

LIBERTY TREE

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URGENT

Please Read NOW!



The Liberty Tree,
St. John's Campus Annapolis, Md.

To all Members of Save-A-Patriot Fellowship:

If we do not receive immediate financial help we will be so impaired that we may have to cease all operations. The existence of the Fellowship is now in your hands. The current attack by the IRS, DOJ and Judge Nickerson is going to succeed if you allow it.

Their purpose is to cripple the Fellowship to the extent that it must shut down. If you analyze the suit against us, you will see that it is a far-reaching attempt to totally destroy First Amendment rights. The federal government is becoming increasingly brutal because of its financial condition — it cannot sustain the costs of its “war on terror” nor the costs of its socialist programs in the face of increasing baby-boomer retirees.

This is not just a plea for the Fellowship, but also for the Constitutional Republic known as the United States. The only way this Republic can be saved is by a news medium that truly informs the bewildered “taxpayers,” with a support organization structured like Save-A-Patriot Fellowship. And our enemies know full well that the Fellowship’s programs, coupled with the expansion of the radio network — a formidable tool that is progressing even now — will cause them real pain by informing Americans about the written law and exposing the socialist fairytales propagated by federal and state governments.

So far, we have managed to keep the Fellowship operating in spite of this attack on Constitutional Rights. To bring you up to date, the following is a capsulated history:

In May 2005, the DOJ filed a complaint accusing the Fellowship and me of making statements in violation of Title 26 United States Code, section 6700 (which concerns abusive tax shelters). Neither the complaint nor the discovery period revealed any evidence supporting the DOJ’s charges. I was the only actual “witness” the DOJ deposed, and we presume they hoped to get some incriminating evidence that way. Although they didn’t get any, this

didn't deter them.

Both SAPF and the DOJ filed motions for summary judgment. The DOJ's motion contained no evidence of wrongdoing. Yet the judge totally *ignored* the true application of the law (section 6700) itself, *ignored* the lack of evidence to show violations of that law, and granted the DOJ's motion. In the last days of November 2006, the judge issued a confusing order enjoining us from activities which are otherwise lawful, and ordered the membership list turned over in 21 days.

The following week, SAPF filed a motion for a trial (which we should have had according to court rules), and a motion asking the court to specifically name the wrongful acts it ordered SAPF to stop committing. The judge stayed his injunction order pending his ruling on those motions, and although he said it was unlikely that he would grant a trial, he acknowledged that the injunction order should be more specific, laying the foundation for a hearing on that issue.

But seven weeks later, in early February, the judge reversed himself and arbitrarily denied both motions. Evidently, after reviewing the complaint and the (nonexistent) evidence, the judge could find nothing specific to order us to stop doing, so he just reinstated his vague, confusing order. In other words, after telling SAPF that he would specifically name the things to stop doing, he changed his mind and said that SAPF *knows* what wrong things we are doing. **Unbelievable!**

Since we are now at the end of the matter in the district court, SAPF filed a motion to stay the injunction order pending an appeal to the higher court on February 14th. A couple of days later we filed notice of appeal to the Fourth Circuit Court (in Richmond, VA). Surprisingly, on February 22nd, the district court judge granted another stay of the injunction pending that appeal. We thank God for this turn of events.

What does this mean? It means that there is no injunction order in effect against the Fellowship at this time. Further, it means that we must now prepare the briefs for an appeal of the fact that the Fellowship and I have been accused of unspecified "criminal" acts, denied a trial of those unspecified acts, and found guilty of committing those unspecified acts without a showing of any evidence by the DOJ.

In the past few years, federal courts have increasingly denied defendants in criminal tax trials the ability to present evidence in their defense. This fact is widely publicized among Patriots, and on Patriot websites, but kept from the public at large by the establishment news, while at the same time the media portray Patriots as anti-government terrorists. As a result, the police state continues to be built unhampered by the truth. To supplement this brainwashing, Patriots are being personally attacked and



manipulated into financial binds in order to keep their focus on their personal problems rather than on devising ways to inform the public and support each other. Wanting to kill the advantages SAPF offers Patriots, the socialists are now making an all-out effort to derail the only long-range workable plan to defeat them. The result is arguably one of the boldest attacks on First Amendment rights in the history of the Republic.

Are you going to let them win? The mere threat of the membership list possibly being turned over to the government has already taken its toll (even though this has NOT happened, may never happen, and even if it does, it won't make any difference, since the IRS is already aware of active Patriots anyway). It has affected SAPF recruitment efforts, and apparently, members' support. If this chilling effect is not overcome, then our enemies will have won, because SAPF's developing radio network efforts will die with the Fellowship. Consider these facts: (1) it is impossible for any individual to stand up against these forces alone (remember our motto!); (2) if this court's order is not overturned, no other such fellowship can be formed successfully by other Patriots; (3) the 1996 ruling of the federal district court, that SAPF is an unincorporated First Amendment organization, will be lost, and such status will likely never be held by any other similar organization; and (4) a future radio network effort will *not* have the advantage of being operated by an established unincorporated First Amendment organization (which would leave it open to unwarranted harassment of government agencies). In short, closing SAPF's doors would be a colossal defeat in the struggle for the Cause of Liberty.

SO IT IS UP TO YOU — WITHOUT YOUR FINANCIAL SUPPORT WE HAVE TO CLOSE THE DOORS AND GIVE UP THE COURT BATTLE. I PRAY THAT THIS IS NOT YOUR CHOICE.

We have over the years kept costs down for our members — in spite of the increasingly devastating inflation caused by the federal reserve system — and that keeps us always on the financial edge. Therefore, it does not take long to slip into real financial trouble with the slightest drop in incoming funds. It should not be a strain on anyone if each member would help with 10 or 20 FRNs a month. Indeed, considering the alternative, the cost is well worth it.

Semper Fidelis ad Libertas, Veritus que Justitia,



John B. Kotmair, Jr., Fiduciary



