the Essex County, Billerica, Dedham and Plymouth House of Correction. And Katherine Perry, a dedicated community worker, and the other sisters are at the Plymouth County House of Correction.

This move by pig mayor Rogers and his partner in crime chief pig Belletier is an obvious conspiracy to discredit the work of the N.C.C.F. and an attempt to either murder imprison or exile our freedom loving brothers and sister. But this plot is in no way contained to the Rogers-Belletier clique. It was masterminded by the Nixon-Agnew-Mitchell-Hoover regime, the masters of terror, murder and deception the world over.

The 21 sisters and brothers have committed no crime and in the eyes of the people are heroes and heroines of Black liberation.

The sum of \$2,350,000 which is needed in property or cash cannot be considered bail. It is ransom. A blatant violation of our human rights according to the constitution, which states that no unreasonable amount of bail shall be imposed upon people charged with a crime.

Since the kidnapping there have been numerous invasions of people's homes by the criminal New Bedford Pig department under the guise of searching for "illegal weapons". These tactics are reminiscent of the fascist Hitler Mussolini regimes of Nazi Germany and Italy and they, by no means, hold a monopoly on fascism (open terror).

The city of New Bedford is occupied territory just as every other Black community in Babylon. Fascist pigs on every street corner armed with 30-30's and shotguns. Huey P. Newton says "An unarmed people are slaves, or are subject to slavery at any given moment." If we are to put an end to this slave situation and an end to the railroading of our sisters and brothers of the New Bedford 21, we must pick up the proper tools and develop the proper strategy for our total salvation.

FREE THE NEW BEDFORD 21
LONG LIVE THE PEOPLE'S VICTORY!

DEATH TO THE FASCIST PIGS!

New Bedford Chapter
National Committee to Combat Fascism

Please send all bail money to:

Committee to Defend the Panthers
61 River street
Cambridge, Massachusetts

"THE BLACK PANTHER" SUBSCRIPTION FORM

Enter my subscription for (check box):

	National Subscriptions	Foreign Subscriptions
3 MONTHS (13 ISSUES)	<input type="checkbox"/> \$2.50	\$3.00
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ONE YEAR (52 ISSUES)	<input type="checkbox"/> \$7.50	\$15.00

(please print)

NAME _____

ADDRESS _____

CITY _____

STATE/ZIP # _____

COUNTRY _____

PLEASE MAIL CHECK OR MONEY ORDER TO:

MINISTRY OF INFORMATION, BLACK PANTHER PARTY,
Box 2967, Custom House, San Francisco, CA 94126

THE NECESSITY FOR REWRITING THE CONSTITUTION

although the word slave was not used by the Virginian assembly to designate an already existing class Black people have been slaves every since they first stepped off that Dutchman's ship in 1619.

They were called bonded servants because of a prearranged deal that who-so-ever sponsored their passage over to America, they would work for them until the sponsor thought that they had worked a reasonable amount of time to pay off their debt.

In 1862 when Lincoln, the so-called great emancipator, the father of Black freedom, proclaimed the emancipation proclamation to be in effect supposedly setting free all slaves held in bondage in the southern states, every slave was to receive forty acres and two mules. But even then, the system had enough foresight to look into the future to see that land would herald their downfall.

Carrying this over the centuries into the twentieth century we remember Malcolm X's words that a revolution is based on land and that on land is based a man's freedom. There cannot be a bloodless revolution and there never will be.

Black people are not afraid to

fight. They never have been. They fought the French, the British, Germans, Japanese and Chinese. But for what? We have fought for the great mother country in vain. We are nothing but a colony surrounded by an imperialist country. All our efforts to strike back for our freedom have been futile but not in vain. For each time we fail, we have learned a little bit more of the repressive forces that we have to engage in battle. And from our mistakes we have learned to profit. Huey P. Newton, the Minister of Defense of the Black Panther Party, took some of the teachings of Malcolm X, Mao Tse Tung, Marx, Lenin, and the experience of our peoples' past history and from these gave us the correct methodology to gain our liberation.

Today we are not bound by chains but psychologically, by the mendacious speeches of the U.S. capitalists and their puppet handled endorsed spokesmen for the system, pseudo representatives of their people. We must rise and fight this racist, capitalistic system that we are under. Not as individuals, for the state repressive forces that we are up against

are much too strong to fight in this manner at this particular time. But as a unified mass, we shall surely succeed. Until we have solidarity, there is no use in all out warfare. We can only educate the unaware oppressed masses and relate to guerrilla warfare. It is a fictitious dream that any Black person has if he or she thinks that they are free. Capitalism, dope oppression, brutality, and genocide are all tools of the system that we must learn to combat if we are free.

The constitution of the United States of America does not have anything in it whatsoever that pertains or relates to Black people. It looks and sounds beautiful on paper but the swine who apply those laws are corrupt and should be put to death by the people. We are not interested in reforms or co-existence within this decadent society but we are bent on the total destruction of all that relates to slavery. We are going to rewrite the present constitution of the United States to make it fit our basic needs, desires and human rights.

Henry Lee
Baltimore Chapter
Black Panther Party

TO THE BLACK PANTHER PARTY AND THE PEOPLE

The hopeful battle cry "FREE HUEY" today became a reality-- Huey is back on the streets with the people--after 33 months imprisonment.

The key to this glorious reality is found in the fact that in the final accounting power does, indeed lie with the people. This victory of the people for the people and by the people should serve to dispell any doubts that "ALL POWER TO THE PEOPLE" is much more than a groovy catchword with no substance, but that it is a reality that we are moving toward with the continuous tireless efforts of the Party and increasing awareness and thrust of the masses.

The collective efforts of Party member and rising numbers among the oppressed masses have caused the fascist pigs to buckle his knees under the weight of the of the people! As the struggle intensifies and is moved to higher levels, the beast will fall. And Huey, along with all of us, will truly be free; for today we are all slaves and property of this cruel and inhumane international fascist machine that asserts its rule over most of the world's population through sheer brute force, and profanes the words "democracy" and "freedom."

The signs of the times are that the people will assert their power in a very real and absolute fashion over their lives and select leaders and heroes in their own best interest. These signs are being read and to some extent, reluctantly heeded by the fascist robber barons of the American government mental gangster establishment on the one hand while they busily prepare to open up new fronts of suppression in a last stand to survive the wrath of an aroused and determined people. Witness the threats by certain police fraternities to exercise in the streets the pigs power to snuff out human life without fear of legal retribution.

While they claim they aren't receiving the support of the courts and the public, we have but to count the numerous bodies riddled with police bullets during recent months for that matter, all our history without one of these murderers being the subject of real justice; or count the political prisoners that crowd jails across the land on some of the most ridi-

culous charges; or the doors felled by heavy gestapo boots; or the skulls cracked; or rights violated to see that this is nothing but a mirage in the stepped up drive to keep the people in constant fear and thus render the masses sterile and immobile politically. In response to this threat the will of the people must be asserted to back this obviously genocidal threat, which places us all in a greater danger than before suspected. And the power of the people can and must do this among other things.

It has been said that reform is a correction of abuses, but that a revolution is a transfer of power. And that's what we must address ourselves to take the illegal power from the pigs.

Until the people exercise absolute power our victories are but shallow. We must move rapidly toward this end. If so brother Huey may be spared the necessity of being subjected to another fascist circus shaming as a process of justice. Instead we could say: "Not guilty, but abused!"

Even that racist political opportunist "Ole" Abe Lincoln recognized what "ALL POWER TO THE PEOPLE" means and admitted it in his inaugural speech of 1861, when he declared, for reasons of his own: "This country, with its institutions, belongs to the people who inhabit it. Whenever they shall grow weary of the existing government they can exercise the constitutional right of amending it, or their revolutionary right to dismember or overthrow it."

Either we're weary of the existing government or we're sick insane! Huey has called for the power of the people to bring about justice for Chairman Bobby and the Soledad Brothers. Right on! It can and must be done.

This power must also be employed to keep the Chief of Staff David Hilliard out of the hands of Nixon's goons, to bring the Minister of Information Eldridge Cleaver and his family home and institute revolutionary programs on a massive scale. And we know that it can be done if the proper machinery is developed. Huey's on the streets, isn't he?

ALL POWER TO THE PEOPLE!
Byron

THREE BROTHERS HARASSED AND BEATEN BY FASCIST PIGS WHILE SITTING IN THEIR CAR

Larry Nelson, Phillip Nelson and David Nelson; three brothers of 2 W. 120th street, became subjected to the beastly nature of the pigs on Tuesday night, July 21, 1970. The brothers were sitting in their car in front of their house, and; reminiscing, when two alleged "servants of the people" (pigs) drove up in their pig mobiles. They jumped out and demanded Larry's license and registration. "Give me your license and registration", Larry asked "What for?" The pig became very indignant and insulted because Larry dared to question this pig's right to impose upon his privacy, Larry then said to the pig "I want your badge number!"

The pig then began to show his true nature, "Don't put your hands on me you scum. Don't touch my badge! A verbal confrontation ensued at the end of which Larry said "You are supposed to be a servant of the people and if you can't talk to me like you ain't getting nothing from me, so take me downtown!" The pig then proceeded to handcuff Larry and David Nelson.

Just about that time a car of plainclothes or undercover pigs arrived on the scene. On seeing that reinforcement had arrived the cowardly pigs became Superpigs and began to beat Larry and his older brother David. At first it was just the two gestapo pigs and car of undercover pigs beating these brothers. A call was made for reinforcement and at lightening speed about a dozen cars from various precincts arrived on the

scene at 32nd-28th, 30th and 25th. The Pigs jumped out of their pigmobiles and rushed over to the scene banishing nigger sticks and 38s and started right in on beating the two brothers who were already down on the ground. At one time there were so many pigs trying to get their hit in that they were beating and kicking each other.

Phillip the middle brother had just stood by unbelievably watching while the pigs beat his two brothers. Says Phillip, "I stood there dumbfounded unable to believe what I saw. I saw the police pull their guns and I knew it was all over for us. I screamed Larry, David! With this the attention of the police reveted from my brothers and they holstered their guns." The pigs then showed Larry and David into pigmobiles and took them to the pig station on trumped up charges.

The pigs had beaten Larry unconscious so he had to be taken to Harlem Hospital. David was taken to the precinct and was to be arraigned the following morning in criminal court- 100 Centre street. Larry was taken from Harlem Hospital down town the following day and both of them were arraigned the next morning. The charges were as following: Larry Nelson: Assaulting an officer of the law, resisting arrest, inciting to riot, failure to produce license, no registration. Charges against David Nelson: Resisting arrest, inciting to riot, assaulting an officer of the law, and possession of a dangerous weapon.

"We're guilty of", says Larry, "being Black and living in racist Babylon." Both of the brothers are out on \$500.00 cash bail.

What happened to the Nelson brothers was just another one of the feelers that the pigs are putting into the Black community to test their awareness and state of consciousness. Malcolm X told the people to learn the language of the man and if the man's language is the gun, pick up the gun. Huey P. Newton, Minister of Defense of the Black Panther Party told the people that an unarmed people is a slave or subject to slavery at any given moment. Huey P. Newton and the Black Panther Party has clearly shown through its practice that if the pigs know you have guns by which to defend yourself against the pigs of the power structure and their armed tentacles, then they'll think twice about brutalizing you. As long as Black people fail to realize that if they are not willing to pick up a gun to defend themselves against racism exemplified by this fascist enforcement agencies. The pigs will continue to retaliate by dealing political consequences the pigs will indeed cease their wanton murder and torture of Black people or die the oppressors' death by way of the bullet.

POLITICAL POWER COMES OUT
OF THE BARREL OF A GUN!

SEIZE THE TIME!
DEATH TO THE FASCIST PIGS!

to protect property. Despite all this, when Mrs. Love tried to press charges, the states attorney gave her a run around and as of this date she hasn't been able to press charges against the manager even though she has countless witness's. We understand that we can't expect the state to charge and try these pigs, because the state functions for the benefit of the avaricious businessman. So we simply exhaust this means in order to educate the people that the only way to rid our communities of these pigs is with guns and force. Revolution is the only solution.
Monk Teba
Rockford Branch
Black Panther Party

LITTLE BROTHER BEATEN AND TIED UP BY PIG BUSINESSMAN

August 4th, 1970. Earlier this week Martin Love, a young brother was beaten and tied up by Managers of a store formally called "Quick Pick", now called La-Cubanna and ran by some boot-

licking bloodsucking Cubans. This is the second incident within a month concerning this particular store and its managers brutalizing and abusing the children in the area. (see copy Vol. 4 No.3 of the Black Panther community news service) Previously a White manager had tried to make a young sister eat some black pepper. The people in the community converged on the store last month, and temporarily put it out of business. However now they realize that spontaneity won't get it, so they

TO ALL PROGRESSIVE MUSICIANS IN FASCIST AMERICA

"We must teach our people in the most simple and obvious forms."

Minister of Culture
Emory Douglas

In response to the Minister of Culture, a revolutionary vocal group has been formed in the Bay Area. The Peoples singers are called, 'The Lumpen'.

There is an urgent need for musicians to perform and record with 'The Lumpen'.

The necessities are: one Fender bass player, a lead guitar player, a drummer, and a rythmn guitar player.

Contact Bill Calhoun, 135 Kiska Rd, #304, San Francisco, Calif., (415) 882-3988.

All Power To The People
Bobby Must Be Set Free!

Bill Calhoun
Hunters Point Information Center

LETTERS TO HUEY FROM THE CHILDREN AT THE BLACK PANTHER PARTY LIBERATION SCHOOL IN SAN FRANCISCO CALIFORNIA

AUGUST 6, 1970

BROTHER HUEY

I LOVE YOU BROTHER HUEY. THE SPIRIT OF THE PEOPLE IS GREATER THAN THE MAN'S TECHNOLOGY. WE WERE CELEBRATING FOR YOU BECAUSE WE WERE GLAD YOU WERE OUT OF JAIL. I AM ONE OF THE STUDENTS FROM THE LIBERATION SCHOOL. AND IN LIBERATION SCHOOL WE LEARNED ABOUT YOU AND BOBBY AND ELDRIDGE. RIGHT ON! POWER TO THE PEOPLE!
SAMANTHA CEPHAS

BROTHER HUEY I'M GLAD YOU OUT OF JAIL BUT THE PIGS ARE MAD BECAUSE YOU ARE OUT OF JAIL. HUEY YOU'RE THE LEADER OF THE PANTHERS. HUEY YOU'RE FREE BUT WE DON'T HAVE FREEDOM.

AUGUST 6, 1970

BROTHER HUEY

IT IS GOOD TO HAVE YOU OUR LEADER BACK HOME, THE BADDEST NIGGA WHO STARTED THE BLACK PANTHER PARTY AND BOBBY SEALE. WE TALK ABOUT YOU, WE READ SEIZE THE TIME, JIM IS MY FATHER AND MY SISTERS MADE UP A SONG OF HUEY & BOBBY.

BROTHER HUEY

I LIKE YOU. I AM HAPPY TO SEE YOU OUT OF JAIL. WHERE IS YOU AT.
RAH RAH

HUEY YOU'RE MY BROTHER
BROTHER DINO BUSS
THE PIGS ARE FUNKY

I WENT TO
FREE YOU YESTERDAY.
POWER TO THE PEOPLE!
APRIL



DEAR BROTHER HUEY

WELCOME HOME HUEY. I AM GLAD THAT YOU OUT OF JAIL. I LOVE YOU BECAUSE YOU ARE OUT OF JAIL. I LOVE HUEY BECAUSE YOU ARE A PANTHER. HUEY I AM GLAD YOU ARE OUT OF JAIL. HUEY I CANNOT WAIT UNTIL I SEE YOU.

FREE POLITICAL PRISONERS.
FREE ERICKA.
ALL POWER TO THE PEOPLE,
HUEY.
FREE LANDON.
FREE RORY.
FREE BOBBY.
RIGHT ON!
DEATH TO THE PIGS!
DERRECK

DEAR HUEY,
I LOVE YOU! HUEY. I LOVE HUEY BECAUSE YOU ARE BEAUTIFUL. I AM GLAD OUR LEADER IS HOME.

SAUNDRA WHITE

DEAR HUEY

I LOVE YOU, HUEY
RIGHT ON! I KNOW IT'S HARD TO BE IN JAIL AND FIGHTING THE PIGS BACK.

POWER TO THE PEOPLE
WE WANT FREEDOM

CHRIS

DEAR HUEY

I LOVE YOU! HUEY. I LOVE YOU HUEY BECAUSE YOU IS LOVE.
HUEY COME
FREE BOBBY
FREE SISTER ERICKA
FREE LANDON
FREE RORY

STEVEN WHITE

I LOVE YOU AND MY PEOPLE
FREE ALL SISTERS AND BROTHERS
ERICKA

WELCOME HOME HUEY

I LOVE YOU BROTHER HUEY. I WAS CELEBRATING BECAUSE I WAS GLAD YOU WERE OUT OF JAIL. AND MY MOTHER WERE CALLING HER FRIENDS.

DEAR BROTHER HUEY

I LOVE YOU. WE KNOW YOU ARE THE BADDEST NIGGA. I AM A PANTHER TOO.
FREE ERICKA
FREE BOBBY
FREE RORY
FREE ALL POLITICAL PRISONERS

ALL POWER TO THE PEOPLE

LOVE, TRACY CEPHAS

DEAR HUEY,
I LOVE YOU!
TROY

THE PEOPLE CAME OUT TO REJOICE THEIR REUNION WITH THEIR REVOLUTIONARY LEADER, HUEY P. NEWTON



THE PEOPLE WERE JUST AS OVERJOYED TO SEE HUEY AND BE WITH HIM AS MUCH AS HE WAS HAPPY TO SEE THEM.



THE REVOLUTIONARY LOVE THAT HUEY HAS FOR THE PEOPLE HAS BROUGHT ABOUT THE GREAT LOVE THAT THE PEOPLE HAVE FOR HIM.



HUEY AND THE PEOPLE EXCHANGE GREETINGS MINUTES AFTER HIS RELEASE ON \$50,000.00 DOLLAR BAIL.



AFTER A PERIOD OF 3 YEARS BEHIND BARS, HUEY'S SPIRIT IS AS STRONG AS THAT FORCE THAT MOTIVATES IT.



THE SPIRIT AND GENIUS OF HUEY P. NEWTON IS MOTIVATED BY THE POWER OF THE PEOPLE AND OUR STRUGGLE FOR TOTAL LIBERATION! AND THE TOTAL DESTRUCTION OF ALL OPPRESSION!



HUEY TALKS TO AND EDUCATES THE YOUTH OF THE BLACK COMMUNITY



Huey with the children in East Oakland



Huey with Panthers and people in San Francisco at National Distribution office.



HUEY REALIZES THAT "YOUTH MAKES THE REVOLUTION" AND THAT THE YOUTH IS THE MOST VITAL FORCE, SO HE TALKS AND EDUCATES THE YOUTH TO ENCOURAGE MORE REVOLUTIONARY THOUGHTS AND ACTIONS AMONG THEM.



TELEGRAMS TO HUEY

1107A PDT AUG 6 70 LD129 PA 212
P LLQ207 (XPT0628) BM PD TDP
CAMDEN NJER 6 1215 EDT
HUEY P. NEWTON, DLY. 75 PD
1048 PERALTA WEST OAKLAND
CALIF
CONGRATULATIONS ON YOUR RE-
LEASE FROM PRISON BPUM EX-
PRESSES SOLIDARITY WITH YOUR
REVOLUTIONARY COURAGE ALL
POWER TO THE PEOPLE
CHARLES POPPY SHARP.
(135)

333P PDT AUG 5 70 LA253 KC398
k IIA220 AG PDF KANSAS CITY MO
5 51P CDT
BLACK PANTHER PARTY
3106 SHATTUCK AVE BERKELEY
CALIF
OVERJOYED TO HEAR BROTHER
HUEY IS FREE LONG LIVE THE SPIRIT
OF THE MINISTER OF DEFENSE
POWER TO THE PEOPLE
ERROL BROWN.
(528)

127A PDT AUG 6 70 LD 148
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ARBOR MICH 6 1212P EST HUEY P
NEWTON
MINISTER OF DEFENSE BLACK
PANTHER PARTY NATIONAL CHAP-
TER 1048 PERALTA ST OAKLAND
CALIF
BROTHER HUEY;
BLACK PEOPLE NEED A LEADER.
THE BLACK STUDENTS AND BLACK
COMMUNITY OF ANN ARBOR MICH
WELCOME YOU AS "THE LEADER".
FOR TOTAL BLACK LIBERATION
IN FASCIST IMPERIALISTIC
AMERICA WITH YOUR RELEASE.
WITH YOUR RELEASE, A NEW TIME
IS CREATED, AND THAT IS REVOLU-
TIONARY TIME.

WE ARE EXPRESSING A SINCERE
INTEREST IN FORMULATING PLANS
FOR A DEFENSE FUND RALLY FOR
ALL POLITICAL PRISONERS, THIS
FALL ON THE CAMPUS OF THE UNIV
OF MICH

WE ARE PREPARED TO COME TO
OAKLAND AS SOON AS POSSIBLE TO
DISCUSS THIS MATTER WITH CEN-
TRAL COMMITTEE ALONG WITH A
REPRESENTATIVE FROM DETROIT
N.C.C.F.

MINISTER HUEY;
WE WAIT FOR YOUR INSTRUCTIONS
ALL POWER TO THE PEOPLE
BLACK POWER TO BLACK PEOPLE
FREE BOBBY

ODELL LEWIS DAVID W ALLEN
BLACK STUDENT UNION 2527 SAB
UNIV OF MICH ANN ARBOR MICH
313-761-4934.

1230A PDT AUG 6 70 LB041 CTA017
CT LLH12 KS PD XENIA OHIO 6
305A EDT
BLACK PANTHER PARTY DLY 75
1048 PERALTA ST OAKLAND

CALIF
ALL POWER TO THE PEOPLE.
HUEY'S FREEDOM IS NOT ONLY A
VICTORY FOR THE BPP AND THE
BLACK LIBERATION STRUGGLE,
BUT FOR ALL POOR AND OP-
PRESSED PEOPLE WHO ARE STRUG-
GLING TO DRIVE THE IMPERIALIST
BEAST FROM THE PAGE OF HIS-
TORY. THE HEROIC SACRIFICES OF
THE MEMBERS OF THE BPP WHO
DIED OR WENT TO PRISON IN THE
SERVICE OF THE PEOPLE, WILL
LIVE ON IN THE PEOPLES VICTORY.
FREE ALL POLITICAL PRISONERS
COMMITTEE TO DEFEND THE
BPP ANTIOCH COLLEGE
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HUEY NEWTON, DLY .75 CARE
BLACK PANTHER PARTY

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RIGHT ON COMRADE. YOUR FREE-
DOM SHOWS THE POWER OF THE
PEOPLE AND IS A GREAT VICTORY
FOR THE FREEDOM OF THE PEOP-
LE. I WISH I COULD HAVE BEEN
THERE WHEN YOU WERE LIB-
ERATED AFTER ALL THIS TIME.
BUT I AM DOING REVOLUTIONARY
WORK HELPING TO ORGANIZE THE
PEOPLE'S CONSTITUTIONAL CON-
VENTION. THE WARMEST COM-
RADELY GREETINGS UNTIL I CAN
GREET YOU IN PERSON, POWER TO
THE PEOPLE. FREE ALL POLIT-
ICAL PRISONERS.

BOB AVAKIAN REVOLUTIONARY
UNIV.

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FENSE OF ALL OPPRESSED PEOP-
LE OF AMERICA HUEY P NEWTON.
FREE BOBBY SEALE CHUCH ARMS-
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POWER TO THE PEOPLE

ALAN RIDDLE AND THE SHELTER
HOUSE GI MOVEMENT CENTER
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THE PARTY USA
BLACK PEOPLE IN BRITAIN RE-
JOICE AT ONE OF THE GREATEST
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THE RELEASE OF HUEY P NEWTON
FROM THE CLUTCHES OF THE FAS-
CIST POWER STRUCTURE STOP ALL
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TO THE PEOPLE STOP BLACK PAN-
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BOX 2967 CUSTOM HOUSE SFRAN
CONGRATULATIONS ON YOUR RE-
LEASE GOOD LUCK AND BEST
WISHES
MRS M C PRINGLE.
(353)

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HUEY P NEWTON CARE ATTORNEY
CHARLES R GARRY

341 MARKET ST SFRAN
DEAR HUEY WE ARE OVERJOYED
AT THE SUCCESS OF YOUR RELEASE
TODAY BEING THE MOTHER AND
FAMILY OF A SOLEDAD BROTHERS'
MOTHER AND FAMILY OF JOHN
CLUTCHETTE IT PROVES THAT
FIGHTING HARD THERE WILL BE
JUSTICE SOONER THAN ANTICIPA-
TED. BEST WISHED IN THE FUTURE
FOR WINNING JUSTICE FOR ALL THE
PEOPLE

MRS MAXWELL OF COMPTON
(809).

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OAKLAND CALIF
ON BEHALF OF THE IRISH REPUB-
LICAN ARMY WE WELCOME YOUR
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BOBBY'S APPEAL



PART V

2. The Court Wrongfully Denied Seale The Right to Represent Himself

Regardless of whether Seale had a right to be represented by Garry, or some other lawyer of his choice, he at least had a right to represent himself. This right is guaranteed by statute, (37) and has long been recognized by the courts. (38) In *Adams v. United States*, 317 U.S. 269, 279 (1942), the Court spoke of "the right to assistance of counsel and the correlative right to dispense with a lawyer's help..."; and in *Price v. Johnston*, 334 U.S. 266, 285 (1948), it noted the defendant's "recognized privilege of conducting his own defense at the trial," stating that this right was unqualified. (39)

(37) 28 U.S.C. §1654 provides: In all courts of the United States the parties may plead and conduct their own cases personally or by counsel...

And F. R. Crim. P.44 provides that the court shall advise a defendant of his right to counsel and assign counsel "unless he elects to proceed without counsel..."

(38) While the rule would appear to have a constitutional foundation, *Adams v. United States*, 317 U.S. 269, 279 (1942); *Bayless v. United States*, 381 F.2d 67 (9th Cir. 1967); *Joelich v. United States*, 342 F.2d 29, 32 (5th Cir. 1965); *United States v. Plattner*, 330 F.2d 271 (2nd Cir. 1964); *United States v. Denno*, 239 F. Supp. 851 (S.D. N.Y. 1965), aff'd, 348 F.2d 12 (2nd Cir. 1965), cert. denied, 384 U.S. 1007, (1966); some courts have found it statutory in nature, *Johnson v. United States*, 318 F.2d 855 (8th Cir. 1963); *Brown v. United States*, 264 F.2d 363 (D.C. Cir. 1959). See generally and compare authorities cited in *United States v. Davis*, 260 F. Supp. 1009 (E.D. Tenn.), aff'd, 365 F.2d 251 (6th Cir. 1966); and in *Dearinger v. United States*, 344 F.2d 309, 311, n.2 (9th Cir. 1965). If the rule is constitutionally based, then the record should show affirmatively that the right to represent oneself has been waived. *Plattner*, supra. Whereas if it is only statutory the defendant might be required to request the right to represent himself if he is later to claim the right was denied. *Brown*, supra. Also, if the right

is constitutional there is no need to show prejudice. *Dearinger*, supra; *Plattner*, supra; *Denno* supra. Since Seale clearly requested that right as soon as he could, and since there is no question that Seale was prejudiced since he was in fact not represented, there is no need to resolve here the issue of whether the rule is constitutionally based.

(39) See generally Annot., Right of Defendant in Criminal Case to Conduct Defense in Person, or to Participate with Counsel, 77 A.L.R.2d 1238 (1961). See also *Sanchez v. United States*, 311 F.2d 327, 332 (9th Cir. 1962); *Butler v. United States*, 317 F.2d 249, 258 (8th Cir. 1963); *United States v. Private Brands, Inc.*, 250 F.2d 554, 557 (2nd Cir. 1957).

Like the right to counsel of one's choice, a defendant's right to represent himself can of course be waived either expressly, (40) or implicitly by, for example, agreeing to representation by counsel and failing to request the right to self-representation. (41) Thus if a defendant elects to proceed with counsel at trial, he may be denied the right at an advanced stage of proceedings to discharge counsel and defend himself where delay would result and is the apparent purpose. (42) But the mere fact that a defendant has at some point agreed to be represented by counsel does not defeat his claim to represent himself. He has a right to fire his attorneys and take over his own defense. *Reynolds v. United States*, 267 F.2d 235 (9th Cir. 1959).

(40) *Duke v. United States*, 255 F.2d 721 (9th Cir. 1958).

(41) See, e.g., *United States v. Private Brands, Inc.*, supra n.39 (defendant had been represented for two weeks prior to trial without objection despite two court appearances and continuances); *United States v. Gutterman*, 147 F.2d 540 (2nd Cir. 1945) (after jury sworn defendant asks dismissal of appointed attorney without giving any good reason, and without asking to represent self or to be represented by any other particular lawyer).

(42) See Annot., supra n.39, pp. 1238-39. See e.g., *United States v. Birrell*, 286 F. Supp. 885, 894-93 (S.D. N.Y. 1968).

(END OF FOOTNOTES)

Even where the defendant does not waive his right to self-representation, there may be circumstances where the interests of justice require he be represented by an attorney. Thus a court might find that a particular defendant is incompetent to represent himself. (43). Or, a court might find in a joint trial, that the interests of the other defendants would be jeopardized by a particular defendant being allowed to represent himself, and that severance is not practicable.

(43) See Annot., supra n.39; *United States v. Birrell*, supra n. 42; *United States v. Davis*, 260 F. Supp. 1009 (E.D. Tenn. 1966), aff'd, 365 F.2d 251 (6th Cir. 1966). (END OF FOOTNOTE)

But the circumstances must be extreme in order to justify denying a defendant's right to represent himself. (44). Moreover, the court has an obligation to explore alternatives which might accommodate the defendant's wish to represent himself with the legitimate needs of society. (45)

(44) Thus, in *United States v. Davis*, supra n. 43, the court denied the defendant's request to discharge his lawyer made on the morning of trial, where the defendant never made a clear request to defend himself, was of questionable mental competence and incapable of representing himself, and would have disrupted the trial; and where defendant suffered no prejudice because he was in fact represented.

(45) In those cases where courts have found it necessary to deny a defendant's right to pro se representation, a variety of compromises have been worked out in an effort to accommodate the interests of society without doing unnecessary violence to defendants' rights. See, e.g., *Joelich v. United States*, 342 F.2d 29, 32 (5th Cir. 1965) (defendant allowed to act as co-counsel with lawyer); *Davis* supra n. 43 (defendant allowed throughout to make statements on his own behalf); *United States v. Cantor*, 217 F.2d 536 (2nd Cir. 1954) (defendant allowed to conduct his own defense, supplemented by appointed attorney); *People v. Burson*, 11 Ill. 2d 360, 143 N.E.2d 239 (1957) (noting court's broad power to appoint counsel for advisory or other limited purposes); *Bayless v. United States*, 381 F.2d 67 (9th Cir. 1967) (defendant allowed to represent self and appointed counsel allowed to participate only to extent defendant desired); *United States v. Maroney*, 220 F. Supp. 801 (W.D. Pa. 1963) (where defendant asked to represent himself, court appointed attorney to stand by to assist him if necessary); *Brown v. United States*, 264 F.2d 363, 367, 369 (D.C. Cir. 1959) (Burger, J., concurring) (where defendant seeks to represent self it might be appropriate in some circumstances to appoint amicus curiae to assist him.)

Similar compromises have been found in cases where courts found it necessary to deny a defendant's right to a particular lawyer of his choice. See, e.g., *United States v. Cole*, 365 F.2d 57, 62 (7th Cir. 1966) (defendant allowed to act as co-counsel with lawyer); *United States v. Mesarosh*, 116 F. Supp. 345 (W.D. Pa. 1953) (2 defendants allowed to close to jury and to explain purpose of Communist Party).

(END OF FOOTNOTES)

The court below made no finding that Seale had effectively waived his right to represent himself. Nor did it make or allow any inquiry which could have resulted in such a finding. Thus although it was made absolutely clear before any witness was called that Seale wished to represent himself if he could not be represented by Garry, (46) the court never inquired into the rea-

sons for this request or allowed Seale to speak to the issue. (47) Instead the court rejected Seale's request solely because it was not made until after trial had commenced. (48) refusing to consider any other factual circumstance. The court below thus ruled. In effect, that once trial begins a defendant's right to represent himself expires, and that thereafter the issue is entirely within the discretion of the court which is under no obligation to inquire into whether (1) the defendant has waived his right; (2) the interests of justice require that he be represented; or (3) even the reasons why a request for self-representation may not have been made previously. This ruling is unsound and contrary to applicable authority.

(46) This was clear from Seale's September 26 motion firing his attorney and from his attempt that same day to present his own opening statement. There can be no question that these actions by a lay defendant constituted an adequately clear request for the right to represent himself, particularly in light of the court's refusal to let him speak at all. In *United States v. court's refusal to let him speak at all. In United States v. Plattner*, 330 F.2d 271, 276 (2nd Cir. 1964), the court pointed out that however the defendant might phrase his request regarding defense representation, it was the court's obligation to explain to the defendant that he had a choice between defense by a lawyer and defense pro se. In *United States v. Abbamonte*, 348 F.2d 700 (2nd Cir. 1965), the court noted that where defendant tried to fire his attorney on the day of trial, the court should have asked if he wanted to proceed pro se.

(47) When the court denied Seale's September 26 motion firing his lawyers, it specifically refused to allow him to speak. His attempt that same day to present an opening statement was denied and his protests silenced without inquiry. At the September 30 in-chambers conference when the issue of Seale's right to represent himself arose, the court resolved it in Seale's absence. Seale's subsequent attempts to represent himself were quashed with similar lack of ceremony. Only with the filing of Seale's pro se motion October 20 did the court allow any argument at all and it then refused Seale's specific request for an inquiry into the relevant facts. (pp 22-29, supra)

(48) This was the only reason the court indicated during the in-chambers September 30 discussion for its initial refusal, and subsequently during the trial (pp 24, 25, 26 n.21, supra). October 20 the court denied Seale's pro se motion to represent himself, on the sole ground that trial had begun and to permit self-representation at that point would be disruptive. (pp. 27-29, supra.) (END OF FOOTNOTES)

Where a defendant wishes to represent himself the court must inquire into the factual circumstances of that request before it can be denied. (49) The trial court at least had an obligation to inquire into whether Seale had ever elected to be represented by a lawyer other than Garry or whether he had waived that right and opted for self-defense in the event of Garry's absence prior to trial, since a defendant has a clear right initially to elect whether to be represented by counsel or to represent himself. (50)

(49) See generally *United States v. Plattner*, 330 F.2d at 276; supra n.46; *Brown v. United States*, 264 F.2d 363, 367 (D.C. Cir. 1959) (Burger J., concurring); *United States v. Birrell*, 286 F. Supp. 885, 890-94, (S.D. N.Y. 1968) (describing the elaborate factual inquiries made by the trial court into the issue of defendant's right

to represent himself. (50) See *Dearinger v. United States*, 344 F.2d 309, 311 (9th Cir. 1965) (issue is whether a voluntary and intelligent election to be represented by counsel can be revoked); see also *Plattner and Abbamonte*, supra, n.46. (END OF FOOTNOTES)

It is similarly clear that if the defendant has a right to represent himself, that right does not cease to exist and become instead a privilege subject to the whim and caprice of the trial court solely because it is not voiced until shortly after trial proceedings have formally commenced. Some courts have, it is true, described the right oneself as "absolute" if voiced prior to trial and "qualified" if voiced mid-trial. (51) But there is no rational for any such rigid distinction, and the facts and reasoning of these cases and other relevant authorities make clear that the timing of a request is simply one circumstance relevant to a determination whether the defendant has effectively waived his right to represent himself and the interests of justice dictate that he be represented; (52) and that inquiry is essential so that the various interests can be weighed. (53) Thus while the court below had a right to consider the fact that trial had begun in determining whether to allow Seale to represent himself, it had no right to deny Seale's request without any further inquiry.

(51) See *Dearinger v. United States v. Bentvena*, 319 F.2d 916, 937-38 (2nd Cir.), cert. denied, 375 U.S. 940 (1963); *United States v. Dennis*, 183 F.2d 201 (2nd Cir. 1950), aff'd on other grounds, 341 U.S. 494; *Butler v. United States*, 317 F.2d 249, 257-58 (8th Cir.), cert. denied, 375 U.S. 838 (1963).

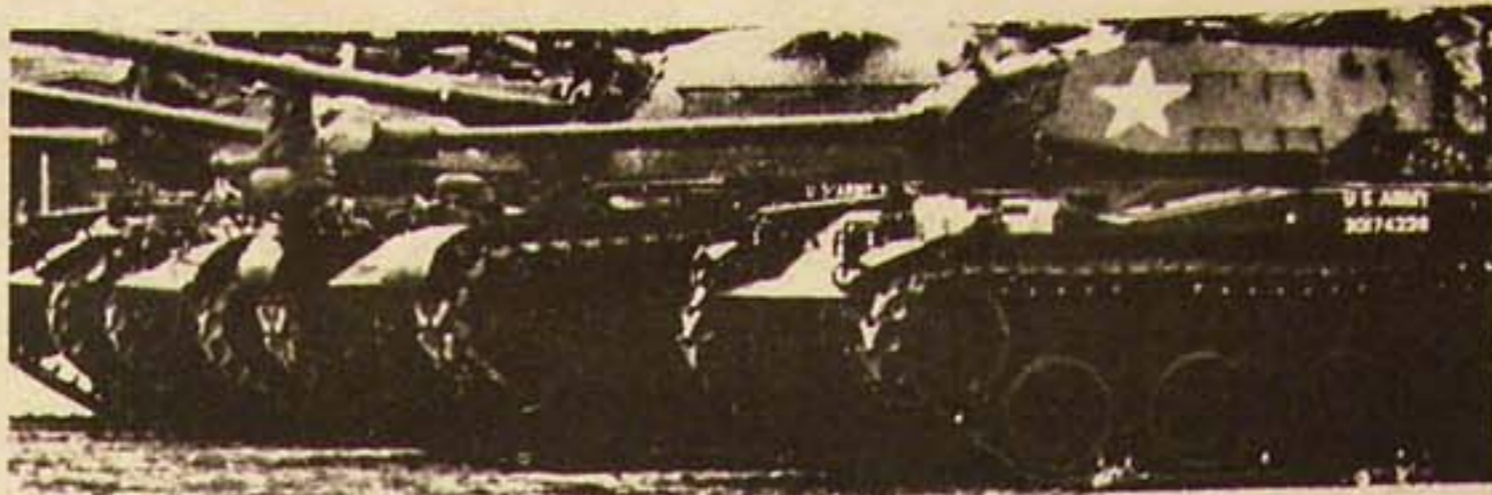
(52) See Note, The Right of an Accused to Proceed without Counsel, 49 MINN. L. REV. 1133 (1965). Thus, *Sanchez v. United States*, 311 F.2d 327, 333 (9th Cir. 1962), held that a defendant's request to represent himself could be denied if made mid-trial, after a strong prosecution case had been made, where the trial court found it "motivated by a desire to disrupt the orderly conduct of the trial." In *Bentvena*, supra n.51, the court upheld denial to defendant of right to cross-examine witness where defendant had been ably represented, without objection, throughout prior trial proceedings. In *Dennis*, supra n.51, the court upheld conviction when defendant's request to sum up to jury was denied after nine months of trial during which he had allowed lawyers to represent him and had been disruptive. And in *Butler*, supra n.51, the court upheld denying a defendant's request to represent himself when it was first voiced in the third week of trial, defense counsel was willing to and did continue effective representation, and defendant's request was found not to be in good faith.

(53) See *United States v. Dunno*, 348 F.2d 12 (2nd Cir. 1965) (dictum), affirming, 239 F. Supp. 851 (S.D. N.Y. 1965), cert. denied, 384 U.S. 1007 (1966); *United States v. Mitchell*, 138 F.2d 831 (2nd Cir. 1943) (noting that when defendant tried to dismiss attorney after first prosecution witness sworn, the trial court should have inquired into the reasons for wanting to proceed pro se; conviction upheld on grounds of no prejudice); *United States v. Birrell*, described supra n.49; see also *Plattner and Brown*, supra n.49. (END OF FOOTNOTES)

Moreover, the record reveals that Seale had a right to represent himself under the circumstances of this case. First Seale indicated his desire to represent himself at the earliest possible moment. The fact that this was on the third day of trial proceedings, after the jury had been selected

continued on next page

THAT'S WHY I'LL DIE



THESE ARE THE SAME TANKS THAT OCCUPIED THE BLACK COMMUNITY IN DETROIT IN 1967 AND THEY ARE THE SAME TANKS THAT WILL ATTEMPT TO OCCUPY THE COMMUNITY In 1970!

I was born September 7, 1942-- a baby--a boy--a slave. I died some-time in August, 1970--an ex-slave-- a revolutionary.

My name is Michael D. and as much as I dig life, as much as I want to be with my family, my three children; Eric, Damon and Oneke and everyone I love, my mother--just everyone, but I think that the time has come when the price for struggling against this murderous, fascist government and all its repressive forces and lackey running dogs, has to be paid.

The eminence of death has been with me since I joined the Black Panther Party in September 1968, but it has never been as strong as it is now. It seems as though all that my mind is turned to now is how to die like a man. My sons and my daughter and my people deserve nothing less. My only regret is that I wish I would have worked harder and been able to see with my own eyes, the people rising like a mighty storm--with guns--with guns for self-defense in their hands.

I have already tasted the fruits of socialism within the ranks of the Party. It is a good taste. I have seen niggas from off the street become educated and given a socialist consciousness. Those who once stole and lied and cheated and robbed, and pimped and sold dope to Black people now sharing and doing without to make sure his or her comrade had some. Niggas excepting someone else's child as their own. Niggas who like myself, lived only for themselves, now ready to give their most precious jewels to the people--their lives.

Today is August 2, 1970. I am in the city of Detroit, working with the N.C.C.F. here. A lot of us will be dead soon--very soon. The Chief of Pigs in this city--Murphy has conspired with the head of the F.B.I., J. Edgar Hoover (Pig) to attack and destroy the members of the N.C.C.F. here. At this very moment the 10th precinct is and has been for two weeks stock piling weapons, and when I say weapons, I mean tanks and half tracks and all the conventional weapons of

modern warfare to attack what they call the "Panther Complex"--not office but complex. They (the pigs) have been trying hard to create an incident. First the news media comes out with a lie that we have over 200 weapons and over 100,000 rounds of ammunition at this office alone. This statement was made a week after a minor rebellion went down in an area known as High Land Park where the mayor stated after occupying the community, shooting and beating Black people--"I don't know why the Black Panthers want to pick on my little city." When in actuality it was the people responding to the racist murders of people at the Rose Bar. The brother was shot after an argument ensued because the brother didn't have the money for a drink. The brother was Black--the murderer was White--the brother was unarmed. The people's response was; the bar was immediately burnt down and niggas hit the streets. The Panthers were the scapegoat. When we went into the area to educate the people to the pigs tactics we were immediately arrested.

About four days ago the people around the office here on Indiandale hung posters and when the pigs attempted to tear them down they were run away. Then the people got really uptight and began saying that this is their community, and they have a right to do what they want to do. So they changed the street from Indiandale & 14th to Panther Ave. and Free Red. They sang revolutionary songs and rapped about how they would like things to be for everybody. The following morning a pig was shot at, trying to sneak up and pull down the sign. The N.C.C.F. was blamed immediately, a few hours later a channel 50 news car was fired on in the same neighborhood, again the N.C.C.F. was blamed -- immediately the area was surrounded by pigs of the 10th precinct. They did this without permission from Pig Chief Murphy. They were about to attack when orders came and they were instructed not to make a move because they were not equipped to handle the situation. That they were

in reality about to be barbequed because it just so happens that the people here relate to the Black Panther Party and it would be impossible to move on us without moving on the whole West Side. That's why the 10th Precinct right now has tanks and half tracks and 50 cal. machine guns--to kill niggas. That's why today August 2nd, pigs have been going door to door telling people where to lay in their house when the attack comes. They also stated that if they were to come out on the street that they would be killed.

So this is no joke, this is war in the truest sense of the word. This is the highest form of politics. We want freedom--they want blood. I say they can have mine, but they have to pay for it, because it's not free, just as I am not free.

I guess I won't see my mother or "Li'l Bra" any more or Maria, or Kathy or Ora--the women most close to my heart. Or drink no more wine with Fred; or get cursed out by Landon and Big Rob, the two niggas I learned the most from.

All because they have people that have no respect for the needs and desires of the rest of the masses of people. Because they would rather kill and oppress rather than share in the vast wealth that this planet possesses. Because they oppose all that is progressive, we must die. Eldridge is in exile--but he's coming home, Huey was in jail--but he's home, Bobby is in jail facing the electric chair but he's coming home, Landon and Rory and countless other prisoners of war will be back--right here on the streets--niggas will be free and that is a fact that the reactionary pig forces don't want to relate too. Niggas will have the power to determine their own destiny and that's what I'm fighting for and that's why I'll die.

ALL POWER TO THE PEOPLE!
DEATH TO THE FASCIST PIGS!

N.C.C.F., Detroit Michigan
Michael D.

BOBBY'S APPEAL

continued from last page

ted, was in no way Seale's fault and thus provides no evidence of waiver, since Seale had been denied opportunity to speak regarding Garry's absence on the first day of trial and since he had not discovered until after the close of the second day's proceedings that Garry would definitely not be

able to attend the trial. (54) Second, the prosecution presented no reason for denying this claim.

Indeed the prosecution did not even object initially--rather it was the court that suggested Seale's request ought be denied because it was made after commencement

of trial (p. 24, supra). Third, there was no apparent reason to deny Seale's claim to represent himself, if such a claim ever ought be granted. It was initially raised not in the midst of trial but before opening statements had been made or the first witness sworn. (55) Since Seale never consulted with any lawyer other than Garry regarding his defense, allowing him to present his own defense would not have caused additional delay for purposes of preparing a defense. Seale's co-defendants had no objection to his presenting his

own defense but, rather, supported it throughout; therefore no problem was presented regarding prejudice of their rights. Finally, the record reveals beyond any doubt that disruption was caused--rather than prevented--by denying Seale any opportunity to represent himself.

(54) The record reveals that Seale was out of touch with counsel while transferred to Chicago. (p. 21, supra) It is therefore understandable that he would not have known until trial started that Garry would

definitely not be able to represent him. Weinglass told the court on the first day of proceedings, September 24, that Seale was without representation. Seale was denied any opportunity to speak regarding his objections to Garry's absence that day. (pp. 21-22, supra)

(55) Compare United States v. Denno, supra n.53, finding an absolute right to represent self where request voiced after case called.

(END OF FOOTNOTES)

MESSAGE FROM HUEY TO THE PLANNING SESSION



HUEY

Power to the people brothers and sisters! This is Huey P. Newton. I'm very sorry I'm not with you today because of certain pressing problems, but you can be sure that I'm with you in spirit. In a very short time, we will be united not only in spirit, but in the flesh. Until that time, keep the revolutionary strength in order to achieve the goals that will create a society in which man can live. One step in this direction is to rewrite the Constitution. We perceive that the Constitution has failed in every area when it concerns the national ethnic minorities, Black people in particular and all minorities in general. Also it has failed poor people, universally White people, Red people, Brown people, Black people and also Asian people--Yellow people as we sometimes call them. But we are planning this Revolutionary People's Convention, and we've run into difficulties. If we hadn't

run into these difficulties, we would've thought we were doing something wrong, but we expected them. The first hurdle that we must get over, is to find a place for our Plenary Session that was to be held in Philadelphia but the reactionary racist, fascist Rizzo, the police commission, undermined the People's Convention.

Our Convention is concerned with man. We want to create a society where man will no longer live by exploiting other man. This is the axe, the maximum and the base that the Constitution should swivel upon. This session, as you know, is a Planning Session in order for us to meet together the next session, which is the Plenary Session, which is yet to find a location because of certain reactionaries undermining the people's best interest, the people's best cause. So we won't be dismayed, we will defy all difficulty and advance wave upon wave. We are still looking for a location, either we will pin down a place today, or in the very near future.* Until that time we must go on with advancing the central aims of the Convention. To do this we have to have the people there. So we're asking all of the organizations who are willing to participate--the Anti-War Movement, the various Peace Movements, all progressive groups or parties to open up Registration Departments and sections in their organizations, so the people in the various communities can come to their organizations and register for the Convention.

We must do some door to door campaigning also for registration. We must use our creativity, and think of new ways in order to mobilize the people. Because the duty of all revolutionaries is to make revolution, and this leaves a very broad area of

action. That's why every revolutionary should be a creative person. I'm sure that using that principle we'll have thousands and thousands of people at the "Revolutionary People's Constitutional Convention", where I plan to lay eyes upon you and embrace you because I'm out of prison, not because of the justice of the court, but because of the power of the people!

We must also penetrate the South, brothers and sisters. We still have 51% of the Black people in the South. We're not planning for them to leave the South. The North is no different than the South--it's just that we must unite the North and the South. We can do this by sending delegates to the South to register people for the Convention. We can also communicate with the various liberal, progressive and radical organizations in the South, and see that the South is always thought of because this is all Black people's home in a sense. So we must think of those terms and have the people included all over the country. Whenever we plan anything the South will be represented, because we see that we cannot do anything without that unity. I know that we will get very much done today. I'll be clearing things up on this end to prepare to see you on that day of the Convention, which will be a delight to my heart.

ALL POWER TO THE PEOPLE, BROTHERS AND SISTERS

**HUEY P. NEWTON
MINISTER OF DEFENSE
BLACK PANTHER PARTY**

*Plenary Session will be held at Temple University Gymnasium in Philadelphia, Pennsylvania.

REPORT FROM THE PLANNING SESSION

August 8th and 9th, 1970

Lee Faye Mack is a hot momma from Winston-Salem, North Carolina. She ain't got no money, she's over 33 and she's a crazy nigger. Lee Faye is also the Southern Representative of the Revolutionary People's Constitutional Convention.

At the Planning Session, (this weekend) of the Revolutionary People's Constitutional Convention, Lee Faye told us "what do those racists think we'll be doing while they're beating and killing our children." There were high school students from Richmond, Virginia, gay people from East Bronx, SCLC presidents, urban leaguers, there were "greasers" from Chicago who said later for fascist Daley. All came to map out strategy for the Plenary Session of the New Constitution.

Each area picked a Regional Representative who centralizes all facts of their work areas. Each can be reached 24 hours a day. All Regional Representatives are from the community, all believe the Revolutionary People's Constitutional Convention is the most

important task of the day.

The following is a list of all of those representatives and their area of work. Please coordinate all fund raising, propaganda, and other machinery through them.

FINANCE

Contact these people for information regarding donations, benefits or other fund raising activity for the Revolutionary People's Constitutional Convention.

Patricia Hilliard
415/465-5047
Oakland, California

Audrea Jones
617/442-0100
Roxbury, Mass.

Beverlina Carlowell
312/738-0778
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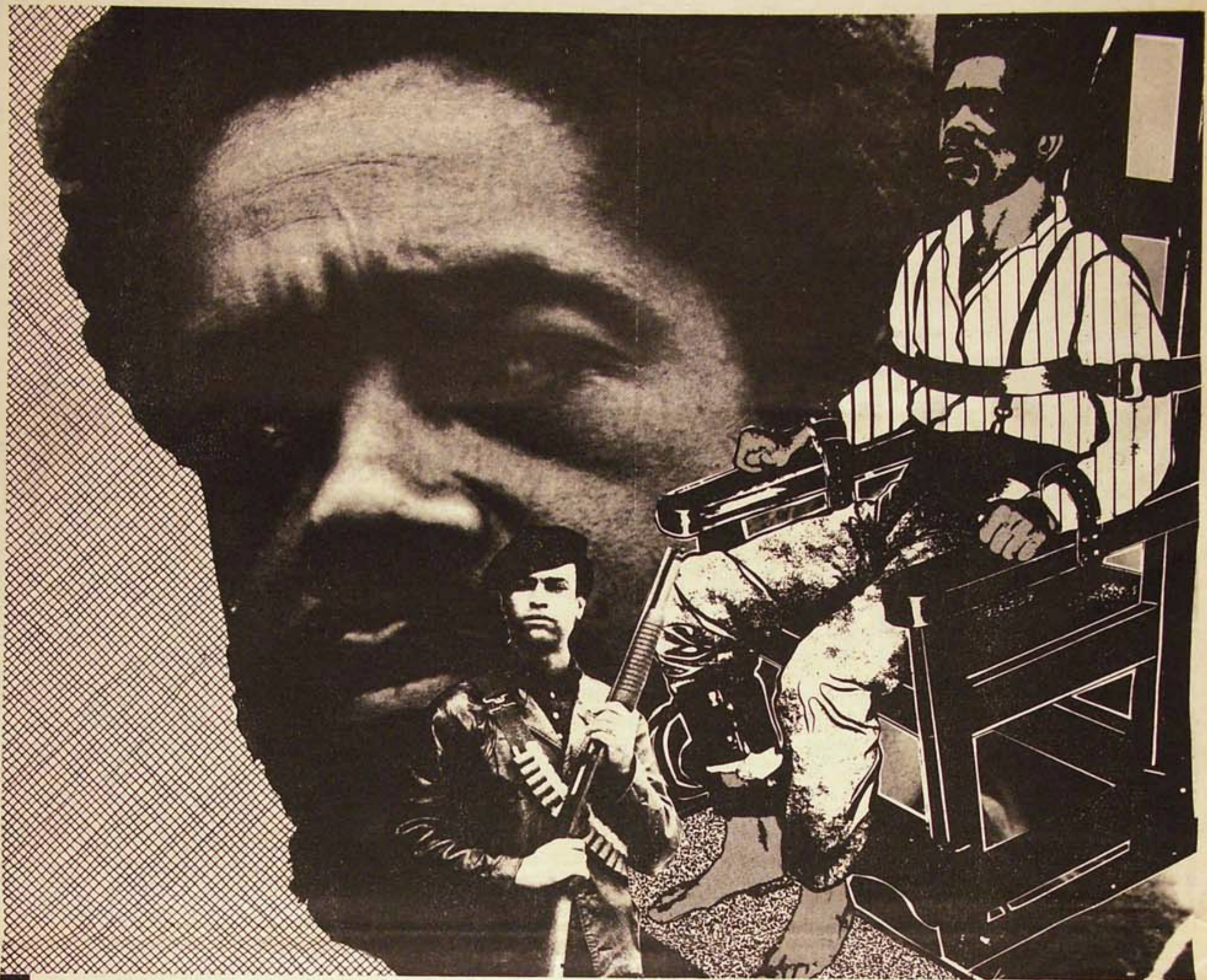
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Where is Freedom when a peoples right to "Freedom of Speech" is denied to the point of murder? When attempts at "Freedom of the Press" brings bombings and lynchings?

Where is Freedom when the right to "peacefully assemble" brings on massacres? Where is our right to "keep and bear arms" when Black People are attacked by the Racist Gestapo of America? Where is "religious freedom" when places of worship become the scene of shoot-ins and bomb-ins? Where is the right to vote "regardless of race or color" when murder takes place at the voting polls? Are we free when we are not even secure from being savagely murdered in our sleep by policemen who stand blatantly before the world but yet go unpunished? Is that "...equal protection of the laws"? The empty promise of the Constitution to "establish Justice" lies exposed to the world by the reality of Black Peoples' existence. For 400 years now, Black People have suffered an unbroken chain of abuse at the hands of White America. For 400 years we have been treated as America's foot-stool. This fact is so clear that it requires no argumentation.

REVOLUTIONARY PEOPLE'S CONSTITUTIONAL CONVENTION

PLENARY SESSION
TEMPLE UNIVERSITY
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SEPTEMBER 5-7
PHILADELPHIA, P.A.



FREE LOS SIETE DE LA RAZA

On May 1st, 1960, thousands of people massed in front of the Federal Building in San Francisco to demand the freedom of Huey P. Newton, Minister of Defense and a founder of the Black Panther Party. Huey Newton had been accused of killing a White policeman, although the cop had been shot with his partner's gun. Twenty blocks away, in the city's predominantly Latin American Mission District, several young Brown men were moving a T.V. from a car parked at the curb into the home of the Rios family. Suddenly a battered '58 Dodge pulled up, and two men in plainclothes got out. They were undercover cops. They ordered the young men to line up for an I.D. check. Minutes later scuffling broke out. Shots were fired and one of the cops, Joe Brodnik, fell dead on the sidewalk with a bullet from his partner's gun. The other cop, Paul McGoran, was knocked down and the young men split.

WHAT HAPPENED IN THE KILLING OF JOE BRODNIK?

Seven men have been charged with the killing of Joe Brodnik. They are known as Los Siete de la Raza. The police claim that seven men were approached by McGoran and Brodnik. They say that the men jumped McGoran, took his gun and shot Brodnik. The seven were identified as Tony and Mario Martinez, Gary Lescallet, Jose Rios, BeBe Melendez, Nelson Rodriguez and Gio Lopez (all between seventeen and twenty-one years old). A week after the shooting, six of the men were arrested and charged with murder. Gio Lopez is still free. The six have been in San Francisco City Jail, refused bail, for over one year awaiting trial.

All the details of what happened are not yet clear. What is certain is that the police story does not hold together and that the chief prosecution witness, Paul McGoran, has contradicted himself time after time in the witness stand. This much is known:

- McGoran first said that three men were involved. Then the police story changed to say six; finally they said seven. When questioned before the Grand Jury, McGoran said first he didn't know how many young men were on the street in front of the Rios house. Then he said there were seven. Reminded of his earlier testimony he changed and said there were five,

Finally under cross-examination he said again he didn't know how many there were. When the actual trial began McGoran changed again, saying first there were five and after prompting from the prosecutor that all six of the defendants were there.

- Two of the accused, Tony Martinez and Nelson Rodriguez, were not even in the City at the time the incident took place. Nelson was in San Mateo and Tony was in class at the College of San Mateo.

- Gio Lopez was linked to the shooting because somebody claims to have seen him enter the Rios home earlier in the day. No one has said he was around at the time of the incident.

- When the cops lined the men up for the I.D. check, Jose Rios said his I.D. was inside the house. McGoran sent him in to get it. On the stand during the trial, McGoran changed his mind and said that Jose just walked off into the house. By McGoran's own testimony, Jose wasn't on the scene.

- While Rios was inside, McGoran ordered the men to line up. Gary Lescallet asked "What's this all about?" "I'll ask the questions around here, punk," answered McGoran. "We're investigating a burglary."

- "Well, are we under arrest?" Lescallet asked.

- "Why don't you make like a rabbit and see?" said McGoran.

- "Well what are you going to do, shoot me?" (McGoran admits to this conversation between himself and Lescallet.)

More words were exchanged and McGoran advanced on Lescallet and attempted to hit him. Lescallet tried to move away from him and the cop struck at him again. Lescallet blocked the blow, but McGoran threw another punch. The other two men jumped to aid their brother. McGoran pulled his gun from where it had been concealed. Brodnik moved toward them, while one of the men grabbed at McGoran's hand to keep him from firing the weapon. While they struggled the gun went off in McGoran's hand. Brodnik fell dead.

- In the confusion, McGoran was knocked down and the young men split.

- In the days after the incident, McGoran told the police and press that the men had grabbed his gun and emptied four or five shots at him from point blank range. All the shots, he said, missed. But when McGoran's gun was found,

only two shells were missing from the chamber. By the time of the trial McGoran had changed his story again. He said Lescallet took his gun, got into the car and fired at him once.

WHY DID THE YOUNG MEN RUN?

For many people it is very difficult to understand what it is like being a person of color in a city ghetto. We are told that the ghetto streets are filled with hoodlums and punks. The newspapers hammer this line home day after day. For example, the week before this incident the S.F. Chronicle headlined a front page story, "A Gang's Terror in the Mission." "A loose-knit gang of idlers and hoodlums are slowly closing a fist of fear around the business life of a once bustling Mission District neighborhood." Merchants called a press conference and denounced the story as a lie. But the Chronicle had already got its message across with the false headline story. When the press found out that Brown people were involved in the shooting, they took up their theme with a vengeance: The S.F. Chronicle headlined that it was a murder and said "Huge search on for killers of Policeman." The basic principle of American justice again did not apply: "Innocent until proven guilty." "Hoodlums" and "Latin Hippie types" the Chronicle called Los Siete. "A bunch of punks," the mayor said.

Another quote from the S.F. Chronicle of May 2nd adds to the picture. When other police arrived on the scene, they surrounded the Rios home and opened fire. "Volleys of automatic fire were pumped into the second floor and the attic of the suspected building where at least two of the youths were said to be hiding." After the police stopped shooting they discovered that a 14-year old Rios child was inside. She was shot in the head by a police bullet. It's lucky Jose Rios split. If he hadn't he might be dead.

Why did Los Siete run? They were fleeing a scene of mortal danger, a danger that had nothing to do with the facts of the incident. They were Brown, and a White cop had been killed. They knew a massive police force was coming and that these cops have been known to shoot first and ask questions after, especially when Brown and Black people are involved. From the long experience of their people they might have instinctively known what the press would do with the story. They were right.

McGoran and Brodnik (and the two-foot rubber hose Brodnik carried with him) were notorious in the Mission community for their harassment of young people on the streets and at Mission High School. Mission District people have a lot of cops to know. After the S. F. Chronicle set it up with a story of "Terror in the Mission," the mayor sent in over one hundred cops to patrol the streets and control the people. Any Mission youth can tell stories of being thrown up against a wall, frisked and questioned for no reason. Many residents tell of cops busting into their homes waving guns, without search warrants. The I.D. check and suspicion of burglary routine are normal patterns of harassment used against Mission residents. As the Chronicle explained, "The job of the police in the Mission is stopping suspicious characters and making sure they are not involved in illegal activity." And as Officer McGoran said, "I would stop any suspicious-looking person, Latino, Black or Chinese."

Police harassment and newspaper smears are not unplanned or accidental in the Mission District. They fit in with other City projects like Urban Redevelopment

and the Bay Area Rapid Transit (BART) to form a pattern of repression and pressure. All this has one purpose. To get the present residents of the Mission out of the city.

WHAT IS HAPPENING IN THE MISSION DISTRICT? WHO ARE LOS SIETE?

San Francisco is the Wall Street of the West, the second most important capitalist financial center in the country. The business interests in the city need room to expand. The plan is to turn San Francisco into a major convention center and financial capital. Dozens of new office buildings and corporation headquarters are being built to house companies whose interests extend from Vietnam and Thailand to Bolivia and Peru. The present residents of the Mission, Chinatown and the South of Market area do not fit into these plans. There are no jobs for them and they lack the education for skilled or business jobs. But education in the Mission district schools is geared to vocational training and most people of color in the city are not prepared for college. Over twenty per cent of the Spanish speaking men in the Mission District are unemployed. Almost forty per cent of Mission teenagers who want jobs can't get them. In 1967 three out of every four Spanish surname families in the Mission had incomes of less than \$3000 a year. The City is not interested in solving these problems, only in getting rid of these problem people:

The job of the Redevelopment Agency and the police is to keep up the pressure and move these people out to make room for business. What these two may have trouble doing, BART will try to accomplish. For the residents of the Mission BART means higher taxes and rents. Taxes and rents which they cannot afford. The new subway is not meant to service the present residents of the Mission, but to transport the people from the suburbs who will work in the expanding financial center that is replacing peoples' homes and small businesses. People who have had their homes replaced by BART construction and Bay View Federal Savings know concretely what this means. When they have to sell because of high taxes or move because of high rents business is right there to rezone and buy up the property. Redevelopment means bulldozing the community's homes and small businesses. BART will help transport them out of the city. And no one much cares where they go.

The young men of Los Siete are kids off the block. All but one was born in Central America and came here with his parents for "a better way of life." What they found was that American business operates the same way in the Mission as it does in El Salvador; for profit and not for the people. Los Siete were known to the police not because they had been hassled on the streets, but because they had begun to organize their brothers and sisters to deal with the problems and attacks they faced.

the young men who the S.F. Chronicle and mayor called bums and hoodlums were fighting to improve their community. Mario Martinez had enrolled in the College of San Mateo and was working in the college readiness program. He recruited Nelson Rodriguez and his brother Tony, who wanted to be a doctor. Together they recruited more than thirty Brown brothers and sisters off the block for the college readiness program. Los Siete spent a lot of time on the streets talking about the bad conditions in the houses, the schools, factories and hospitals, and in the streets. They talked about how they had to get together and learn the skills that their community needs and has been deprived of for so long. Then they were busted for killing Brodnik. It's obvious that most of them were not even on the scene when the incident occurred. They were singled out because they are an effective organizing force in the Mission, attempting to serve the needs of the people.

The real message here is that whenever working people start to move, to organize, they can expect trouble from the police, the courts and the press and from the businessmen who control these agencies. Workers who were busted on the picket lines at the Standard Oil refineries in Richmond last year know how this works. Many older residents of San Francisco who fought and struggled in the S.F. General Strike of 1934, beaten by cops and called every name in the book by the press, can see the same pattern at work today. The same is true of G.I.'s and students who are trying to organize and combat repression and the War in Southeast Asia.

For Los Siete the organizing has not stopped. A support group has formed around them in the Mission that is continuing what they started: serving the people. Los Siete de la Raza has a breakfast for children program every morning at St. Peter's Church at 24th St. and Alabama and at St. John's Church, So. Van Ness and Julian Sts. A Mission Health Clinic has opened at 2990 22nd St. with volunteer doctors and nurses. A La Raza Legal Defense Committee has been started at 3176 24th St. And a community newspaper, the Basta Ya, has been reporting what is really going on in the Mission. All these services are for the residents of the Mission.

The most important thing is that people realize their strength is in their unity, White, Brown, Black, Yellow and Red. Only this unity will stop the repression that is brought against the poor and working people when they begin to organize and move, to take back the country that they built with their labor, energy and taxes.

For more information, call Los Siete - 626-9090.

FREE LOS SIETE
FREE ALL POLITICAL PRISONERS

Come to the trial
850 Bryant Street
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**NATIONAL DEMONSTRATION & MASS RALLY
TO FREE LOS SIETE,
THE SOLEDAD BROS.
& ALL POLITICAL PRISONERS
AUGUST 19, 1970 Civic Center, S.F.**

SPEAKERS:

CHARLES GARRY
GARY PEREZ
DAVID HILLIARD
RAPHEAL VIERRA

ANGELA DAVIS
DARWIN LEE
MR. MARTINEZ
Father of 2 of Los Siete
& others

EXPOSING FASCIST METHODS OF INTERROGATION

CONCLUSION OF A FOUR PART ARTICLE

9. Physiological Symptoms

Careful observation of the physical state of the subject as influenced by his emotion will often give a clue to guilty knowledge or deception. The various symptoms observable in the subject are sometimes consistent with a state of nervousness as well as guilt. Physical manifestations can be pointed out to the suspect as evidence that his guilt is obvious. The following observations are generalities which may sometimes be useful, but which must always be modified in relation to the temperament of the individual.

a. Sweating. If the face is flushed anger is indicated. Embarrassment or extreme nervousness may also be the case. A pale face indicates fear or shock. Sweating hands indicate tension.

b. Color Changes. A flushed face indicates anger, shame, or embarrassment but not necessarily guilt. A pale face is a more reliable sign of guilt.

c. Dry Mouth. Great nervous tension is present. This is considered a reliable symptom of deception. Swallowing, wetting of the lips, and thirst are indications of dryness of the mouth.

d. Pulse. An increase in the rate of heart beat is indicative of deception. The pulse beat is observable at times in the veins of the neck.

e. Breathing. Deception is indicated by an effort to control breathing during critical questions.

10. Perseverance.

In the preceding paragraphs emphasis has been placed on kindness and stratagems. The investigator will, however, encounter many situations where the sheer weight of his personality will be the deciding factor. Where emotional appeals and tricks are employed to no avail, he must rely on an oppressive atmosphere of dogged persistence. He must interrogate steadily and without relent, leaving the subject no prospect of surcease. He must dominate his subject and overwhelm him with his inexorable will to obtain the truth. He should interrogate for a spell of several hours pausing only for the subject's necessities in acknowledgement of the need to avoid a charge of duress that can be technically substantiated. In a serious case, the interrogation may continue for days, with the required intervals for food and sleep, but with no respite from the atmosphere of domination. It is possible in this way to induce the subject to talk without resorting to duress or coercion. The method should be used only when the guilt of the subject appears highly probable.

II. Special Groups.

Two groups of offenders deserve special mention here because of the relative ease with which they may be induced to make confessions if they are interrogated with a moderate amount of skill.

a. The Juvenile. Two classes must be distinguished: the indignant offender with bad character and disreputable background and the person who comes from a "good" family: The expressions "criminal" and "non-criminal" type will be employed.

1) Non-Criminal Type. The boy (or girl) has been raised to believe in moral principles and to respect authority, but is a little wild and has yielded to temptation; he is rarely intelligent and his in-

experience makes him gullible. He is susceptible to emotional appeal by reason of his training and "believes" in so many things that the investigator has a wide choice of methods by which to motivate him. "Mother" is a magic word for inducing a state of repentance and a desire for confession. Since the boy is usually frightened at the outset, the investigator can rely on a friendly approach and an emotional appeal.

With a headstrong boy, an investigator should carefully avoid humiliating him by compromising his courage or pride. Lacking common sense and being careless of the consequences, he may rebel at an affront and remain obdurate. A friendly appeal to his manhood is effective.

2) The Criminal Type. Where poverty and bad environment have wrought their scars on the boy's character, the investigator's greatest problem is prevarication. The lie is an integral part of the mode of the subject's thinking. Another difficulty is a reluctance to become a "stool pigeon," attended by a heroic silence. An aggravated form of this attitude is an excessive dislike of "cops." The police officer is his natural enemy.

Although emotional appeals are far less effective with this type of subject, they should be given a trial at the outset. The friendly approach should be used throughout. The utmost care must be exercised to avoid permitting the boy to assume the role of a martyr. If the investigator is harsh, fancied martyrdom is simple to conjure up. On the other hand, where the investigator is persistently friendly, even to the point of fatuity, the boy will feel foolish in maintaining an air of a rebel without a cause. The stern approach should be used as a last resort.

The investigator must rely heavily on the tactic of trapping the subject in ridiculous lies. The boy has no desire to lose face in such an ignominious way as being repeatedly caught in contradictions and inconsistencies.

The appeal to his pride in being "smart" should be used again by pretending that his friends or accomplices have "talked" and told everything. With the aid the investigator, this is a relatively simple matter. After all, the investigator has no desire to see his friend, the subject, shouldering all the blame.

b. "White Collar" First Offenders. This category includes persons who are traditionally known to subscribe to orthodox ethical principles and conventional moral standards. It is not difficult to obtain a confession. The character of a person in this category is weak, and this defect must be exploited fully.

In conclusion it is very obvious that silence is the most effective weapon to deal with an interrogation. It also is evident that it is very foolish to try to "lie out" or "play smart" when being interrogated or questioned about any crime no matter how innocent it may appear. Smart answers and lies can be used to form a logical build-up of events and/or be used to incriminate you. And also it is important to remember your "Legal First Aid."

SEIZE THE TIME
Bennie Harris
San Francisco Branch
Black Panther Party

THE BLACK PANTHER NEWS PAPER IS DESIGNED TO EDUCATE US TO THE CORRECT MEANS OF GETTING OUR FREEDOM

Huey P. Newton says that the paper is the voice of the Party, and should be heard throughout the land.

The Black Panther Party newspaper is, the voice of the party. But it is even more so the voice of the people. The people are the motivating force in the making of history (they are the real heroes)

The news contained within the Black newspaper is actual accounting of the acts of everyday wanton murder and brutality inflicted upon our people that we would not be made aware of otherwise. It is also the knowledge and wisdom gained by our people throughout our four hundred years of oppression and a basis for understanding the nature of our oppression and the correct methods and procedures for resisting and dealing with our oppressor.

Raw material is the basis for new ideas. The ideology of the Black Panther Party is the interpretation of this oppression by our Minister of Defense, Huey P. Newton, who along with our Chairman

Bobby Seale, founded the Black Panther Party. We have learned through this ideology that the education we have received since childhood as well as the everyday brainwashing we receive through the combined efforts of the T.V. radio and daily pig newspaper is nothing more than a farce. The news contained within them fails to tell us any type of news or information that would be useful to us in helping to deal with the oppressed state we live under here in America.

The Black Panther newspaper is designed to educate us to the correct means of going about getting our freedom. It also enlightens the community to correct moves that were made by the community as well as incorrect moves made by the community, and offers ideas and ways to avoid them in future confrontations with the pig power structure.

Information of this nature is vital to the very welfare of ourselves family and community. The need for Self Defense Groups in our

communities is becoming ever more important because of the increasing show of outright fascist repression by the racist pig police forces patrolling our communities

We recognize the fact that the increase in sales of the Black Panther newspaper in Winston-Salem is a good sign of the increase in the awareness of the people here to the need for another source of information that gives a true accounting of what is really going on here in fascist America.

We recognize that our people are getting hip to the bull being run to them on a wholesale scale by the pig news media. We recognize that the time of reckoning is getting closer for these foul purveyors of misery and misinformation upon the people. It is time to put the knowledge gained from the Black Panther newspaper into practice and Seize the time.

ALL POWER TO THE PEOPLE!

Winston-Salem, N.C.

PIG HARRASMENT OF BROTHER SELLING THE BLACK PANTHER COMMUNITY NEWS SERVICE PAPER WINSTON SALEM N.C.

On Friday, July 17, 1970, a brother and I were sent out to a shopping center to sell papers. This place is known as North Side Shopping Center, which is located on the north side of Winston. We had been there for about an hour or more, when a couple of avaricious businessmen approached us and told us that we could not sell papers on their property, but that we could sell them if we would go to the Journal and Sentinel (the local pig press) and purchase a paper rack with a coin slot on it. We in turn told the two avaricious pigs that we weren't interested in purchasing a paper rack for our papers and since they allowed the young Whites to sell papers there, we should have that same right. One of the pig businessmen told us that they had a friend (a pig cop) and that we could call him and find out if it was all right for us to sell papers out there. Thinking that we were fools, not knowing if we called this pig; he would have had the whole pig force out there. We told these mad fools that we didn't deal with pigs, so they oinked a couple of times and left.

A little while later as we moved along the canopy of the stores, we noticed a pig car, and the pig inside was watching us through the front view mirror as we moved amongst the people. About twenty or thirty minutes later as we turned right under the canopy, we noticed about two cars of pigs parked at the back of the store, we stopped for a while to analyze the situation, and the only solution that we came up with, was that the pig sitting in his car had called in for his gestapo troops.

We started moving out and had gotten about two hundred yards away next to a bowling alley when two more cars arrived, one had a nigger pig inside. Just as we started up the expressway the pigs spotted us and pointed toward us, about that time a sister who stays right across from the headquarters came along and stopped for us. The pigs immediately got into their cars and started following us. We arrived on Liberty St. about fifteen minutes before they arrived. When the pigs saw us surrounded by lumpens buying papers they split the scene. But knowing these mad dogs, they were not to stop at this.

About 11:00 a.m. the next day we were sent downtown to off some papers, when two of these same mad pigs spotted us. About this time a blood was coming up the

street towards us, since we did not make any irrational move, I guess they decided to vamp on this blood. The blood seemed to be sick and weak, and had been to the drug store to get some prescriptions filled. So these mad dog pigs grabbed this blood and pushed him up against the wall after pushing the brother, they asked him for his identification, which he in turn showed them. They then told the blood that he was drunk. Everybody around knew this blood was not drunk, but the pigs thought they could intimidate us into doing something crazy. Knowing these crazy pigs, we held our cool. So they kidnapped the blood off to jail.

After that the mad pig turned to us and asked if we had permits to sell papers, we ignored him and kept on selling papers. After he found out that we were wise to his madness, he soon left. Like Huey would say, "A newspaper is the voice of a Party, the voice of the Panther must be heard throughout the land." Therefore we should get the paper out by any means necessary, because information is the raw material for new ideas.

SEIZE THE TIME

N.C.C.F., Winston-Salem, N.C.
Acker

"We will not hesitate to kill or die for our freedom."



PIGS UNITE AGAINST BLACK PEOPLE

The annual picnic of the Pittsburgh Fraternal Order of Pigs once again proved that Black people have no rights that the fascist dog oppressors are bound to respect—even when the Black people concerned have been functioning as their lackeys for many years.

On July 23rd the White Pittsburgh pigs and their lackeys were cavorting in West View Park, located in the Pittsburgh suburb of West View. In the center of the picnic was a pavillion where beer was being served and a band was playing. The band had just finished playing some polkas, and the White pigs were oinking and laughing about how poorly the Black pigs did the polka. They (Black pigs) replied that if the band were playing soul music the White pigs wouldn't be doing so well. Just then the band started to play a soul tune, and one of the Black pigs, James Moore, began dancing with a White woman. A White pig named Coll couldn't stand this, and attacked Moore. When this happened the Black people in and around the pavillion ceased to be lackey dogs and sought to deal righteously with their oppressors—even though they were helplessly outnumbered. (There were only 20 Black people there, and more than 200 White pigs attacked them.)

A sister, Mrs. Williams, tried to go to the aid of James Moore, who was being held by two White pigs while others punched him—but she was set upon by these racists, knocked to the floor, and kicked until she was unconscious. Her husband, Troy Williams, came into the pavillion, and before he could make a move to rescue his wife he was grabbed by the racist storm troopers, had his gun stolen, and was beaten. These madmen went so wild with beating on Black people that when the local West

View pigs arrived with mace to break up the beating, the low-lifed Pittsburgh fascists set upon them, beat them, and sent them away. Other White Pittsburgh pigs who tried to break up this KKK massacre were also beaten by these kill-crazy idiots.

The White fascists have maintained their solid front—the West View pigs refuse to bring charges against the Pittsburgh pigs; the head of the Fraternal Order of Pigs has said that this could have happened at any picnic where beer was being served; and the so-called Director of Public Safety, James Bungler, has refused to say anything, pending an "investigation".

But the solid front of racist oppression has begun to break. Led by Sergeant Harvey Adams of the Black Guardians, most of the Black members of FOP have resigned, condemning the racism that was visited upon them and "that permeates the Pittsburgh police force, and from which our Black communities and our Black brothers and sisters have long suffered." No longer will the Guardians be the willing lackeys of these nazi hyenas, they have pledged to "take any action necessary to protect our lives and the lives of Black people."

Point No. 7 of the Black Panther Party's Platform states that "we can end police brutality in our Black community by organizing self-defense groups that are dedicated to defending our Black community from racist police oppression and brutality." If the Black Guardians are genuinely dedicated to defending the Black people of Pittsburgh, can the fascist racist pigs and their few bootlicking lackeys long survive?

RISC
Pittsburgh, Pa.
Russ Trunzo

TEXT OF STATEMENT BY BLACK OFFICERS

The following is the text of a statement issued by the Guardians of Greater Pittsburgh after the mass resignation of most of its members from the Fraternal Order of Police:
DURING THE FOP PICNIC,
JULY 23, 1970

The Guardians of Pittsburgh, with the full support of the black community and national black police organizations condemn the acts of the racist FOP.

Racism whether it is covered by civilian garb or the blue uniform of the police is abhorrent and the Black Guardians of Pittsburgh having been subjected to the racism of the FOP are resigning en-masse.

We will no longer tolerate any association with the FOP or with any other racist group.

We will not bear silent witness to the brutalization of black people by white police or white civilians and we hereby serve notice that we will take any action necessary to protect our lives and the lives of black people.

If those duly elected officials or those appointed fail to protect the lives entrusted to their care then we, the Black Guardians, feel that they have abdicated any authority and trust and we will no longer deal with them!

We demand immediate, vigorous and unbiased investigation of the attack on our brothers and their families at the FOP picnic.

We demand the arrest and prosecution of those who wantonly and without provocation injured our brothers and their families, yes women and children at West View Park, July 23. We demand an official condemnation of the actions of those white officers who, sworn to uphold law and order,

showed by their acts their total disregard for it.

At West View Park on July 23, 1970, Brother Officers Roland Lucas, James Moore, Chester Walls, George Christopher and female members of some of their families were the victims of a violent vicious attack by white police officers.

The attacks caused extensive hospitalization and possible hospital treatment of Officer Moore's wife who was kicked in the head and chest by white policemen until she became unconscious.

This attack by more than 200 white police officers upon the black officers and their families was a result of the racism that permeates the Pittsburgh police force, and from which our black communities and our black brothers and sisters have long suffered.

The incident was triggered by an interracial couple dancing. The same racists white police who will permit and condone white "after hour integrationists" to frequent the Hill Districts, Manchesters, Homewood - Brushtons, throughout this nation: The same white racist police who will permit the raping of black women and will condone mob attacks upon blacks by white police and white civilians cringe at the sight of a white girl dancing with a black man!

The Guardians are policemen too, but we are men first and we are black men. We shall not permit this attack to go unanswered.

FASCIST JUDGE SHERWIN CONVICTS PANTHER LEONARD COLAR OF MURDER



On June 12, 1968, Solano County Superior Judge, Raymond Sherwin, handed down a decision ordering Minister of Information, Eldridge Cleaver, released from prison because Eldridge was being held captive not because he violated his parole "but from his undue eloquence in pursuing political goals, goals which were offensive to many of his contemporaries". Sherwin said Eldridge's revocation of parole was "a type of pressure unbecoming, to say the least, to the law enforcement paraphernalia of this State". Shortly after his decision on Eldridge, Sherwin learned more about "the unbecoming pressure of the State"—he also found out that his interpreting the law as it is written was "offensive to his contemporaries".

Sherwin received a severe reprimand from his fascist colleagues for his "liberal" stand on Eldridge, a Black Panther Minister, a true enemy of the State. This reprimand plunged Sherwin into the greatest dilemma of his life. "How do I regain the graces of my fellow pigs?"

In February 1970, Sherwin upheld the death penalty of two White men who were charged with wantonly killing two White men and wounding two others in a night of insane shooting. To even the score, in April 1970, Pig Sherwin upheld the death penalty of a Black man accused of killing a racist pig who was attempting to kill the brother. Now Sherwin's pig colleagues could not call him a "nigger-loving judge" because he had just sent a nigger to be executed. (In 1966 Sherwin broke down from 1st degree murder to 2nd degree murder for

a brother charged with killing two pigs). But charlatan judge, Sherwin, still had not evened up the matter of releasing Eldridge, an enemy of the State.

On July 31, 1970, racist pig, charlatan "judge" Raymond Sherwin evened up the entire score and firmly entered league with his fascist colleagues, such as Friedman, Hoffman, Murtagh, and Mulvey. On this day, fascist, Pig Sherwin "found" Black Panther, Leonard Colar, guilty of MURDERING HIS OWN FATHER.

The two main pieces of "evidence" were presented by racist, redneck, E. Glynn Stanley, the D.A. Stanley questioned pig investigator, Paul Avery, first. Avery testified that he had "interviewed" Henry Williams on two separate occasions. During the first session, Williams described the person who ran past his house the night of the shooting as 5'5" tall, 170-180 pounds, and 30-40 years old. But later, the bootlicker said Leonard (6'1", 235 pounds, 16 years old) was the one he saw; this statement was also transcribed. Avery testified that Williams also told him that he (bootlicker) had seen Leonard on two other occasions after the shooting, but this statement was not recorded; the pig wasn't even sure if he reported Williams' second statement to the head investigator.

Stanley's second witness was Patrick Buckman, Vice President of the pig investigator firm. Buckman testified that Robbie Williams, a sister with mental problems, told him that Leonard did the shooting. When Robbie was first interviewed, her statements were taped—but on her second interview, when key evidence is supposedly given, it is not taped, she doesn't sign any statements—Buckman doesn't even enter her statement in his pig report, which is supposed to be a summary of all of his findings. (In Robbie's first interview, she identified three different people at once, none of them Leonard.)

Later Leonard was called to the stand, Stanley asked Leonard who did he buy his gun from and who did he sell it to. (Leonard owned a .45 revolver; his father was shot with a 9mm semi-auto.). Leonard said he could not remember the names. At this point, pig Judge Sherwin arrogantly interjected, in effect, "Leon-

MOVE ON THE IDEOLOGY OF BLACK MEN

Our ideology: Ideology is a way to liberation, an instrument of clarification of our position, an education to the situation, information to the nation for mobilization. So from the word go, we are hip to what the Lumpenproletariat is doing in the Black colonies like his oppressed condition in relationship to the means of production. It's very important to know and have in our minds we are Marxist-Leninists and a part of the world revolutionary upsurge which is challenging all forms of capitalism everywhere. But at this time in history we are (Black people) using Malcolmism. For he (Malcolm X) was a lumpen and as the Lumpens in the party and the

colonies across this country, who have decided within themselves that there is something much more important than getting high, and pimping women and just generally doing their own thing.

Yes Malcolmism, the application of Malcolmism with Huey P. Newton deals with developments Fanon didn't come home with it. Fanon didn't deal with (that's applying the Marxist-Leninist analysis to our problems) he was not hip to that he didn't dig on Malcolmism and where it was coming from. But Malcolm and Huey did get into that, look at it, lived with it and focused on us Black brothers and sisters in this decadent, fascist, racist so-

ard, if you want any mercy from this court, I'd better not think you are concealing any information."

Leonard testified that at the time of the shooting he was at a sister's house. The sister had told him that the pigs were threatening to take her children from her and also kick her out of her apartment; she also told him that she needed money very badly. But when the sister, Bonnie Williams, testified at a pre-trial hearing (she didn't testify at the final trial), she said that Leonard arrived after the shooting. Evidently, the pigs got to her—she was the only witness to receive two subpoenas the week before the trial, and the pigs threatened to arrest her for some bad checks that didn't even have her name on them, three days before Leonard's trial.

During the final arguments, Pig Stanley argued that Leonard was guilty because two people said they saw him. He further stated that since Leonard had a gun for self-defense which was kept in his room, Leonard must have been protecting himself against a relative—pig logic. So therefore, according to Stanley the pig, Leonard was guilty beyond a reasonable doubt.

Leonard's attorney, Francis McTernan, argued that the whole thing was ridiculously contradictory. The two star witnesses (who didn't testify), Robbie and Henry Williams, described someone who is definitely not Leonard when the testimony is taped, but on subsequent occasions Leonard is allegedly identified and allegedly seen on two other occasions but there is no record of the statements. McTernan also pointed out the gross contradictions between Leonard's story and Bonnie Williams's story, centering in on the pig harassment of Bonnie. Finally McTernan pointed out that just because Leonard kept a gun in the house, not even the same gun as the murder weapon, it doesn't mean that Leonard was going to shoot his father.

Fascist Judge Sherwin said in piggy fashion, "Mr. McTernan, you are wrong. There is no reasonable doubt. I find that Leonard killed his father and I sentence him to the California Youth Authority." Leonard will receive at least a four-year sentence from CYA. After he becomes 21 he could receive another four-year sentence, or the pigs could re-try him as an adult and possibly send Leonard to the gas chamber.

So it is clear to see that Judge Sherwin, Stanley, the D.A., the Vallejo Pig Department, and the other pigs of California, railroaded another Panther, Leonard Colar, to prison. It is up to the people to free all of the political prisoners, and take the real criminals, the misrepresentatives of justice, to trial and execute them. SEIZE THE TIME FREE ALL POLITICAL PRISONERS DEATH TO THE FASCIST PIGS

They had and have a clear picture, a clear view, a clear view of the facts. Brothers and sister, Lumpens, no man or woman comes into this life a criminal element. This society has put our people in a position where we have no choice but to relate to changing these social conditions that are being forced on us. So it is a move against these fascist pigs who come into our communities endorsing exploitation of man by man.

ALL POWER TO THE PEOPLE!
M.B.

PIGS IN CAMBRIDGE, MASS. KIDNAPPED BO STAFF OFF THE STREETS WHILE HE WAS SELLING 'THE BLACK PANTHER' NEWSPAPER

American pigs know how to kill more people than any other pigs in the world, the United States war machine can go anywhere inside and outside this country to murder and torture people struggling for freedom and self-determination with methods of slaughter that make Hitler look like a bungling idiot.



BO STAFF

When the United States government trains G.I.'s to employ their methods of overkill, they know how. And when those G.I.'s begin to see through the lies and schemes of the U.S. military and begin to turn around and threaten to use all that skill and knowledge on them, they (the pigs) get very, very uptight. Bo is a servant of the people. Bo was taught by the U.S. Marines how to massacre the Vietnamese people and when he discovered that the Vietnamese were poor and oppressed people struggling to be free of U.S. imperialism just the way his own Black people in the United States are struggling to be free of U.S. fascism he came home to join the

vanguard of the people's struggle in Babylon.

Bo joined the N.C.C.F. in Cambridge in May, and in spite of the fact that he knew the pigs were looking for him, he went out to serve the people. He was on the streets every day telling people the truth about U.S. racism and fascism, selling the Black Panther Party newspaper and setting dynamite examples for the people to follow.

The pigs began to get nervous because they knew that Bo not only had his politics together, but that he knew how to deal with pigs as well. So in their usual, cowardly fashion they planned a sneak attack, an ambush, to catch Bo offguard and unable to defend himself, they kidnapped Bo while he was selling papers on the street and spirited him away to the pig pen.

Since then, (Saturday, July 18, 1970) no one has been allowed to see him. He is being held in the Marine barracks in Charlestown and he is still setting that example for the people to follow. Bo has refused to do any work or cooperate in any way with the fascist gestapo military pigs. As a result, they are refusing him all privileges such as visitors and they haven't given him any food for over 24 hours.

But all the pig harassment in the world will not break Bo's spirit because he is truly a revolutionary.

**FREE BOBBY!
FREE ALL POLITICAL PRISONERS!
LONG LIVE THE VICTORY OF
THE PEOPLE'S WAR!**

N.C.C.F.
Cambridge, Mass.



THE STREETS BELONG TO THE LUMPEN AND IT IS IN THE STREETS THAT THE LUMPEN WILL MAKE THEIR REBELLION!

STATEMENT OF THE TASK FORCE ON LAW AND JUSTICE OF THE GREATER NEW HAVEN COUNCIL OF CHURCHES CONCERNING TRIALS OF MEMBERS OF THE BLACK PANTHER PARTY IN NEW HAVEN

July 27, 1970

Many individuals have expressed considerable concern over the trial in New Haven of members of the Black Panther Party. Some have felt the lack of adequate information in city media, as well as in the other papers which come into our community. Others have indicated that they would like to help but simply do not know what to do. Christians of all persuasions have felt an inability to make an informed Christian response to this trial, which has so greatly affected New Haven and the surrounding communities.

To meet these needs, the Greater New Haven Council of Churches has established a Task Force on Law and Justice. Its immediate goals are to provide accurate information and a means for dialogue; to help ensure a just and fair trial for the defendants; and to make their pre-trial and in-trial detention as "humane" as detention can ever be. The Task Force believes this trial demands a thoughtful Christian response. It hopes that its activities will help concerned people to respond more adequately.

The activities of the Task Force to date have included the following:

- Helping to establish a court-watching program in which volunteer clergy and laymen attend the trial and report their impressions to the Council of Churches.
- Helping to distribute the "Panther Trial News", a valuable

supplement to information available elsewhere. "Panther Trial News" is available at 532 State Street or at the Bread and Roses Coffeehouse.

- Promoting discussion of issues connected with the trial by means of speaking engagements, panels, forums, and literature distribution organized in cooperation with the Coalition for Defense of the Panthers at 425 College Street.
- Encouraging and assisting pastors to visit and minister to the defendants, who have been imprisoned for over a year although convicted of no crime.
- Soliciting contributions to alleviate the desperate situation caused by the high cost of legal defense.
- Publishing and distributing to member churches a special handbook concerning the trials.
- Discussing the issues on the New Haven Council of Churches' television program "The Eighth Day" Sunday, August 2, 12:30 p.m. on Channel 8.

In the course of these activities, the Task Force on Law and Justice has been especially troubled by conditions of pre-trial detention, limited public access to the trial, and the nature of press and other media coverage of the case.

Therefore, the Task Force on Law and Justice calls on Governor Dempsey and Commissioner of Corrections MacDougal to stop the treatment of pre-trial detainees, who have not been convicted of any crime, as if they were convicted criminals. In particular, we call upon the Governor and the Commissioner to allow pre-trial detainees generous access to persons whom the detainees deem important to their well-being, including friends and physicians of their choice.

Numbers of people who wish to attend this trial have been unable to do so because of the small size of the courtroom. This limitation offends the spirit of the constitutional right to a truly public trial. We, therefore, call upon Judge Mulvey to move the trial immediately to the largest available courtroom. We have joined with the New Haven Civil Liberties Union in petitioning for a larger courtroom.

Much of the coverage of this case in the New Haven press and media has been prejudicial to the defendants. We, therefore, call upon the New Haven press and media to set a precedent for the nation by preceding any story about arrests or trials with a statement analogous to the warning found on cigarette packages. We suggest the following statement for such stories: "All persons are presumed innocent until proven guilty in a court of law. Nothing in this story should be considered as evidence against any person."

FOR FURTHER INFO, CONTACT:
Task Force Spokesman,
Mr. Merold Westphal, Local Baptist Layman
436-3556--office
865-4219--home

PIG HARASSMENT OF PAPER DISTRIBUTION

On Saturday July 25, another act of pig harassment occurred at the Northside Shopping Center here in Winston Salem. Myself and other brother Gary were getting the people's paper (The Black Panther Newspaper) to the people when we were approached by a uniformed pig accompanied by another pig claiming to be the manager of the shopping center. These fool pigs olked to us that the property we were distributing the newspapers on was private property and that we could no longer distribute the peoples papers on the grounds. The reason being that no merchandise could be sold on the grounds. But this was clearly proven to be nothing but bull because of the fact that there was concession set up in front of the First National Bank (which was closed) which was selling home made cakes and pastries and was being operated by six White girls.

After telling the pigs that the property we were on was the people's property, and that we were not leaving we proceeded to getting the papers to the people. This was at approximately 12:00 a.m. At approximately 1:00 p.m. three carloads of pigs rolled on myself and brother Gary. I was forced up against the pig car, searched, then taken to the downtown pig pen. A warrant had been taken out for me with another name other than my own.

Being that the pigs had taken all my I.D. as well as other papers,

TO ALL CHAPTERS AND BRANCHES OF THE BLACK PANTHER PARTY AND ALL N.C.C.F.'S

This photograph identifies Barron Howard, FBI informer kicked out of the Party in March of 1969, for the precise reason of being a paid informer for the FBI. As we have repeatedly stated



BARRON HOWARD

this fool was in the Party less than three months before, being discovered for what he was and properly dismissed, his only job was Party driver and the usual functions of all Panthers selling papers, and daily party work, he never was, aware of any security functions.

This coward was the prime witness for the Congressional investigation in Washington, D.C. ear-

they were able to get my correct name and corrected the name on the warrant. This was all done at the downtown pig pen where I had been taken. Brother Gary related to me upon my release from the pig pen (which cost \$50 ransom) that the pigs had given him five minutes to get off of the property or he would also be arrested for trespassing.

ly in July. The well rehearsed lies and report given by this fool was absurd at the least. We are cautioning all N.C.C.F.'s in the Ohio area to be on the look out for this fool, he is a chronic liar and should always be regarded as a pig.

He is reported to be living in the Cincinnati region at this time (Ohio). This is the fool who reportedly had seen information concerning the Illinois, Chapter. This is the George Sams type tool used by the system to lay their traps.

Anyone having any contact with this fool is cautioned to beware of him and to refuse him to any office, pigs do not change and this is a pig. He is not a member of this chapter, and if he is seen or poses as a member contact Black Panther Party Information, Indianapolis, at once. In case members of the vanguard party do not recall this fools picture in the 1969 issue of the Black Panther newspaper, we are sending this picture for you files.

**ALL POWER TO THE PEOPLE!
DEATH TO THE FASCIST PIGS!**

YOURS IN THE STRUGGLE!

Donald Campbell, Defense Captain
Black Panther Party, Indianapolis

This attempt by these fool pigs to sabotage the distribution of the people's news papers will not be victorious because the spirit of the people is greater than the man, the pigs and all their technology.

ALL POWER TO THE PEOPLE!

ANNETTE ALSTON WAS ARRESTED FOR DEFENDING HER HOME AGAINST PIG INTRUDER

On July 19, 1970, Mrs. M. Alston of 9 W. 103rd street came to the Black Panther Party office in Harlem for some help and advice concerning an incident with her 17 year old daughter Annette. On April 7, 1970 Mrs. Alston had gone to Bellview Hospital to be with her son who had just undergone an operation. Upon returning home to her four room apartment, she found her daughter missing. As she looked around she found a note written to her daughter saying that her baby was with a neighbor, Miss Alice Arc.

Mrs. Alston was to find out later that Annette was home alone in their home when she heard someone messing with the door, there were four men outside trying to get in. Annette immediately picked up her mother's shotgun and shot at them when they tried to force their way into the house even after she told them to leave.

The four men dressed in Cable Vision uniforms, ran out and brought back the pigs to deal with the sister. About four or five policemen came to arrest Annette. One of the officers by the name of L. Christopher, pushed and hit Annette in the mouth when she tried to defend herself. Annette Alston is now in the House of Detention for Women, 10 Greenwich street.

Mrs. Alston came to the Black Panther Party and we are getting her a lawyer and intend to let the people know what is happening.

Unfortunately this is not something new; for this story has repeated itself many times throughout the Black oppressed commu-

nity. The only differences is that it is involving different people and different pigs. This sister will have a pig for a judge with another set of pigs for a jury, but her case will turn out the same as all other Black people who have picked up the gun to defend themselves against these intruders of our neighborhood. What Annette Alston did in trying to defend herself was right on! She has set a right on example for all Black people to follow; every Black person should have a shot gun for the protection of their home 12 guage preferably. When ever some pig or any intruder steps across your threshold to harm you or any member of your family, pick up that 12 guage shotgun, point it towards the intruder and pull the trigger.

Following the above steps on self-defense and you will find that intruders or pigs will definitely become a thing of the past. Everyone should read the articles on Organizing self-defense groups; you can find them in past issues of the Panther paper.

Black people, you must realize that the only way we will be able to end police brutality and murder of Black people is by picking up a gun or any other weapon we have on hand and learning to defend our right to live. Annette Alston did it, the L.A. Panthers did too. I would rather die a revolutionary death by defending what I know is right, than die a reactionary death.

ALL POWER TO THE PEOPLE!

Laurn Williams

A LETTER FROM BROTHER REESE (PHILA. GENERAL HOSPITAL PRISON WARD) ON THE HOLMSBURG REBELLION-- JULY 4, 1970

On the so-called race riot at Holmesburg Prison. Being here at the Philadelphia General Hospital I've had many contacts with people from Holmesburg. All tell me the same story of police brutality and terrorism. The incidents which sparked the rebellion were a long time simmering in the overcrowded concentration camp. The one particular incident concerned was the attack and beating of a prisoner, who struck a guard. If not for other prisoners this one prisoner would have been brutally beaten. This is the one incident that provoked the prison guards don their riot gear and indiscreetly attacked any and all Black prisoners, for they were the ones who protected the brother involved in beating. The first guard mentioned was White. Those who attacked the brothers were Black lackeys, eager to crack a niggas skull.

The following must be explained and understood clearly, in order to see the contradiction of the so-called race riot. First of all the brothers that moved against the guards moved after the Black guards attacked the brother. The fighting that followed was prisoners against the guards. A few Black racists amongst the brothers saw an opportunity to (get Whitey) attack their fellow prisoners. The White prisoners were beaten, stabbed, cut, and kicked by racists. Also cut, and stabbed were Black brothers who saw that

the unprovoked attacks by the Black racists would only divert the prisoners from the real issues, being overcrowdedness, poor food, harassment etc. This happened when they sought to stop the attacks on the White prisoners. This was what prompted Rizzo to unjustifiably label this a race riot.

As of now this day July 7, 1970 the casualties are still mounting. The guards are conducting shake downs looking for weapons and revenge. Those found with weapons, unauthorized articles, and those suspected of participating in the rebellion, are being beaten. They are made to run the block between lines of guards, and beaten with sticks, table legs, blackjacks etc. Even minutes after the revolt was quelled, prisoners were shot lying on the ground and up against the wall. One brother was told to strip, after doing so a dog from the K9 corps just happened to get loose, the brother's testicles were chewed up. The riot by far is not over yet, (the police riot). Rizzo's orders when he arrived on the scene, 'Go in and get them.' The police assaulted with weapons firing, looking for revenge, because Rizzo said it's a race riot.

Detention Ward, Philadelphia General Hospital

Brother Reese

'BAY BANNER' A PUPPET NEWSPAPER USED BY THE SYSTEM TO MISLEAD THE PEOPLE

Whenever an event directly testifying that pigs across the country do not act in an "on the paper interpretation of the law," you will find that the media will make it seem as if an entirely different incident occurred. (pigs... usually found masquerading as the victim of an unprovoked attack.)

History will show you that standard newspapers have a habit of twisting the truth in such a fashion that the main part of a situation may turn out to be nothing but minor points. You recall that when Martin Luther King, Jr. was assassinated, the newspapers all over the country only printed what they wanted you to see. For instance, the way they wrote it up, you would think that just one racist was responsible for his death, but in reality it was a carefully calculated plot by a bunch of much more sophisticated parties.

In Boston, Massachusetts, there is a so-called Black community newspaper called the Bay State Banner. Under the guise of reporting all the correct news, on Black people, they most recently made one of the most misleading and false statements that you see in any newspaper. In their July 16th edition they had a statement in there that went like this: "Milton Blue of Walpole street, is being held for \$5,000 bail in the scissors stabbing of a Quincy father and son." It went on to say that the father and son were laying down carpet and that Blue and his friends were walking by and one

of them tripped over the carpet. Blue and his friends became angry and attacked the father and son. This was reported to the paper by detective Edward Twobit, a pig.

In reality, you find that this incident never went down like this. What really went down was this: Blue was passing out leaflets pertaining to this dance that he was throwing. Blue has a little shoe shine shop, down on Mass. Ave. and Tremont street, which is the area he was concentrating on. This father and son Combo, that he was supposed to stab, came along with three buddies. They grabbed the leaflets from Blue and proceeded to beat on him. He immediately recovered and went to get some of his friends. When the odds were evened, Blue and his associates began to mop up the streets with the aggressors.

Later on, Mayor White's finest pigs, snatched Blue from his shoe shine store and proceeded to whip him, while his hands were cuffed behind his back. While smashing his head against the wall while at the station, one of the pigs said "we ought to kill you." Before passing out, Blue said, "you might as well, because all of this action you are giving me now, isn't even phasing me." He blacked out and has since then been released and is awaiting trial. But this does not negate from the fact that the story presented in the Banner, was no where near what actually went down.

There is something else that we must know about brother Blue.

Blue is a community worker, working hand in hand with the Boston Branch of the Black Panther Party to educate people to implement programs to meet people's basic needs. For this, Blue was attacked by some racist, kidnapped and beaten by some pigs, and mis-represented by a so-called Black newspaper, which through its practice has proven to be no different than the Boston Globe, Herald Traveler, or the Record American. They all are part of the long list of pig news media which do not do anything but distort the truth by way of making the guilty look like the innocent (racist pigs) and the innocent look like the guilty. (Blue) But people's, particularly Black people's consciousness has risen due to the fact, that we mostly have been the victim of all types of pigs, whether it be the police or the news, and can read through the lying lines.

I have only one thing else to say, to the Bay State Banner writers: either you change your tactics and write information as to what really happens in the Black community and truly become a Black community newspaper, or continue your misleading, and false fact writing and stay what you are a pig element of racist American newspapers.

ALL POWER TO THE PEOPLE!
DEATH TO THE PIGS!

Roland Chamber
Boston Chapter
Black Panther Party

PREACHER OR PIMP

For months the slogan "Stop killing your Black brothers" has been flowing throughout the Black community. This slogan was directed towards the members of the various youth gangs because they have had a history of gangbanging and killing each other. But now the brothers are beginning to wake up and focus their frustration on their real enemies, the racist gestapo pigs.

States Attorney Edward V. D. Hanrahan seeing that most of the youth gangs were moving in this direction started a war on the Black youth. Nixon, Mitchell and Daley knew that if these brothers in the youth gangs were given proper political direction they would be a motive force in making revolution. The fascists had to come up with a master plan to wipe out these brothers. Everyday the mass media would tell you gangs are bad, gangs kill brothers. Every time somebody died the T.V.'s, radios and newspapers would say it was gang related. Even if it was an old lady who had a heart attack on the street and died, you would hear "Stones did it, D's did it or, Lord's did it".

The second part of this genocidal plot is to get Black people to exterminate their own children and believe that they are doing it for the betterment of themselves. So the power structure sent in their tip top flunkie and best boot-licker Jessie Jassabell Jackson to do the job.

A few weeks ago there was a dance held on the Northside of Chicago where the two largest gangs on that side of town got together and decided that they were going to stop fighting amongst each other because they realized that by doing what they did in the past they made the pigs' job much easier. After the people on the Northside got together and offed two pigs, Jessie Jackson ran, dragging his tail and lapping his tongue, to the Northside crying and apologizing about the deaths of two walk and oink pigs who were actually "spy-

ing" on the Black community because all they would talk about was who is doing this and who is doing that. Jessie "jacknape" Jackson is what Huey calls an "endorsed spokesman". These endorsed spokesmen go around propagating madness to keep the people passive until the pigs in the power structure can get their laws and armed forces in a position so they can justify the wiping out of the Black community. Whenever Jessie "jacknape" Jackson sees people moving in a progressive manner, he tries to put an obstacle in their way to get them hung up. His latest obstacle is a group called, 'Black Men Moving', who are so brainwashed that they feel the youth gangs are more of a threat to the existence of Black people than the Ku Klux Klan, Mayor Daley, Richard Chicken Heart Nixon and the racist dog policeman who has killed more Black people than 'Raid' killed bugs.

Another endorsed spokesman for the pigs is Reverend Burr head Burell. Who knows that he and Jackson had promised the brothers in the youth gangs, jobs and money to start community projects if they supported them against the construction trade unions. When the time came for Rev. Burell and his Kenwood-Oakland organization (better known as Ko-Co) to get some grants the U.S. government told him to get rid of the members of the Black P. Stone Nation working for him or no money. Rev. Burell knew that the government was trying to cause a conflict so they could justify wiping out the Stones and if he was a true Black leader he would've spoke out against these actions and supported the Stones as they supported him.

But being the money hungry pig he is, he sold the brothers out. Looking for a way to justify his sell out, Baffling Burell joined jacknape Jackson's mission impossible.

To Jessie Jackson and Rev.

Burell we say you are somebody, and your bodies are not the same as those of the people, infact you have a very close resemblance to those of the foul pigs. The people are hip to your game and we are the heirs of Malcolm X. Huey P. Newton says, "The choice offered by the heirs of Malcolm to the endorsed spokesmen is to repudiate the oppressor and to crawl back to their people and earn a speedy reprieve or face a merciless, speedy and most timely execution for treason and for being too wrong for too long."

YOUTH MAKES THE REVOLUTION

BLACK PANTHER PARTY
Illinois Chapter
Dave Smith



The choice offered by the heirs of Malcolm to the endorsed spokesman is to repudiate... or face execution for treason.

October 1966

Black Panther Party Platform and Program

What We Want What We Believe



*Huey P. Newton Minister of Defense
Black Panther Party*

1. We want freedom. We want power to determine the destiny of our Black Community.

We believe that black people will not be free until we are able to determine our destiny.

2. We want full employment for our people.

We believe that the federal government is responsible and obligated to give every man employment or a guaranteed income. We believe that if the white American businessmen will not give full employment, then the means of production should be taken from the businessmen and placed in the community so that the people of the community can organize and employ all of its people and give a high standard of living.

3. We want an end to the robbery by the CAPITALIST of our Black Community.

We believe that this racist government has robbed us and now we are demanding the overdue debt of forty acres and two mules. Forty acres and two mules was promised 100 years ago as restitution for slave labor and mass murder of black people. We will accept the payment in currency which will be distributed to our many communities. The Germans are now aiding the Jews in Israel for the genocide of the Jewish people. The Germans murdered six million Jews. The American racist has taken part in the slaughter of over fifty million black people; therefore, we feel that this is a modest demand that we make.

4. We want decent housing, fit for shelter of human beings.

We believe that if the white landlords will not give decent housing to our black community, then the housing and the land should be made into cooperatives so that our community, with government aid, can build and make decent housing for its people.

5. We want education for our people that exposes the true nature of this decadent American society. We want education that teaches us our true history and our role in the present-day society.

We believe in an educational system that will give to our people a knowledge of self. If a man does not have knowledge of himself and his position in society and the world, then he has little chance to relate to anything else.

6. We want all black men to be exempt from military service.

We believe that Black people should not be forced to fight in the military service to defend a racist government that does not protect us. We will not fight and kill other people of color in the world who, like black people, are being victimized by the white racist government of America. We will protect ourselves from the force and violence of the racist police and the racist military, by whatever means necessary.

7. We want an immediate end to POLICE BRUTALITY and MURDER of black people.

We believe we can end police brutality in our black community by organizing black self-defense groups that are dedicated to defending our black community from racist police oppression and brutality. The Second Amendment to the Constitution of the United States gives a right to bear arms. We therefore believe that all black people should arm themselves for self-defense.

8. We want freedom for all black men held in federal, state, county and city prisons and jails.

We believe that all black people should be released from the many jails and prisons because they have not received a fair and impartial trial.

9. We want all black people when brought to trial to be tried in court by a jury of their peer group or people from their black communities, as defined by the Constitution of the United States.

We believe that the courts should follow the United States Constitution so that black people will receive fair trials. The 14th Amendment of the U.S. Constitution gives a man a right to be tried by his peer group. A peer is a person from a similar economic, social, religious, geographical, environmental, historical and racial background. To do this the court will be forced to select a jury from the black community from which the black defendant came. We have been, and are being tried by all-white juries that have no understanding of the "average reasoning man" of the black community.

10. We want land, bread, housing, education, clothing, justice and peace. And as our major political objective, a United Nations-supervised plebiscite to be held throughout the black colony in which only black colonial subjects will be allowed to participate, for the purpose of determining the will of black people as to their national destiny.

When, in the course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume, among the powers of the earth, the separate and equal station to which the laws of nature and nature's God entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation.

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, and to institute a new government, laying its foundation on such principles, and organizing its powers in such form, as to them shall seem most likely to effect their safety and happiness. Prudence, indeed, will dictate that governments long established should not be changed for light and transient causes; and, accordingly, all experience hath shown, 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.



REVOLUTIONARY INFORMATION

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ALBUM--Dig by Eldridge Cleaver, Minister of Information of the Black Panther Party. 3.50 each



Huey P. Newton, Minister of Defense, Black Panther Party. 1.00 each



"You can jail a revolutionary but you can't jail the revolution. You can run a freedom fighter around the country, but you can't run freedom fighting around the country. You can murder a liberator but you can't murder liberation." -- Fred Hampton, Deputy Chairman, III Chapter of the Black Panther Party -- Born: August 30, 1948. Murdered by fascist pigs: December 4, 1969. 50 each



Chairman Bobby Seale, and Minister of Defense Huey P. Newton. 1.00 each



"After three hundred years of slavery and caste oppression, unmitigated terror and torture, physical and otherwise--which continues today though opposed by every means possible of human conception--while all the time remaining faithful to this government in time of war and peace, we feel the United Nations must give a hearing to the plight of Black Americans." --Brother Malcolm X; Huey P. Newton, Malcolm X; Bobby Seale. \$1.00 each



"If we worry about what's going to happen to us, we couldn't accomplish anything...Justice is gonna come when the masses of people rise up and see justice done...The more they try to come down on us, the more we'll expose them for what they are...PIGS." Chairman Bobby Seale. .25 each



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"Wherever death may surprise us, it will be welcome, provided that this, our battle cry, reach some receptive ear, that another hand stretch out to take up weapons and that other men come forward to intone our funeral dirge with the staccato of machine guns and new cries of battle and victory." --Che Guevara. .10 each



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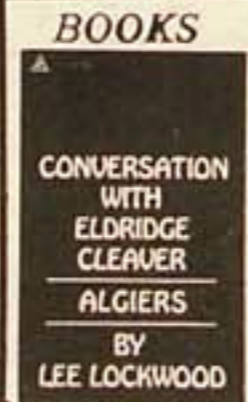
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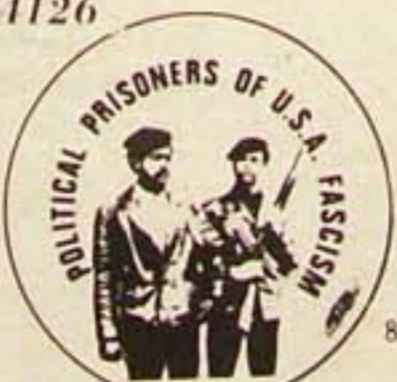


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“Wherever death may surprise us, it will be welcome, provided that this, our battle cry, reach some receptive ear, that another hand stretch out to take up weapons and that other men come forward to intone our funeral dirge with the staccato of machine guns and new cries of battle and victory.”

ALL POWER TO THE PEOPLE!

DEATH TO THE FASCIST PIGS!

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