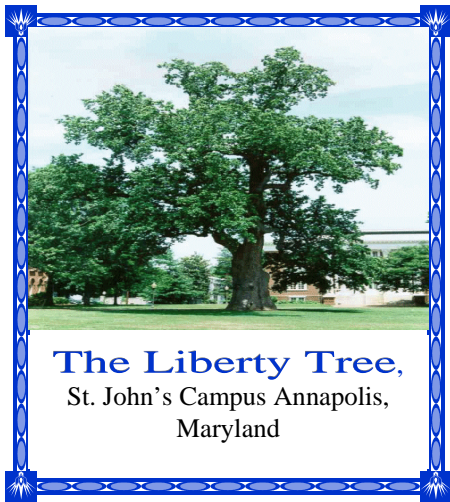


# LIBERTY TREE

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## “Live Free or Die”? Not in **CONQUERED, NH!**



**The Liberty Tree,**  
St. John's Campus Annapolis,  
Maryland

*Editorial by Deborah Stalwart*

Concord, N.H. — By now, perhaps many SAPF members have heard of Ed Brown of Plainfield, a man who, according to the mainstream media, is reportedly “barricaded” in his home after refusing to return to his trial in federal district court. For those who have not heard, Ed and his wife Elaine are New Hampshire citizens who determined several years ago that they are not required to file income tax returns.

The stand taken by Ed Brown is a controversial one, with many dangers for himself and the patriot tax movement as a whole. But a little background is in order.

Elaine is a dentist, a professional. Exactly the type the IRS and DOJ love to prosecute, since they generate the biggest news splashes and public FEAR. As a first step, the IRS raided Elaine’s dental business, confiscated her computers and records, and interrogated the terrified employees. Eventually, Elaine was charged with IRC §§ 7201 and 7202, the penalty statutes for tax evasion and failure to collect taxes, respectively. Both Elaine and Ed were also charged with “structuring” financial transactions to avoid financial reporting, as well as conspiracy to defraud the U.S. government.

Ed and Elaine filed numerous pre-trial motions in the federal district court in Concord, N.H. Since they filed *pro se* (i.e., without a lawyer), many of their motions may have been duplicative or contained unnecessary material. For example, in their motion for a “bill of particulars” — asking for a more specific statement of the charges so that they could defend themselves appropriately — the Browns did meander into matters more appropriate to discovery. Possibly for that reason, the judge denied their motion. However, the Browns had also requested the government name the specific provisions of the taxing

### **- ALERT -**

#### **The injunction order against SAPF has NO force and effect at the present time!**

The Court STAYED its own order on December 19, 2006; therefore, the injunction order earlier mailed out should be disregarded.

Litigation still continues with respect to the order, and your prayers and donations toward this end are greatly needed!

statute alleged to be violated, since IRC §§ 7201 and 7202 are merely penalty sections which apply to ANY tax in the Internal Revenue Code.

As many other defendants before them have repeatedly asked in such cases, the Browns asked which sections of the statute set forth the tax which they are alleged to have evaded or for which they failed to file returns. Since the judge denied the entire motion, the government was not forced to name the exact sections of the statute. Of course, without being able to see the written law specifying a required act, no one can defend themselves against the allegation that they failed to do that act. But this is the mechanism of a corrupt judicial system at work: to charge someone with breaking a law which they are not allowed to see, and thus not allowed to raise in court.

It also appears that whenever the judge made a decision on Ed and Elaine’s motions (primarily to deny them), the couple filed motions to “produce facts and conclusions of law.” Yet when the Browns asked

the court to put in writing the facts and law, and the reasoning the court applied thereto which compelled its decision, the court steadfastly denied them. This too is a mechanism of a tyrannical system: to deny litigants their motions without providing any reasonable basis for the decision.

These constant denials by the court were followed by what Ed Brown says was the court's instruction to him in the pre-trial hearings that he could not argue the constitutionality of the income tax (i.e., not read or use the law or the Constitution's tax clauses, or even Supreme Court cases in his defense). Eventually, the Browns began to see that they would not be allowed to use the witnesses and evidence in their defense that they wanted to introduce. Fed up with the "kangaroo court," Ed refused to return to the trial. His wife Elaine continued with the court, and the trial verdict found both Ed and Elaine guilty as charged. A warrant has been issued for Ed's arrest.

Ed Brown is now at his home, and has stated that he will continue to work on his legal remedies, but that he is prepared to stick it out until the end. His case has attracted attention, but with predictable results. Rather than view the Browns as patriots who are standing to bring attention to the limited application of the tax laws and the corruption of the courts, the media have portrayed Ed Brown as a wacko and extremist.

Naturally, patriots always hope to obtain favorable media coverage so that people will become interested in the cause of liberty and will seek out the reasons that America has turned away from its constitutional republic and is following the communist manifesto. However, due to the abysmal state of public education and the controlled media in this country, favorable media coverage is virtually impossible to obtain.

A case in point is the editorial published by the *Concord Monitor* (online) on January 19. In that editorial, entitled "The right tax verdict: Payment not optional," the staff of the Monitor acknowledged that the tax code is "an abomination," and that the Browns were "right to hate" it. But, they said, it's also "the law," and since the Browns had broken that law repeatedly, they deserved to be punished, and that by not filing, they were "cheating the rest of us." They stated that the Browns' "novel" theories about the law had been "debunked" by the IRS — just look at the IRS website! they said — and that the courts have all ruled against these types of "self-serving legal theories."

Reading the editorial, it is blatantly obvious that the "Conquered" Monitor staff is exactly that. They've never heard of the Constitution's taxing powers, they bow to the rule of man (rather than law), they embrace the socialist ideal of stealing from some to give to all, and their Marxist hearts simply cannot bear the thought that their payment of the graduated income tax could be wrong. They do not even dare to ask, "what does the law actually say?" The official word from IRS officials is good enough — if they say it, or the court says it, it's the law. In fact, the heart of the Monitor's opinion is this plum: "The Browns may honestly believe that they're right, but determining what a law says or the Constitution means is for the courts, *not for citizens.*"

The irony of this, of course, is that the Supreme Court has already stated that the 16<sup>th</sup> Amendment gave Congress no new taxing power, and has already defined income as gains or profits from capital and labor. Unfortunately, the Monitor staff cannot be bothered to actually read and find out more about this complex matter, since doing so apparently is "not for citizens." But more dangerous to liberty is the mainstream opinion that the Monitor represents: that it is not for citizens to determine what a law says or what the Constitution means, but only for an elite few: "the courts." This is, truly, an opinion worthy only of conquered slaves on the land once occupied by their forefathers. It flies in the face of the "rule of law." In the "rule of law," all citizens, high and low, are subject to the written law. Therefore, laws are written so that reasonable persons can read and understand what the law requires. If, as the Monitor insists, the law is instead given to us by the courts, then it follows that such law is dependent on the whim of the judge, and that the judge himself is above the law. In short, the Monitor is advocating the "rule of men." And in America, this is seditious talk.

This mainstream ignorance, exemplified by the Monitor editorial, demonstrates again that only education can return the American people to the roots of freedom. If the Monitor staff were aware that many Americans understood the real issues, they would not be inclined to treat the matter so cavalierly. And again, a fully-informed jury may well have acquitted Ed and Elaine. All it would take is some reasonable doubt on their part that an income tax is even owed by Ed and Elaine — and that reasonable doubt can be

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# IRWIN SCHIFF: An American Hero

**N**ot many people have the courage these days to publicly speak against government tyranny. But Irwin Schiff is an exception. We knew that government officials were worried about the exercise of his free speech when it banned his book, *The Federal Mafia*. Now Mr. Schiff has been given a sham trial and sentenced to 13 years in a federal prison.

In 1735, Peter Zenger was accused of publishing materials that accused the Royal Governor of New York colony and his cronies of corruption. The jury was instructed that the fact that Zenger's articles were *true* was not a defense. The prosecution even argued that the truth of his writings merely exacerbated his "crime." Zenger's attorney told the jury that they were the judges of the merits of the law and should not violate good conscience by convicting Zenger of such a bad law. He was acquitted in about 15 minutes.

When the Sixth Amendment was written, a jury was defined as usually 12 people who decide matters of fact *and* law. However, judges today routinely lie to the jury, telling them they can't consider issues of law in rendering their verdict—even though that is exactly what the Zenger jury did under King George.

Irwin was robbed of his right to a fair trial because Judge Kent Dawson lied to the jury, blatantly misstated the law in his jury instructions, and prevented Schiff from calling important witnesses. This made it virtually impossible for the

jury to come to a just conclusion. This kind of jury tampering is *sedition*, and Judge Dawson, if he could be charged and found guilty, should spend a long time in prison (though some would argue that sedition of this type is a capital crime).

The reason why it is so difficult to hold crooked judges accountable for their crimes are the immunities they've taken for themselves; and grand juries are prevented from issuing present-

ments (like an indictment, but without government approval) to initiate criminal proceedings against crooked government officials, such as judges.

Yes, Irwin is a true patriot, and must have been effective in resisting tyranny, for the government has shown that it greatly feared his speech, and felt it necessary to squelch it.

If you wish to write or send a card to Irwin, to give him some encouragement, his address is:

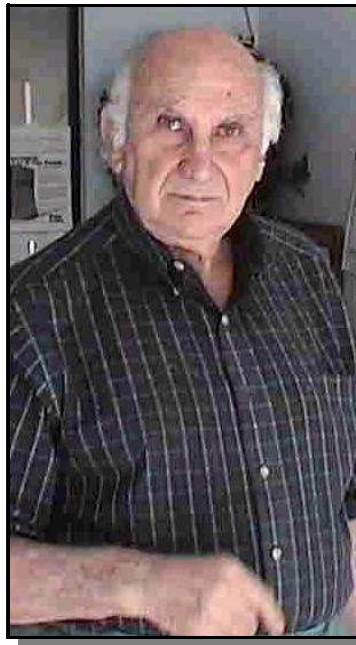
**Irwin Schiff, # 08537-014**  
**Federal Correctional Institution**  
**P.O. Box 7000 Unit 5752**  
**Fort Dix, NJ 08640**

If you want to send funds, it is best to send them to P. O. Box 474701, Des Moines, Iowa 50947-0001. Remember to put "Irwin Schiff #08537-014" in the correct space on the

money order.

You can check out his website at:

**[www.paynoincometax.com](http://www.paynoincometax.com)**



Irwin Schiff has been an active patriot for over forty years. He has authored many books, including *The Federal Maffia*, which a federal judge banned.





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sewn in their minds through education.

Given the present state of things, however, the stand Ed Brown has taken, to retreat to his home until the end, could be detrimental to the “tax honesty” movement and the constitutional revivalist movement in general. Since most Americans are unaware of the true situation of their government and the constitution, they are likely to believe the media’s characterizations of Ed Brown and, if he is attacked or killed, they will likely be convinced all “tax protestors” deserve a similar fate,

and FEAR of the truth will take hold more tightly. For this reason, SAFP’s fiduciary has written an open letter to Brown, posted on SAFP’s website, to encourage him to surrender when the time comes, and to use his energies to promote such educational efforts as SAFP’s Xtreme talk radio. Because together we must stand — or — separately, you will be stood on!

For more information on Ed Brown’s situation, please visit [www.save-a-patriot.org](http://www.save-a-patriot.org) and click on the links to more websites containing up-to-date information.



## The book banned by the government for 20 days... Now available for only 20 FRNS!



This is the book that, after reading only one page, a federal judge *banned*. However, he decided to stay the ban 20 days later.

Now you can order this book at half its usual price, and find out why government officials are afraid of it, for yourself! Just as the fairy tale *The Emperor’s New Clothes* teaches us, the imaginary finery of the Emperor still left him naked; and similarly, our federal government’s clothing of legitimacy of its illegal acts, does nothing to change its moral nakedness. It traces our history (for those who forget history are doomed to repeat it), appraises us of our current situation, and proposes solutions. A must-read for the serious patriot!

Orders: Each book: 20 FRNS + 6 FRNS postage. Please write how many copies you want, your mailing address, and send your order with a blank postal money order or FRNs in the correct amount to:

**Save-A-Patriot Fellowship**  
**P. O. Box 91**  
**Westminster, Md. 21158**

## The Founding Fathers gave us a government based upon God’s Plan. Are we going to keep it? It is up to you!

The one-world socialists are making an all-out push to bring us under their control in a one-world government. Their agents in the Executive branch of the federal government are taking unprecedented efforts to shut down every organization that is educating Americans to the Constitution and their sleazy plans. We at the Fellowship know that we are being protected by the Hand of God. This was demonstrated when in 1996 the Federal District Court in Baltimore decreed the Fellowship to be an unincorporated First Amendment association, and just a few weeks ago when that same Court, under pressure from the Circuit court, granted a stay of its tyrannical injunction

order.

He has allowed us the privilege of being back on the air with talk radio programming. His blessing of that effort is evidenced by sending our way the things that are needed to spread this medium across these united States.



We recognize all these things come from Him, working through you. Yes, Together We Stand—Or—Separately You Will Be Stood On!! But in order to keep up the good fight, the Fellowship needs your support. **Please remember us in your prayers, and with your FRNs, for they are sorely needed to keep on keeping on.**

