



A MESSAGE TO BRAZILIANS

The following manifesto outlines the aims and program of one of the two underground organizations in Brazil which were responsible for the capture of U.S. Ambassador Elbrick. Carlos Marighella is the leader of Ação Libertadora Nacional (National Liberating Action). Formerly he was a leading member of the Communist Party of Brazil. —The Editors.

From somewhere in Brazil, I address myself to Brazilian public opinion, especially to workers, poor farmers, students, teachers, journalists and intellectuals, priests and bishops, youth and women.

The military took power by violence in 1964; they themselves opened the way to subversion. Thus, they should not complain nor be surprised that patriots are working to oust them from the positions of authority which they so brazenly usurped. Just what kind of order do these gorillas wish to preserve? Assassinations of students in public squares? Executions by the Death Squadron? Tortures and beatings by the Department of Public and Social Order and the military?

The government has denationalized the country, surrendering it to the United States—the worst enemy of the Brazilian people. North Americans own the best tracts of land in Brazil. They own a large part of Amazonia and of our mineral wealth, including atomic minerals.* They have installed strategically placed rocket-bases in our territory. Agents of North American espionage, of the CIA, have ensconced themselves in our country, guiding the police in manhunts of Brazilian patriots and advising the government on how best to repress the people.

The MEC-USAID Agreement [between the Brazilian Ministry of Education and Culture and the U.S. Agency for International Development] has been put into effect by the dictatorship for the purpose of imposing the North American system of education in our country and transforming our university into a private institution where only the wealthy may study. Meanwhile, students must face the bullets of the military police and defend their right to study with their blood.

For the workers: wage freezes and unemployment; for the peasants: evictions, illegal usurpation of their land, extortionary rents; for those of the Northeast: hunger, misery, disease.

Freedom does not exist in Brazil. Censorship is exercised for the purpose of restricting intellectual activity. Religious persecution is intensified daily: priests are arrested and expelled from the country; bishops are attacked and threatened.

Inflation flourishes uncurbed. There is too much money in the hands of the big capitalists, while less and less goes to the workers. Along with such low wages and such frequent decreases in real wages, rents and the cost of living have reached a new high.

Governmental corruption is rampant. It is shameful that the most corrupt individuals are to be found among cabinet ministers and officers of the armed forces. Members of the government live like potentates, indulging in contraband and robbery; meanwhile, government employees have been granted a mere 20 percent wage increase.

The orgy of inflated money has given rise to a wave of petty crime, a social phenomenon in a country where nabobs squander fortunes and impoverished millions plead for work, food, and shelter. The dictatorship, lacking moral vigor, cannot command respect and its authority is being threatened. It cannot even guarantee money in banks nor its distribution. Furthermore, it invites ridicule when it attempts to present a patriot [Marighella himself] as Superman, attributing to him the gift of ubiquity and the perpetration of all the terrorist assaults and other acts that are being carried out throughout the country.

In the face of the scandalous avalanche of lies and the acutely slanderous accusations made against me, I have no alternative but to answer the government—and its despicable police agencies who are determined to capture me, dead or alive—with bullets. Things have changed since 1964, when I was unarmed: the police fired on me and I was unable to repay them in kind.

Ultra-right organizations organize attacks, throw bombs, kidnap, kill. But we never hear that the government is pursuing any of the terrorists of the CCC [Communist-Pursuit Commandos].

The dictatorship claims that a subversive plot exists. a

perately to track down the leadership. But the leadership is to be found in popular discontent, for nobody can tolerate a government such as this one.

The movement which evokes such terror among the gorillas comes from below; it does not come from the politicians deprived of their rights but from the innards of a disaffected people, now determined to use mass force. This is the source of its unity and organization.

We shall not overthrow the dictatorship by means of military coups, elections, redemocratization, nor with any of the other panaceas of the tolerated bourgeois opposition. We do not believe in a compliant, submissive parliament, maintained with the approval of the dictatorship, and ready to yield on every point so that deputies and senators can survive, with their subsidies intact.

We do not believe in a peaceful solution. The conditions for violence are not in the least artificial. They have existed in Brazil ever since the dictatorship used force to take power.

Violence generates violence. And our only way out is to do what we are now doing: using violence against those who used it first, and who used it to the detriment of the national interest and the people. The violence that we proclaim, defend, and organize is the violence of armed struggle by the people, of guerrilla warfare.

The gorillas think that Che Guevara's death meant the end of guerrilla struggle. On the contrary, we in Brazil, inspired by the example of this selfless, heroic *guerrillero*, carry on his patriotic struggle, working together with our people, with a confident spirit and with history on our side.

A vast movement of resistance to the dictatorship is taking place in our country. And from within it guerrilla operations and tactics have emerged. Accepting the honorable title of Public Enemy Number One, bestowed on me by the gorilla government, I assume responsibility for the eruption of such guerrilla operations and their tactics.

Who will unleash future attacks? Where, how, and when will they erupt? This is the guerrilla movement's secret, which the enemy will try in vain to discover. Revolutionary initiative is in our hands. We are already on the move and we shall wait no longer. The gorillas will remain in their dark labyrinth until they are forced to transform Brazil's political situation into a military one.

In unleashing the people's revolution, in using guerrilla tactics, our aim is to organize a just and necessary war against the United States, a total revolutionary war of the Brazilian people against its enemies.

The Brazilian Revolutionary War is a long war—not a conspiracy. Its history is already being written with the blood of students in the streets, in prisons where patriots are tortured and massacred, in the actions of persecuted and humiliated priests, in workers' strikes, in peasant repression, in struggles defined by violence in rural areas and urban centers.

The fate of the guerrilla forces is in the hands of revolutionary groups and is secured by the acceptance, support, sympathy, direct and indirect participation of all the people. To achieve this, revolutionary groups have united in action, from the rank-and-file up.

Revolutionaries of all tendencies and of all party affiliations, wherever they may be, must further the struggle and create support for the guerrilla movement. Since the duty of every revolutionary is to make the revolution, we can ask no one's permission to carry out revolutionary acts. Our only obligation is to the revolution.

The recent experience of our people's struggle proves to us that Brazil has entered a phase of guerrilla tactics and armed actions of all types, of surprise attacks and ambushes, seizure of arms, protest actions and sabotage, mass demonstrations, "lightning" demonstrations, student demonstrations, strikes, occupations of buildings, kidnappings of police and gorillas and their exchange for political prisoners.

The principal tactic that we must now follow is to distribute revolutionary forces for the intensification of these forms of struggle. Later, we must concentrate revolutionary forces in order to carry out occasional maneuvers.

In rural or urban areas, there are three big options open to revolutionaries; they can choose to work with the guerrilla front, with the masses, or in the support and maintenance network. In all of these fronts work must be clandestine; underground groups must be organized; vigilance against police infiltration must be maintained; informers, spies, and stool-pigeons must be punished by death; no information must filter through to the enemy.

Whatever the situation, arms and ammunitions are necessary; the revolutionaries' fire-power must be increased and used effectively; decisiveness and rapidity are necessary, even in small actions such as leaflet distribution and wall painting.

Among the measures considered necessary for the well-being of the people, to be instituted after the triumph of the revolution, are the following:

We shall abolish privilege and censorship.

We shall institute freedom of creative expression and religion. We shall free all political prisoners and others sentenced by the present dictatorship.

We shall abolish the political police, the National Information Service (SNI), the Naval Secret Service (GELIMAR), and other repressive police agencies.

We shall, after summary public trials, sentence to death all CIA agents found within the country, as well as those police agents responsible for torture, beatings, shootings, and executions of prisoners.

We shall expel North Americans and confiscate their property, including companies, banks, and landholdings.

We shall confiscate the holdings of those private, domestic, capitalist enterprises that collaborated with the North Americans and opposed the revolution.

We shall restore effective state control over monetary exchange, foreign trade, mineral wealth, communications and basic public services.

We shall confiscate latifundio holdings, putting an end to land monopoly, guaranteeing property titles to those farmers who work the land, ending forms of exploitation such as share-cropping, tenant farming, privileges and exemptions, payment in script, company stores, evictions of peasants and usurpation of their land; and we shall punish all those who have committed

crimes against peasants.

We shall confiscate all illicit fortunes of the big capitalists and exploiters of the people.

We shall abolish corruption.

We shall guarantee employment to all workers and to women, liquidating unemployment and underemployment, and applying the slogan: "From each according to his ability; to each according to his work."

We shall, for the protection of the tenant, revoke the current rent laws, abolishing evictions and reducing rents; we shall offer facilities for home ownership.

We shall reform the entire educational system, nullifying the MEC-USAID Agreement and all other vestiges of North American interference, giving to Brazilian education the focus needed for the liberation of our people and their independent development.

We shall encourage scientific research.

We shall free Brazil from its condition of a satellite of North American foreign policy, so that we may be independent of the policy of military blocs; we shall follow a line of full support for the underdeveloped countries and for the anti-imperialist struggle.

All these measures will be supported by the armed alliance of workers, peasants, and students; from this alliance will arise the Revolutionary Army of National Liberation, of which the guerrilla force is the embryo.

We are on the threshold of a new epoch in Brazil, marking the radical transformation of our society and the achievement of true dignity for Brazilian men and women.

We are fighting to win power and for the substitution of the bureaucratic and military machinery of state by the armed people. A popular-revolutionary government will be the great objective of our strategy.

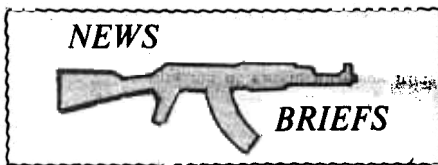
Hatred unto death for the North American imperialists!

Down with the military dictatorship!

Viva Che Guevara!

Brazil, December 1968

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TOKYO

TOKYO (LNS)--American B-52s loaded with hydrogen bombs have been flying near Communist China and North Korea on regular patrol missions according to Kyodo, the Japanese News Agency.

The planes had been flown from Guam into Okinawa on the pretext of taking refuge from a typhoon last year, and remained ever since. There are reports that these planes have been engaged in bombing missions over Vietnam.

The U.S. Defense Dept.'s reticence in either confirming or denying the reports is based on the fact that they do not discuss the location of nuclear weapons or the activities of the Air Force. The State Dept. won't say anything either.

The media tells us about the Koreans capturing the U.S. Pueblo and the shooting down of an American naval reconnaissance plane, but not about the U.S. flying H-Bombs around the world. The Koreans are being portrayed as the war-monger aggressor, while America is shown as peace-loving and innocent. The Koreans might well be the target of U.S. imperialism's next attack.

SOUTH AFRICA

Tennyson Makiwane, representing the A.N.C., spoke of the opening up of guerrilla action in August 1967 in Zimbabwe. He deplored the fact that some of our men had been arrested in Botswana, and he condemned the "road of betrayal" taken by Banda.

Comrade Makiwane stated that the liberation movements could well face up to the local react-

of the NATO forces made the task more difficult. He called upon the people of Britain to do their duty in combatting the intervention of the NATO powers and urged that action committees should be formed to this end.

ZIMBABWE

Z.A.P.U.'s representative, Edward Ndoovu, a member of the Z.A.P.U. Executive, emphasized that the Southern African revolution was unique in that the NATO powers were combining their might to defend their economic interests. Z.A.P.U. regarded the military alliance with the A.N.C. as vital for African Freedom. "Violence can only be ended by violence", he said. Even though there were now 20,000 troops on the alert in Zimbabwe, the struggle was continuing, with special concentration on the North and the East. The peasants were giving full support to the guerrillas and in some areas where the police were attempting to shift villagers they had sent messages to the guerrillas to come to their assistance to resist the police actions. Comrade Ndoovu called for material assistance for the families of those in the front lines and for those in detention. He appealed for clothing and medical supplies as a mark of solidarity with the many destitute families in Zimbabwe.

MICRONESIA

MICRONESIA (LNS)--America is trying to expand its horizons

may be the next area to suffer. A U.S. commission just finished looking around Micronesia, according to The Wall Street Journal, and they reported that the little islands have tremendous potential for military installations and geographics.

These islands are being considered for a modified Pacific Rim strategy, as more and more pressure is being put on U.S. forces to get out of the Pacific. Okinawa and the Philippines have asked U.S. troops to leave, and of course, Vietnam, Laos and Korea are in various stages of forcibly evicting them.

In addition to using these islands as bases for bombing Southeast Asians, America will be able to send the tourist overflow from Miami and Hawaii to this tropical paradise.

But America plans to "build up their economy" first, that is, finance a small group of privileged businessmen and create an economy totally dependent on the U.S. Meanwhile, they figure they can let the poor natives keep on running around the islands, living in misery. It will make for good postcards.

We Join The Ranks Of Our Revolutionary Comrades

The Winston-Salem, branch of the National Committee to Combat Fascism initiated a Liberation School for Children colonized here in the Black colony of Winston-Salem, North Carolina.

We're implementing a Breakfast Program, which is urgently needed in this poor oppressed colony of Babylon. With the initiation of these Programs and the stepped-up hard work of the brothers and sisters to help raise the people's level of conscience, so has the pig's harassment of this committee stepped-up.

The racist government controlled pig media is onking some s--t about, "for children to get fed they must first learn some songs of hatred and reverse racism." That we are going around harassing the avaricious businessmen, "asking for food and guns."

The people know that we are

only teaching an education that exposes the true nature of this decadent, racist, imperialist, capitalist society. The people know that we are not harassing any avaricious businessmen, we have only made it clear to them that they must make their business relevant to the needs of the Black colony, or they will not be able to function in the colony at all, Right On!!

Despite the master pig and their bootlickers onking their best to wipe out the Black Panther Party, out of the hearts of the people, the people can see through that s--t. And all their lies about the Black Panther Party has fallen upon millions of the people's deaf ears.

ALL POWER TO THE PEOPLE!! Winston-Salem, National Committee to Combat Fascism

A CALL FOR EDITORS TO DENOUNCE A RACIST MURDER

New York, Oct. 25 -- Workers World newspaper today called on all daily and periodical papers in the United States to condemn the police shooting of Black Panther circulation manager Walter "Toure" Pope, dead at the age of 20, as an act of racist terror against a free press.

"The question of a free press, that is, really free for opposition voices, including that of revolutionary Black opposition, is integral to this case," said Vincent Copeland, editor of Workers World. "It is clear that the Los Angeles authorities--and others--are trying their best to gag the Black Panther newspaper and smash the Black Panther Party."

"There have now been eleven members of the Black Panther Party killed in Southern California alone", he went on. "Black Panthers are big news when some District Attorney tries to pin the crime of blowing up Macy's de-

eration fighters. But the daily papers are silent about the mass murder campaign against them and constant police attacks against them."

"The detaining of scores of Black Panthers in prisons throughout the country with exorbitant and unconstitutional bails totaling many millions of dollars, has of course contributed greatly to generating more hysteria against the Panthers and has undoubtedly helped make the police feel they can get away with such racist murders 'in the line of duty'. This campaign of repression can hardly be separated from the outrageous shooting of Walter "Toure" Pope.

NEWS BACKGROUND:

Pope had been instrumental in raising the circulation of the Black Panther paper from 2,000 to 7,000 a week in the Los Angeles area and was a thorn in the side of the

single out and given an average of two traffic tickets a week besides being arrested on several harassment charges in the last year.

Police story is that two patrolmen, Elvin Dale Moen and Don Mandella were fired upon while sitting in an unmarked car, apparently "watching" somebody. Claim is that Pope used a shotgun and had a friend with a rifle, and that Pope and his friend fired first, with the friend running away. Panther Minister of Education Ray "Masa" Hewitt, challenged this story saying, "The pigs knew him and had threatened to kill him for months. His death was the end of months of harassment and intimidation."

Workers World newspaper is the organ of Workers World Party, with editorial offices at 46 West 21st Street, New York, New York, 10010.



CAP. CARLTON YEARWOOD AND FRED FERNANDEZ, OUT TO SERVE THE PEOPLE

The night of Sept 27th a sister was struck down by a car approaching Grand Central Parkway coming from the direction of 59th St. bridge. The sister laid in the street about 35-40 minutes waiting for an ambulance. This is the fourth person in 5 weeks to be hit and injured by a car since the tragic accident of the 17 year old sister on Aug. 22nd. The driver in this particular accident didn't intend to stop. A brother in the street who was on the scene at the time of the accident gave chase of the car and got the license plate number. Only a fool who was in the wrong would leave the scene of an accident after striking down a pedestrian. Accidents still occur on Northern Blvd. because of inadequate traffic lights. The lights on Northern Blvd. are not synchronized. In some places there aren't any at all, the city has

promised time and time again. They promised to place lights on the corners of 105th, 98th, and 96th, streets. They have just recently started on the lights on 96th St. and Northern Blvd. In the meantime innocent people are still being struck down and seriously injured, because of the neglect of the power structure to meet the needs and desires of the people. Waiting 35-40 minutes for an ambulance in the Queens area where 2,000,000 people reside is a clear example that this rotten system does not serve the people. We must not allow this genocide in the Black community to continue. It is up to the people to come together as one whole to move and destroy the beast that makes up this vulturistic system. Only by exposing the evil defects of a capitalistic, fascist system, (the lying politician, the avaricious

businessman, and the slimy street pigs, the Black Panther Party has the necessary programs to meet the needs and desires of the broad masses of poor and oppressed peoples, for instance Free Breakfast, Free Health Clinic, Liberation School. This fascist, racist government is truly being exposed. The people will come forward wave upon wave and destroy all evils that is standing in the way of the progress of mankind as a whole. so we say, "ALL POWER TO THE PEOPLE", because it is the people and the people alone that are the motive force in the making of world history. (Chairman Mao) And to the pigs of the power structure we say this, "BLOOD TO THE HORSES BROW," because you will surely drown in your own blood.

THE BLACK PANTHER PARTY IS NOW WORKING TO PRODUCE A PHOTOGRAPHIC HISTORY OF THE PARTY. WE ARE GATHERING ALL PHOTOGRAPHS DEALING WITH THE BLACK PANTHER PARTY'S HISTORY; AND PHOTOS THAT ILLUSTRATE THE ECONOMIC, POLITICAL AND SOCIAL INJUSTICES WHICH THE PEOPLE'S STRUGGLE IS FIGHTING TO ELIMINATE. THESE PHOTOS ARE GOING TO BE MADE INTO A BOOK ABOUT THE PARTY AND THE PEOPLE'S FIGHT AGAINST EXPLOITATION (CAPITALISM) AND OPPRESSION (FASCISM) IN AMERICA TODAY.

YOUR PHOTOGRAPHS WILL BE USED TO COMBAT THE LIES AND REPRESSION OF THE FASCIST MASS MEDIA MACHINERY THAT IS ATTEMPTING TO MISLEAD THE PEOPLE AND DISCREDIT THE PARTY AND THE PEOPLE'S STRUGGLE. WE WANT ALL PHOTOS CONCERNING THE PARTY'S ACTIVITIES; PROGRAMS IN ACTION, MEETINGS, CONFERENCES, ALLIANCES, RALLIES, DEMONSTRATIONS, PIG CONFRONTATIONS AND ITS COMMUNITY, NATIONAL AND INTERNATIONAL RELATIONS ----- ETC PHOTOS FROM THE PARTY'S VERY BEGINNING IN OAKLAND IN 1966 TO TODAY'S PANTHER PARTY'S AREA BRANCH NATIONAL ORGANIZATION FOR LIBERATION THAT DEALS WITH LIBERATION AS A WORLD-WIDE INTERNATIONAL STRUGGLE OF ALL OPPRESSED PEOPLE. WE ALSO WANT PHOTOGRAPHS ABOUT THE REAL AMERICA, NOT TELEVISION AMERICA, THE CONTRADICTIONS, LIES, INJUSTICES, OPPRESSION AND EXPLOITATION AS SEEN BY YOU, THE PEOPLE, PHOTOGRAPHERS; PROFESSIONAL AMATEUR AND ANYONE WITH A CAMERA WHO HAS TAKEN PHOTOS OF THE PARTY AND THE INJUSTICES OF AMERICA ARE REQUESTED TO SEND IN ALL PRINTS OF PANTHERS AND OF FASCISM FROM YOUR AREA YOU CAN GET YOUR HANDS ON. PHOTO CREDIT WILL BE GIVEN, ANONYMOUS PHOTOS ARE WELCOME ALSO.

THIS IS A NATIONAL PROJECT THAT WILL AND MUST REPRESENT ALL OF THE PEOPLE. IT IS FOR, BY AND OF THE PEOPLE TO FIGHT THE LIES AND REPRESSION OF THE FASCIST NEWS MEDIA. IT WILL TAKE THE COLLECTIVE EFFORT AND ENERGY OF ALL THE PEOPLE. SO PLEASE CONTACT YOUR COMRADES, UNDERGROUND NEWSPAPERS AND OTHER PHOTO SOURCES, THIS PROJECT IS HAPPENING NOW, SO MOVE ON IT NOW. PLEASE SEND YOUR PHOTOGRAPHS TO THE BLACK PANTHER PARTY, MINISTRY OF INFORMATION, 3108 SHATTUCK AVENUE, BERKELEY CALIFORNIA. CONTACT YOUR LOCAL BLACK PANTHER PARTY BRANCH OR THE MINISTRY OF INFORMATION (415) 848-8705 FOR MORE INFORMATION.

IT WILL BE YOUR EYES. THE EYES OF THE PEOPLE, THAT WILL TELL THE TRUTH ABOUT THE PEOPLE, THE STRUGGLE AND THE BLACK PANTHER PARTY, TELL IT LIKE IT IS.

ALL POWER TO THE PEOPLE SEIZE THE TIME

AN OPEN LETTER FROM WARREN WELLS

"I, Warren William Wells, am a perfect example of an American produced negro, confused, uncertain and desperately trying to awaken the manhood I'm sure I possess. It may surprise you but I don't feel lost now, I feel that there is much more life for me to live, a lot I can do for me and a lot I can give my people. This is for the judges or any official that might think I'm feeling down, I won't waste a second of my time trying to be the negro fellow you want to see, I will do everything to help myself, respect myself and God help me not be anything like the D.A. that lies like he has no soul or the Black officer on the stand in my third so-called trial. Nothing that has happened to me surprised me, the surprise is that so many people just don't know what is going on in the courts of this so-called Free America. The probation officer said write a short life story, I can't. How can I put it all on paper for the purpose of a probation report. I'll just say my life has been painful, not only for me but for those that love me, my life has made me see how many ways I'm not a man yet, my life has been very educational. 10 years out of 22 in jails.

"You have me believe that my version of what happened April 6, 1968, is the most important part of this report, but I know what's more important. I was put on trial three times. Three long trials in which much more than money or time was put into. Three times I saw grown men lie and lie and ask 12 people to close their minds and be ignorant. I could have been acquitted in the first trial if I were tried for what I did, if men had been men, but no, they lied in the name of American justice. After spending my life fighting myself in jails the Black Panther Party was something I



WARREN WELLS

wanted. I couldn't be a good Black Revolutionary, using dope caused me to be suspended. This sheet of paper I have says, tell why I should be on probation. Well, I can tell you why you won't put me on probation. You have spent too much money to convict me, you have given up to much phony pride and principles lying, and you know I'm not going to pattern my life after you but I will seek myself. I expect to be put in prison. I expect to be locked up in solitary like I have been so many times before. I expect Warren Wells to ignore you and work his problems out for his self, be the man he should be so he can sleep with himself in prison, I expect that when my mother dies, she will leave a man son on this earth,

so my wife will know that no matter what, Warren is a man, and my dead son will have a Father.

"I want to write all the conflicts in the D.A.'s report I read yesterday but for what, even you can see the lies". A bandit in inches from my hand, just read the transcripts of the three trials in my first trial, I was 50 feet from where I was in the third trial and the bandit was found after I was taken to the hospital.

"I will ask only one thing, the year I did from last September to this October be counted on my prison time, I ask this because it was a very ugly year in solitary in this jail, it was so damn nasty and painful."

ARTICLE FROM SHARON

United States imperialism finds itself at the end of its rope and is closer to its doom. Thus, the U.S. monopoly capitalist class thrust "Tricky Dick" Nixon into power with an eye to extricating the imperialist system from impending crisis. You see, all reactionary forces, on the verge of extinction invariably conduct desperate struggles. They are bound to resort to military adventure and political deception in all their forms to save themselves from extinction.

The Capitalist Pig Power Structure has waged cruel war against human nature itself. Violating its most sacred rights of life, and liberty in the persons of a distant people, who never offended him, by incurring miserable death on them in their fight for liberation. This piratical warfare, is the warfare of the King of Oppression, determined to keep an open market where MEN should be bought and sold, he has prostituted his negative for suppressing every attempt to prohibit or restrain this mad oppression.

We, therefore, defend the right of all exploited people to the control of their own economic resources and political systems in a world of just stable pride and the continuing diminution of military threat and power. The war in Vietnam is not accidental; it is the logical consequence of an imperialism which requires the subordination of foreign resources, markets, and political structures to the 'survival' needs of Capitalist corporate property and profit.

A man with one foot in the grave tries to console himself by dreaming of paradise...this is the delusion and the desperate struggle of a dying class.

However, the proletarians have nothing to lose but their chains. They have a world to win. The Black man arrived here, in racist

Babylon in chains. We were torn from familiar surroundings and culture, enslaved, taught subervience and made to suffer inhuman indignation.

PEOPLE--Look at what's happening now. Look at the courts, look in the streets, look anywhere. CAN'T YOU SEE?? If it could be put into words it may read something like this:

"CAUTION ----- OPPRESSED PEOPLE ONE AND ALL. You are hereby respectfully CAUTIONED and advised, to avoid conversing with the WATCHMEN and PIG OFFICERS OF AMERICA...For since the recent order of the Power Structure they are empowered to act as KIDNAPERS AND SLAVE CATCHERS, and they have already been actually employed in KIDNAPPING, CATCHING AND KEEPING SLAVES. Therefore, if you value your LIBERTY, and the Welfare of the Fugitives among you, SHUN them in every possible manner as so many hounds are on the track of the most oppressed of your class."

You can wait-in, or sing-in all you want, but power comes from the barrel of a gun.

The domination of U.S. imperialism abroad, and U.S. capitalism and blatant fascism here in Babylon shows itself as the major obstacle to the attempts of people to overcome their misery and oppression and to establish for themselves an existence rooted in self determination and dignity.

You'd better take some of that energy of yours, and put it in motion and start dealing with these oppressive conditions, and then you're going to find out just what you hate - and what you're trying to stop.

ALL POWER TO THE PEOPLE FREE ALL POLITICAL PRISONERS
Sharon Williams

STOP LEAD POISONING



WELFARE MOTHERS ON THE MOVE

The poor people of New Haven Connecticut are being oppressed by the three main tools of fascism (the avaricious businessman, the demagogic politician, and the racist pig cop) the same as everyone else in Babylon. But in New Haven there is a silent oppressor attacking the children, this has grown from the three tools of oppression, **LEAD POISONING!!** The state of Connecticut has the highest rate of lead poisoning in the country. The city of New Haven had the highest lead poisoning in the state.

There is one specific area in New Haven called "The Hill Section", a majority of the poor people live in this section, and this is where the lead poisoning rate is highest in New Haven. "The Hill" in other words has the highest rate of lead poisoning in this country!! A medical survey was run at the Hill Health Medical Center from January 1968 to August 1968, at that time there was 30 cases of acute (very bad) lead poisoning. From January 1969 to August 1969 there were 90 acute lead cases!!

How does a child get lead poisoning. A child usually gets lead poisoning from the chipped lead-base paint that has been on their walls for a long time. The child eats the paint because it is sweet and tastes like candy. A child doesn't have to eat a lot of the lead paint to get lead poisoning, it depends upon how much lead is in each chip of paint the child eats.

A child can also get lead poisoning from the plaster that is used on the walls. Here in New Haven, most of the plaster that was used for walls has a very high lead content.

What are the symptoms of lead poisoning? There are many symptoms (signs) of lead poisoning, the usual symptoms of lead poisoning are as follows: Pica (eating things other than food) irritability, unsteady walk, convulsions, coma, and the most dangerous, **NO SYMPTOMS AT ALL!!**

How do you find out whether or not your child has lead poisoning?

1. Take your child to the doctor and have his blood level measured, send some to a State lab (in Conn. it would be in Hartford)
2. Blood count and smear
3. Urine tests
4. X-rays of the bones and belly

There is much more to be discussed about lead poisoning, and what it is doing to the people. **NEXT WEEK: Who is to blame for lead poisoning.**

**ALL POWER TO THE PEOPLE
FREE ALL POLITICAL PRISONERS**

**BLACK PANTHER PARTY
New Haven Chapter
Verna**

A SHORT SCOPE ON THE PEACE MOVEMENT

It is the contention of certain establishment types that the origin plus impetus of the Peace Movement revolves around some 'Communist Front'.

This shows an aptitude tendency of arrogance and contempt on their part against the will of the people. The people's mass, peaceful (for the most part), legal desire to withdraw the U S aggressive troops from an unlawful, undeclared (as if declaration would make an imperialist war lawful) capitalist free-for-all affair in the turmouled turf of Viet-Nam, brings the so-called servants of the people to make subversive statements to insure their gainful, greedy, gain.

In particular, an excellent pack of parasitic punks to scope on is Mickey Mouse Ronald Reagan, and his capitalist cohort, subversive sissy Senator Strom Thurmon, and of the Mission Impossible task force, Mother Max Phillip Friedman.

The F.B.I. (Federal Bureau of Intimidation), the Senate, other 'heads' of State have said later for the people's wishes, and the people's demands. The Peace must transcend to a higher level, the level of armed resistance, the level Papa Cleaver talked about when he said, "We want all the American troops out of Viet-Nam, forthwith, ---or we are going to open up a front right here in Babylon!!!"

The Moratorium, as vast and as disorganized as it was, has moved to somehow envelop large masses of the American people, interested in the unaccomplished

removal of the U.S. Gestapo forces from the Viet-Namese people's land. Huey said that the withdrawal would force a re-evaluation and a revolution in the basic economic composition in this country.

The Vietnameses people want immediate implementation of point #1 of the 10 Point Program of the Black Panther Party, **WE WANT FREEDOM, WE WANT THE POWER TO DETERMINE THE DESTINY OF OUR YELLOW COMMUNITIES --**

As long as the decadent dollar, 'the paper god', rules supreme, and defines self-determination of the Vietnamese people as subordinate in Babylon, then she may not feel shocked at the posture that the North American Liberation Front must take, to secure self-determination in the Black Colony, (in Babylon), and the Yellow Colony, and the Red Colony, and the Brown Colony, and the predominately poor White area of Babylon - dig?

MAN, I BELIEVE ALL MEN SHOULD WALK FREE, WHETHER YOU'RE BLACK, WHITE OR BROWN---- Manuel Ramos-murdered by fascist pigs, condoned in Chicago-New Reichland, revenged by revolutionaries- North American Liberation Front-Rainbow Coalition -- Young Lords Organization

**ALL POWER TO THE PEOPLE!
West Cook
Philadelphia Branch
Black Panther Party**

FRAME UP



"BIG BOB"

On October 23, Robert "Big Bob" Heard, a member of the Black Panther Party, having gone to court with a sister was approached by two plainclothes pigs who wanted to talk to Bob. Bob answered "yes", and when they asked him to go to pig station #9, "Big Bob asked if he was under arrest. The pigs oinked, "no", so Bob went about his business. They then put him under arrest. He was not charged until they reached the pig pen. Bob was framed with assault and armed robbery, and placed on \$20,000 bail. The pigs tried to be overly-polite but their piggishness bled through their goody masks. The pigs got a female nigger pig, who goes by the name of Taart, to testify that Bob held a gun on her while another man robbed her. The pigs and the court officials were so overly-polite that obviously this bust had been a long time in the planning. The whole incident is an obvious frameup to kidnap this revolutionary brother and hinder the Party's political work of educating the people to the proper strategy and techniques for total liberation. The fate of this case is that the pig power structure actually feels that they are putting the cap on the revolution and destroying the spirit of revolutionary brothers and sisters. We will not be intimidated. These murders and arrests by the pig power structure only serve to sharpen our revolutionary spirit.

**Dare to struggle,
Dare to win,
Eugene W. Jones
Lt. Information
Boston Chapter**

THE BIG LIE

The Boston Pig Department continues its lie campaign to undermine the Black Panther Party. In the Monday morning issue (October 20) of the Boston Globe, a lying pig who goes by the name of "Richie-Boy" Conboy stated that the pigs had received a "confidential report" from the F.B.I. a month ago, which was supposed to have said that they received information that the Black Panther Party "planned to try to take over and occupy police headquarters." What kind of madness is that? This is a bold-face lie, made-up by the pig power structure to destroy the Black Panther Party by making us seem as though we are thugs and hoodlums and enemies of the people. They realize the dedication of the Party to serve the needs of the people and to expose the system for what it is-- a dictatorship by those few rich murderous fools and lackeys like Rockefeller, Nixon and Hoover who use any means necessary to keep the truth from the people.

The Black Panther Party is truly the servant of the people and don't need to take over a pig station because we're not thinking about occupying a pig station. We're thinking about more Free Breakfast Programs, Liberation Schools, and Medical Clinics. Taking over one pig pen would not serve the people. Attacking and taking over a pig pen is insanity. So---PIGS, TAKE HEADQUARTERS AND SHOVE IT. WE'LL KEEP OUR PEOPLE'S PROGRAMS.

**ALL POWER TO THE PEOPLE!
Eugene W. Jones
Lt. Information
Black Panther Party**

SISTERS-

COMRADES AT ARMS

Yes, as Eldridge says, we are subversive to the bulls--t that is going on in this country today. Because of this, we are here to inform the broad masses of people, to educate them in other words. We were evidently put here by whatever means necessary to serve the people by whatever means necessary, through thick and thin. We have expressed this just by being Panthers that we mean business, so let's prove this by standing by our brothers in this struggle and work to the bitter end. Mao plainly states that work is struggle.

We are to be (as well as the brothers) out and out cold-blooded. There is no need for sewing circles and cooking duty at home. We are Revolutionaries! Time says itself, stop slip-shodding and do what has to be done because, it is time. Fascism doesn't wait for you, me, or anyone else. When we are asleep, fascism is at work. When we are out in the fields dealing with our 50 or 100 papers fascism is also spreading propaganda in the Daily News, Wall Street Journal, and selling millions, steady brainwashing the people.

If you don't know the name, you can't play the game. This is to say if the people don't know, the people won't act, and if you're slow, you'll blow, so if we don't move fast it will be too late.

We are obligated to struggle on, to educate, to provide, to serve the people. We do not believe in male chauvinism, so therefore we are doing this on our own which makes it even harder to stick. We must show these brothers and the people that surround us, that we mean business.

We, the sisters of the Black Panther Party do declare that we will stand through thick and thin by the side of our brothers and declare open war against these fascist fools who don't realize that they don't put down just any old thing on the people. There are pigs who don't care whether you're male or female.

The sisters of the Black Panther Party will stand and help one another achieve the goal set for our people.

**ALL POWER TO THE PEOPLE
Jackie Harper
Branch Secretary
Corona Branch**



"JOMO KENYATTA"

**TO: Central Committee B.P.P.
3106 Shattuck Ave.
Berkeley, Calif.**

**FROM: Field Lt, Robert E. Webb
New Haven Branch B.P.P.**

REPORT: Expulsion of Melvin Johnson (Jomo Kenyatta)

If the view of the minority has been rejected it must support the decision passed by the majority. If necessary, it can bring up the matter for reconsideration at the next meeting but apart from that it must not act against the decision in any way.

As of Oct. 21, 1969, Melvin Johnson (Jomo Kenyatta) is expelled from the New Haven Branch of the Black Panther Party. Jomo Kenyatta was expelled for:

1. Disregard for organizational discipline.
2. Failure to obey orders in his actions.
3. Passivity.
4. Desire to leave the Party.
5. Putschism.

Melvin Johnson was very slack in his work and when criticism was given him Jomo would become subjective. We then would induce him to some strong conscious discipline and would have an ideological struggle to come to a unity of will.

But liberalism rejects this and stands for unprincipled peace, thus becoming decadent, philistine attitude and bringing about political degeneration in certain individuals.

Melvin Johnson (Jomo Kenyatta) is now classed an ex-Panther of the New Haven Branch of the Black Panther Party.

ALL POWER TO THE PEOPLE

INTERVIEW WITH CONSPIRACY EIGHT ATTORNEYS

Following is an interview with William Kunstler and Leonard Weinglass, attorneys for the eight Conspiracy defendants who are on trial in Chicago for conspiring to incite a riot at the Democratic national convention last summer. Randy Furst represented the Guardian.

Guardian: With the Conspiracy trial entering its fifth week, would you discuss the government's strategy?

Kunstler: While we can't discuss great specifics—because of time and because of a rather unconstitutional rule of the court out here that prohibits defense attorneys from talking to the press about pending cases—I would say in general that the government is presenting a very narrow view of what happened in Chicago during the Democratic national convention. They're presenting only a portion of the story. We can tell from the material we get containing the full statements of all their witnesses that they're picking out only those events which they think are highly derogatory to the defendants. Their witnesses elaborate on those and stay away completely from anything which puts the demonstrators in a good light. Through cross-examination we've been able to develop inconsistencies and outright inaccuracies and fabrications by virtue of having the grand jury testimony of these same witnesses and statements that they gave other government offices before the trial. At this stage the government has not produced a witness who is entirely credible.

Guardian: From statements so far it seems you are trying to show it was a "conspiracy" of police, the city and the federal government against the demonstrators rather than a conspiracy of the demonstrators against the police.

Kunstler: That's exactly correct. Our position has been from the beginning that the wrong defendants are in the dock. And that the real defendants would be the Mayor of Chicago, certain federal officials, certain high-placed people in the Democratic party and certain state officials in Illinois who conspired together to absolutely ensure that there would be no protest demonstrations around that convention. And when all else failed, they resorted to the brutality of just clubbing the demonstrators insensible and frightening off or by force preventing the demonstrators from doing what they came to Chicago to do, namely a peaceful demonstration around the convention to protest the war, racism and poverty in the United States.

Guardian: Black Panther party chairman Bobby Seale maintains he's not represented by an attorney. Could you explain Seale's position?

Kunstler: Bobby originally wanted a trial team which would be headed by Charles R. Garry of San Francisco, who has been his main counsel for a number of years and in whom Bobby has great confidence. He doesn't know Len or myself except to the extent of this trial and he feels strongly he wanted Garry at the head of this team. When Garry became ill and could not be here, Bobby

attempted as did all the defendants to get an adjournment of the trial to provide time for him to recover from his gall-bladder operation and come to Chicago. That was not granted. So from the very beginning of this trial he's taken the step of saying he discharged the other lawyers because he was denied his own chief trial counsel. So he has tried to defend himself. [On Oct. 20, Judge Julius Hoffman denied Seale's motion to act as his own attorney, which would have given him the right to cross-examine witnesses.]

Guardian: Are there precedents for defendants waiting to have their own lawyers appear before the trial starts?

Kunstler: Oh yes, there's a great deal of law that if the defendant is not doing this as a device to delay the trial and has a legitimate reason for a delay, courts normally grant them. In this case all the defendants wanted merely six weeks to enable Garry to have his operation and come to the trial.

Guardian: Judge Hoffman handles this case in an incredibly arbitrary manner. Why is he doing it?

Weinglass: I don't think a lawyer could answer that. You'd probably have to go to another discipline. The attorneys who practice locally indicate he's an extremely difficult judge. I can't explain this in full—except I'm just shocked by what I see.

Guardian: Has Hoffman made it difficult for you to present your case?

Kunstler: Yes, it's been a very rough experience for all of us and I think Lenny has put the nail in the wood in this situation. It's not really for us to comment. I think someone else would have to comment.

Guardian: One or both of you may face court charges after the trial. Would you discuss that?

Weinglass: We'll be in need of a vacation. There's no way to discuss it. At this point we don't know what the nature of the charges are or whether the threat of a charge is just being made to intimidate us in the course of the trial.

Kunstler: So far, Hoffman's called

Lenny's conduct contemptuous or he's said in reference to a remark of mine, for instance, "I want that very clearly in the record," leaving the distinct impression that at some future time he may take action. If he does Lenny and I hope the organized bar and lawyers generally will come to our aid. We feel the bar itself is impregnable to the attack of judges like Hoffman when it holds together and organizes around this issue of lawyers being held in contempt or otherwise disciplined for a vigorous defense of clients. One of the reasons why we don't feel intimidated is not our own courage but the feeling that there are a great many lawyers who we are sure will come to our aid if we are adjudicated in contempt, incarcerated or otherwise disciplined.

Guardian: It seems this is one of the most aggressive defenses ever in a movement trial.

Kunstler: I don't know. We have both



WILLIAM KUNSTLER

been in movement situations before. I think this is the most aggressive one I've ever been in. I think its primarily due to the nature of our clients, who are very aggressive people. They take certain very active steps in their own defense and their spirit, I guess, goes over to the lawyers. We're affected by the fact that our clients will not own up to the legitimacy of the court and the legitimacy of the procedures under which they are being tried, but stand there really as very brave and articulate men who refuse to knuckle under to any courtroom disciplines other than the absolute minimal requirements.

Guardian: What kind of future precedents are being set for repression against the movement?

Weinglass: The law under which we are being charged is a major potential force against the movement. To prohibit people to travel across state line with a certain state of mind is the first time the federal government has engaged in prosecutions for merely having a state of mind. I think this is a substantial threat.

Guardian: What is the real chance of winning the case here or on appeal?

Kunstler: The judge asked me something today about whether my clients would be convicted and I said I

thought they would be convicted. I never got a chance to say, because they were not getting a square deal in the courtroom. Because the trial has been conducted the way it has, the odds are they will be convicted. The appeal would then be on the basic constitutionality of the statute and on many things that happened during the trial itself.

Guardian: What can the movement do to support the Conspiracy?

Kunstler: Send them money. Transcripts cost us about \$300 a day and we're \$1700 in debt on transcripts alone. Secondly, they can join the various protests that are going on around the country with reference to the trial.

Lawyers can prepare for what may happen to the lawyers in this case. They can flood the letters column of newspapers with condemnations of the trial and take any other step people ordinarily take to protest, whether its writing to Congressmen, having meetings running fund raising parties for the Conspiracy and so on.

Contributions may be sent to the Conspiracy, 28 E. Jackson St., Room 407, Chicago, Ill.

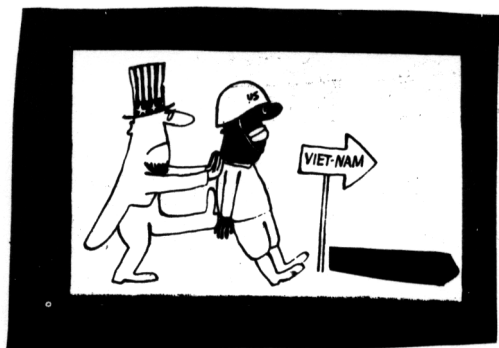
**"AN UNARMED PEOPLE ARE SLAVES
OR SUBJECT TO SLAVERY
AT ANY GIVEN TIME"**

OPEN LETTER TO BLACK GIs

Recently there has been an increasing amount of controversy by Afro-Americans regarding the legitimacy of Black military personnel participating in the Viet Nam conflict.



Even the people, the system once categorized as being responsible



citizens, are asking, "should Black Americans be fighting in Viet Nam"? The answer to this question, by revolutionary Black people, is NO! This answer is totally contrary to the position of the system that is responsible for so many Black GI's participating in the killing of their allies. It is utterly ridiculous to think that we should go into another country and participate in the killing of a nation of people fighting for something all oppressed people, (me and you) are, or should be fighting for.

is fighting so unyieldingly, has seen imperialistic and capitalistic nations come to his land and extract tremendous amounts of wealth from it. In the process of his people being robbed, they have become slaves in their own land. His women, who were once honored, have now become objects of recreation. His children have become beggars. His brothers are now puppets, uncle toms and thieves. The vietnamese knows he is not responsible for the condition of his people. The creator of these problems knows that in order to continue to profit from Viet Nam, he must perpetuate the condition of the people. Our ally knows his liberty will not be willingly granted, so he must fight to free his people from imperialism. Unlike we have been taught, he has not been brain-washed. He has seen these things happen to his people and the land he loves. You GI's, who are fighting against him, have been brain-washed!!! Thousands of Black soldiers are, at this very moment, under the assumption that they are fighting for freedom in Viet Nam. In reality, they are fighting to further enslave its people. When America first began its drive to keep the Vietnamese peo-



ple down, our comrades were somewhat reluctant to engage in battle against Blacks. He knew about other movements towards liberation in Africa. He also knew the condition of Black people in the United States. Knowing these were one in the same struggle, he only fought you when there was no other choice. Now he has put you in the same category as his own people, who are fighting to stay under the rule of imperialism, and he must deal with you as we, in America, may someday have to deal with our uncle toms. In America, people from all backgrounds are showing distrust, hatred and dissatisfaction in regard to the inhumane government of the United States. The Black people of this country are analyzing the political structure of

the United States and are declaring it illegitimate. The system is being made to change by a Revolutionary People's Movement. The entire world is changing toward real human progress. We hope you return back to the United States to participate in the liberation movement, but if your return home means the death of an ally of the THIRD WORLD MOVEMENT, then we feel your life is no more important than the lives of the people who are responsible for you being there. For, progress of the world is being motivated by his actions. ALL POWER TO THE PEOPLE FREE ALL POLITICAL PRISONERS Mr. Edward W. Alexander

GI Surgeon Tells Brass No

San Antonio, Texas, (LNS)-Capt. Irv Roger, a 26-year-old Army doctor ready to be shipped out to Viet Nam, has told the brass he won't give the OK to send any men back into battle. Dr. Roger is on orders to leave Fort San Houston, where he is now stationed, to go to Viet Nam as a battalion surgeon. It will be his job there to screen injured men, sending some back to active duty, others away from the front for treatment. In a meeting held Oct. 15 at the headquarters of the American Friends Service Committee in San Antonio, Dr. Roger said he wouldn't send anyone back to battle. He

explained, "How can I justify the death of a single soldier I sent back into action in a war I don't believe in?" Dr. Roger has been involved in anti-war activity, and is a staff member of "The Military Left," Fort San Houston's underground paper. There was no immediate indication from Army brass about what would happen to Dr. Roger. His case recalls that of Dr. Howard Levy, who was recently released from Federal prison. Dr. Levy was jailed after being found guilty in a court martial for his refusal to give medical training to Green Berets.

STRIKE AGAINST ROTC

Fifty students at the University of Puerto Rico have been on a hunger strike since Oct. 7 in a protest growing out of mass opposition to the draft and ROTC on the campus. Several students have already been taken to the hospital. The students have vowed to hold out until the campus ROTC is abolished. Several prior actions have shaken the campus since the beginning of the school year. At a rally Sept. 12, 3000 students passed a resolution calling for an end to the draft and ROTC. On Sept. 26, more than 3000 students, led by a coalition of all pro-independence organizations, marched on the ROTC building and set it afire. "Since that time," said student leader Antonio Gaztambiele in an interview with the Guardian, "the press has been building a climate of repressive hysteria against us.

We responded by organizing a mass, peaceful march of over 400 students to show we would not be intimidated." The administration reacted by shutting down the school for two days and issuing warrants for the arrest of several leaders. The students hid out their leaders and took the issue to the workers, winning the support of several trade unions. On Oct. 6, 4000 students and workers marched to the courthouse, where the students subject to arrest held a rally and turned themselves over to the authorities. The hunger strike began the following day, demanding release of those arrested as well as an end to ROTC. Since then, there have been several student-worker rallies, including one Oct. 9 with 4000 participants. The students have threatened a general strike if ROTC is not abolished by Oct. 30.

Open Letter To HUEY P. NEWTON

"He who takes a step toward the liberation of his people, takes a giant step toward the liberation of his own." -- Comrade Che Power to the People, Blood: The time has come to write a letter to "you" to let you know that the people, and myself in particular, haven't forgotten you. Not too many open letters are written to you so I will try to say everything that is on the minds of the people so you will know. A lot has happened, since your incarceration, to the Party, the people and the revolutionary struggle as a whole, culminating with the arrest of our Chairman, Bobby Seale. The nation-wide attempt to destroy the Party by the various reactionary forces has failed and now, more than ever, the people realize what's going down. People from all walks of life, whom you would never expect to have the slightest idea of what was happening, have made statements to the effect that the bulls--t that the structure is laying down on the Party has got to stop and that "Babylon" truly is a fascist state with all the trimmings. All across the country the questions are popping up, "Tell me more about Huey Newton and the Black Panther Party", "Tell us what we can do to further the revolution," and "When is it coming because I am ready?" The revolutionary struggle has moved into a new phase whereas the people are still on the defense (the fear of being jailed, murdered, exiled and intimidated for offensive attack, is still great) they are now ready to strike out in the proper revolutionary manner for what is rightfully theirs. The oppressor's vicious attacks now seem so outright, obvious and stupid until it is the people who are laughing at "him", now, and condemning his every move toward change. In Watts and Detroit and so many

other places the oppressor has had the last laugh because of improper approach to self-defense. But I believe that wherever the revolutionary cry can be heard, let it not be said that those brothers died in vain but they had a cause to which they were devoted, and if any individual feels the slightest sense of doubt let him pick up the gun with the continual cry of revolution and peace. I recently heard Agnew make a statement to the effect that he thinks it would be more important to get to Mars, Venus and all other planets, before we take care of the domestic problems here on earth. Can you dig that? And Nixon has thought of a quick cure for the inflation problem - increase unemployment. So these were just a little note to let you know who the people were tricked into endorsing. If they would have elected Humphrey-Muskie the situation wouldn't have been much different because they have both openly supported Nixon-Agnew. Like Malcolm X said "its like choosing between the fox and the wolf." The counter-revolutionary machinery is falling apart at its seams, because of the people. The revolution is already happening, and the pigs don't even know it yet, because of the people. The Vanguard Party has stretched out into a 32 Branch organization, because of the people, averaging 10 new Branches a year since its inception in 1966. We have National Committees to Combat Fascism, all over the country also. So, be strong blood. We're working hard for the people, both in liberation here (in Babylon) and for world wide liberation. SEIZE THE TIME!! Marcus Rebel

NATIONAL B.L.A. OFFICE RANSACKED

The national office of the Black Liberation Alliance, located at 75 East 35th street, was ransacked on Thursday, October 24, at approximately 10:30 pm. The office was entered by smashing the front office window's plate glass. Office desks, chairs, drawers, files, and newspapers were strewn about the floor. Two telephone cords were also severed, however, no items were stolen. Robert L. Lucas, national chairman of the Black Liberation Alliance, after phoning the office at approximately 10:30 pm. and hearing the phone receiver placed off the hook, was preparing to drive to the office when a neighbor notified him that a section of the office's front plate was broken. Earlier this week, on Sunday, October 23, a small hole cracked the office plate glass in three areas. The office was entered on Monday, October 27, by shattering the cracked glass. Three electric typewriters, one manual typewriter, a 16 mm movie projector and camera, a large tape recorder, 15 reams of mimeograph paper, and \$50 in miscellaneous office supplies were stolen. Equipment valued at \$2,000 is missing. The Black Liberation Alliance mistakenly assumed the theft was caused by burglars, but it has now been discovered to be a deliberate pattern of escalated harassment by Establishment agents who are bent on halting the organization's participation in the Coalition for United Community Action's fight against the racist building trades unions and activities as a direct action group. The Black Liberation Alliance is requesting assistance in replacing its stolen items. Donations of office equipment and other contributions may be sent to: 75 East 35th street, Chicago, Ill. 60616, 842-0198/9321. Copies sent to: United States Justice Dept., U.S. Attorney States' Attorney, Supt. James Conlisk, Lt. Robert Williams, Human Relations Division.

College of Marin...A Kernel of Racist Oppression

College of Marin, a two year Community College, is located just north of San Francisco, across the Golden Gate Bridge. Although its population is less than 220,000 people, it is the second richest county in the nation in per capita wealth (New York City's Manhattan is the first).

The non-white population, based on the Office of Economic Opportunity report (April 15, 1969), comprises 4.2% of the total, 73.8% of the 4.2% of the non-white population is Black.

The college enrolled, Fall 1968, a total of 5,422 credit students of which 118 had Spanish surnames, 93 Black, 61 Japanese/Korean, 7 Native Americans (Indians), and 24 non-white. In Spring, 1969, the college enrolled 127 Black students. The Fall 1969 semester the Black students' enrollment totaled only 143.

The mere survival for non-white students at the college of Marin has been magnanimous. The facilities are clearly white upper middle class oriented. All aspects of the college are clearly evaluated on this basis.

After an extended struggle the college started a Black Studies major. To date, the instructors in this program are all part-time. The college has two full-time Black permanent instructors (one in chemistry, the other in nursing) and one full-time Black Counselor.

There have been less than 30 Black graduates since the doors of the college were opened more

than 40 years ago. The struggle of Black students has been against racist instructors, racist curriculum and racist counseling.

Black students, until last year (when the Black Counselor was hired), were indiscriminately programmed into remedial courses which forced them to struggle through approximately six semesters of college while the White student complete his studies in the normal two year period. The extended curriculum encouraged the financially needy Black student to drop out of school in order to seek menial employment.

Academic assistance (tutoring) has been virtually nonexistent for these students. Financial assistance was doled out dictatorially by a single individual who used "academic excellence" as the criterion for allotment, rather than financial need. It is clear that, for students from non-academic backgrounds, and who are victims of the track system (systematic exclusion from college bound classes as early as the third grade) their academic level would not be equal to the more "fortunate" student.

As long as the Black student struggled individually, apart from other Black students the college continued to systematically flunk these students out.

At the outset of the Fall, 1967, semester, Black students decided to consolidate their struggle into the Black Students Union organization. They began to make demands for relevant curriculum, adequate financial aid, more Black

students, Black counselors, and Black instructors who would assist the student in achieving a successful relevant education. It was the efforts of these students that forced the forming of the current Black Studies major.

The success of this group raised the threatened head of racism on the campus and the administration began its move. It successfully transferred the leaders of the B.S.U. to the local four year college and university (San Francisco State College and University of California, Berkeley).

In the Fall, 1968, another group of forceful Black students enrolled at the college and immediately began grouping for their survival. They reiterated the demands of the Black Students Union of the previous year and began to settle down to work on achieving their goals. The racist administration/faculty made their move. They initially attempted to co-opt these students academic goals by offering them transfers. These students refused. Then the administration in its panic began its move to force these students into a confrontation in order to expel them from the campus.

The college while voicing a concern (support in principle) for the student demands used the age old trick of dragging their feet in order to intimidate the students. This technique expanded throughout the college in a dragnet fashion to flush out the student leadership.

This current semester, Fall, 1969, the racist Board of Trustees, administration and faculty was successful in forcing the B.S.U. leadership into a confrontation, and now three of its main leaders are up for expulsion (under the guise

of disciplinary suspension).

This was achieved by the Board of Trustees who, in a recent meeting, forced the students into action. The topic under discussion was financial assistance. Using the subtle intimidation tactic of evasion, the Board pushed the students to their limit. Students walked to the table that the Board members occupied and pushed all of their agenda papers and other effects from the table to the floor. This act, although it indicates restraint on the part of the students resulted in the expulsion of the three student leaders, although approximately 60 students took part in this move.

The racist administration chose the three students who have been the most active and vocal in the push to fulfill student needs.

This is the beginning of a list of about 40 students that the college has marked for strategic expulsion. The racist Board of Trustees, administration and faculty in many votes of confidence on a variety of proposals geared to maintain repression of the students, have shown their solidarity against the non-white student who does not obediently accept their authority.

They have been reasonably successful in their repression because they have controlled the information going forth to the people.

The Student Solidarity Movement of the college of Marin is now calling for unity among oppressed people of Marin County, the Bay Area, the state, the nation and around the world. We will no longer allow the racist officials of this college to quietly destroy us.

Hartford (Conn.) -- (AP)--The nation's newspapers should hire more Negroes and publish fuller and fairer accounts of Negro activities, says a report to the Associated Press Managing Editors Association.

"Despite an impressive upsurge of effort, there are still far, far too few Negro employees on editorial staffs of American newspapers," the Black News Committee of APME said in its annual report Wednesday.

Suggestions Among suggestions to the 425 managing editors attending the annual convention were:

Involving more Blacks in circulation of newspapers in minority group areas.

Beginning recruitment of Black editorial personnel in high schools and junior high schools, contacting teachers in schools with Black students to find youngsters with aptitude and interest.

Emphasizing newspapers as a public forum with "letters to the editor" and "action line" columns seeking quick response to community and personal problems.

Coverage One contributor to the report, Neal Shine of the Detroit Free Press, said: "Our mistake is not in over reporting the activities of Rap Brown and Stokely Carmichael, but in underreporting what is happening in the rest of the Negro Community."

Ralph Holsinger of the University of Indiana department of journalism, vice chairman of the committee, said newspapers should "routinely cover a citizen's committee meeting in the Black community" and should "get just as indignant over a Black murder as over a white murder."

THE PIGS WORE BLACK ROBES

The San Francisco State strikers are facing another round in their endless battle with the officious protectors of law and order, the San Francisco judges. This time it's the 3 judge appellate court, made up of judges Harold Caulfield, Alvin Weinberger and Walter Carpenetti. The appellate judges are trying to send the strikers, convicted of participation in a rally on the S.F. State campus last January 23rd, to jail with all undue process. The way they're doing it could make a good script for a Laurel and Hardy movie.

Here's what's happening: All of the groups of strikers convicted on charges of disturbing the peace, failure to disperse and unlawful assembly, stemming from the mass bust, have appealed their cases. The grounds of dismissal are excellent, both on factual and constitutional grounds.

Factually, the trials have been a mockery of the so-called "judicial process". Since the D.A.'s have no case to prove the strikers are guilty of the charges--because they're on trial for their politics, not for any "unlawful" activity--the D.A.'s have resorted to basing their case on scaring the juries about the alleged "violence" of the strikers, not on the 23rd, but during the previous months of the strike. The judges have cooperated with the D.A.'s strategy in every way possible. From the simple judicial expedient of over-ruling all defense objections to the conduct of the case, to the more outlandish practice of kicking defense witnesses off the stand when their testimony incriminates the police, or advising the jury that the real issue in these cases is whether the administration or by a mob.

The constitutional grounds for appeal are numerous: denial of rights of free speech and assembly, no jury of our peers, prejudicial pre-trial publicity making a fair trial impossible, unusually high bail, denial of transcripts for the appeals case, severe sentences, etc.

However, the appellate judges are trying to dismiss these appeals even before they're presented. The maneuver goes like this: the trial judges refuse to grant the defense lawyer the transcript of the trial which the lawyers need in order to write the appeal brief. The reason given is that the defendants have no right to a free transcript (even though they are all poor enough to require the defense of a public defender). The rationale is that if a defendant has \$100 in the bank, and/or a car, he's not poverty stricken and can afford to pay for the transcript. However, the transcripts cost about \$6,000, because the trials lasted for 6 weeks, and a transcript runs about \$175 a day. If one person in the group is clearly indigent (and it's all up to the discretion of the trial judge), then he can have a transcript, but not until the rest of his group has divided the cost of the transcript (about \$600 per defendant).

Since we can't get the transcripts in order to file the brief appellate judges have maintained that the time allotted for filing the brief (about 30 days after the sentence) is overdue, and, by default, the defendants have to go to jail.

So far, the lawyers have been on top of this game of judicial one-upmanship, and the D.A. in charge of fighting our appeals is getting more harassed with overwork everyday. And the strikers are still hanging on tight, intent on fighting the insanity in the courts.

Moral of the story--until the courts are controlled by the people, there will be no justice for the people

The strikers need your support to continue their fight against the courts. Please send what you can to:

San Francisco, Legal Defense Committee P.O. Box 31158 San Francisco, Calif. 94131

PIGS EAVESDROP ON STUDENTS

As Amerikka moves more and more toward an open fascist state, it becomes increasingly clear that the institutions in this society are nothing more than centers for pig operations and focal points for their demagogy.

We know, through the proceedings in recent court cases, that J. Edgar Hoover Hog and his Big Business Bosses are very indiscriminate as to what phones they will "tap" or what rooms he will have "bugged". These cases do not prove the technical ability or power of the ruling class and its lackeys, but actually points to its weaknesses. When the society becomes so corroded that it must constantly eavesdrop on its citizen's conversations in order to find out what they are plotting, it is clear that society is falling. It is falling because its demagogy (lying and deceiving) has proven inadequate to keep the people from plotting their next moves against their oppressors. If the people are so far ahead of the pigs that the pigs must eavesdrop to try and quell any disturbances in this system of bourgeois democracy, they will surely gain victory because if the people are conscious of the trickology of the pigs and are moving in opposition to it, there is no force on earth that can conquer them.

The degree of corrosion must be especially dangerous for the pigs if they must come to the level of high school students to find out what they are plotting. This letter is very, very key. It shows that Hoover's and Trickey Dickey's lackeys in Lowell High School in San Francisco must resort to additional bugging devices within

the school to guard against any pending actions by the students.

It is very important to understand what Lowell is, to get a clear picture of the pigs' game. Lowell is supposedly an academic high school--the only one in San Francisco. Because of this status, the student population is made up primarily of petty-bourgeois, highly intellectual students. They are also a few actually bourgeois students who arrive to school in chauffeured limosines. The key is that if a school with this status, with a Black population of fewer than 200 out of a student body of over 25,000, is being outfitted for bugging devices, what about the schools in the more oppressed communities where the contradictions between the pigs and the students are more evident? They must be bugging the kindergartens down in Fillmore.

All that is necessary for us to say about this type of pigism is that if the pigs must resort to bugging kids in school, well RIGHT ON! Bug our Great Granmamma's graves too, Stupid Pigs! The people must be completely on their jobs if the pigs can't trust the very targets for the fascist, capitalist, racist indoctrination that is called the Amerikkkan School System. Then the pigs cannot trust anyone and must be completely and at all times on the defensive. An enemy on the constant defensive, without a rest replenishing period, is an enemy who has surely met his downfall. Dig it.

THE YOUTH MAKE THE REVOLUTION C.T., Comrade in Arms

Letter To The Editor

It has become crystal clear to many people that the society we live in is not properly organized. A study in the political and economic philosophy of the United States of America will clearly show how American institutions maim, kill and dehumanize working people in general and Black people in particular. Whenever the political tools, which represents an orderly society, are used to suppress the rights of the masses to overcome poverty, illiteracy and want, then that political process should be destroyed. Whenever a political system is used to wage war upon the Third World for imperialistic gains, then that political body should feel the awesome might of the people's disgust. The present American political assembly is quite guilty of committing these acts against mankind and therefore should be abolished (BY ANY MEANS NECESSARY) Whenever the economy of an entire country becomes the property of a few industrial giants, and is the principle factor creating poverty, racism and colonialism, then that economic system should be seen in its true light, and the working and Black masses should move to destroy it. Whenever an economic system is used to oppress the world, thus preventing man from ever living in a world devoid of poverty, war, crime and racism (if possible) the masses of the people should understand that this system is criminal and sentence it to a rapid death.

I personally urge all those people who read the Black Panther Paper to wake up politically and become involved in some intelligent resistance to the very human evils of American capitalism and the two party criminal political machine which governs Americans in general, and the colonized Afro-Americans in particular. Damn ghettos, poverty, war, racism, hunger, disease, capitalism, Democrats and Republicans.

ALL POWER TO THE PEOPLE

Shubutu Enugu Prisoner of Amerikkkan Politics

"SEIZE THE TIME"



HUEY'S APPEAL

PART # 10

C. THE DEATH PENALTY CHALLENGE FOR CAUSE DISQUALIFIED MARKEDLY DISPROPORTIONATE PERCENTAGES OF NEGRO VEMEMEN, THUS AIDING BOTH ELIMINATION OF NEGROES FROM THE JURY AND A CONCENTRATION OF RIGID, AUTHORITARIAN, PREJUDICED PERSONS ON THE JURY.

Fully 56% of the Negroes examined were excused for cause for opposition to capital punishment, whereas only 12% of the whites examined were so excused. The death penalty challenge has the same effect -- all, or almost all, white juries -- as do all of the other procedures and processes of elimination, conscious and unconscious, deliberate and incidental, with respect to whether Negroes actually sit on juries. It must, therefore, also fall as part of many-pronged, unconstitutional processes by which black people are totally or largely eliminated from actual trial juries.

The state's interest in executing defendants cannot override the defendant's -- and the community's -- interest in fair trials and a representative jury. If this method of punishment now requires the elimination of 55% of the Negroes seated in the jury box in a trial to determine guilt or innocence, when these same jurors state under oath that they can render a fair and impartial verdict as to guilt or innocence, the operation of the statute effecting that result is unconstitutional to the extent that it interferes with the greater interest in the constitutional right to a fair trial.

In the early nineteen-sixties, Professor Walter Oberer, formerly Professor of Law at the University of Texas and presently Professor of Law at Cornell University, published a body of work contending that capital juries were not representative of the community at large. Oberer suggested that exclusion for cause of jurors with scruples against the death penalty resulted in selecting a jury of authoritarian personalities more likely to be rigid, conservative, rigid, inflexible, and less in touch with modern ideas of criminal motivation. See, Oberer, "Does Disqualification of Jurors for Scruples Against Capital Punishment Constitute Denial of Fair Trial on Issue of Guilt?" 39 Texas Law Review, No. 5, 545-67 (1961); "The Death Penalty and Fair Trial," The Nation, April 6, 1964; 71 Case and Comment No. 4, July-August 1966; letter to Texas House Committee on Criminal Jurisprudence, March 31, 1965. See, also, L. R. McClelland, "Conscientious Scruples Against the Death Penalty in Pennsylvania," 30 Pennsylvania Bar Association Quarterly, 252-59 (1959).

Drs. Ziesel, Wilson, and Crosson tested the Oberer thesis, and their empirical studies support his conclusions. (See Dr. Crosson's affidavit stating that his work supported the Oberer thesis, Defendant's Preliminary Hearing Exhibit 1, for identification.) 37

FOOTNOTE
36. See section IV, E, 2, infra.
37. See section IV, E, 3, infra.
END FOOTNOTE

Insofar as it known, the instant case represents the most thorough effort to make a complete presentation of the empirical data pertinent to this question. The body of empirical evidence now compiled and presented here brings the death qualified jury squarely under the rule of Glasser v. United States, 315 U.S. 60, 62 S.Ct. 437 (1942):

"Tendencies, no matter how slight, toward the selection of jurors by any method other than a process which will insure a trial by a representative group are undermining processes weakening the institution of jury trial, and should be sternly resisted. That the motives influencing such tendencies may be of the best must not blind us to the dangers of allowing any encroachment whatsoever on this essential right." 315 U.S. at 86, 62 S.Ct. at 472.

Whether the defendant's objections to the operation of Penal Code section 1074 (8) be phrased in terms of due process, which requires procedures which preserve the

"very integrity of the fact-finding process" (Linkletter v. Walker, 381 U.S. 618, 85 S.Ct. 1731 (1965)), or of equal protection, which forbids arbitrary exclusion of a class from the jury, defendant's constitutional rights were here violated.

Investigations and verified findings by legal scholars and social scientists and psychologists now compel recognition of the authoritarian personality as characteristic of a marked and distinct portion of the community. Systematic exclusion from juries in capital cases of another portion, as marked and distinct and probably as large, identifiable as opposites of those with an authoritarian personality (see testimony of Dr. Sanford at R.T. 224), deprives the accused of a fair trial by jury.

Whatever interest the state may have in having authoritarian personalities on the jury which determines penalty (c.f., Witherspoon v. Illinois, supra, 391 U.S. 510, 88 S.Ct. 1770, and People v. Sears, supra, 70A.C. 485), it can have no legitimate interest in having exclusively such personality types or in thus effecting a disproportionate removal of Negroes at the trial determining

related to the concept of the representative jury, than the jury "more likely to convict" than the jury representative of the community or drawn from a random sample of the community? The very phrase "more likely to convict" answers the question, and the evidence now adduced is fully consistent with the finding by the empirical investigators that death qualified juries are more likely to convict.

The fact that the challenge for opposition to the death penalty can and did powerfully aid such a design requires its elimination as an instrument in the selection of trial juries in criminal cases.

and poor persons were administratively excused in higher proportions than whites, though excuse of wage earners and blue-collar employees at their informal request or at the request of their employers.

The operation of these and the further procedures of peremptory challenge and excuse for cause pursuant to Penal Code section 1074.8 produced a trial jury which: 1) contained not one person who could be classified as a member of defendant's peer group; (38)

FOOTNOTE
38. The initial and intermediate selection processes operated so that by use of the peremptory, the prosecutor was able totally to exclude defendant's peers.

It is commonly known that white collar workers are preferred by prosecutors, because they are more willing to convict. Testimony of Attorney General Katzenbach before the Subcommittee of the House Judiciary Committee, Note, "The Congress, The Court and Jury Selection: A Critique of Titles I and II of the Civil Rights Bill of 1966," 52 Va. L. Rev. 1069, 1096 (1966). White collar employment contains far fewer blacks than whites, but in this instance included the one Negro juror not peremptorily excused.

For some insight into the question of whether a Negro member of the professional classes could be considered the peer of a poor, black resident of the West Oakland ghetto community, see the testimony of Professors Blake and Dizard as to the political attitudes of that community. END FOOTNOTE

2) contained not one resident of the defendant's clearly identifiable and distinct residential area, the West Oakland black ghetto;

3) contained one Negro out of twelve jurors and no Negroes out of the four alternates;

4) contained no person whose opposition to capital punishment would have precluded voting for the death penalty although said person stated under oath that he or she could have applied the law and brought in an impartial verdict on defendant's guilt or innocence;

5) was more likely to convict than a jury from which persons opposing capital punishment were not excluded; 6) contained a higher proportion of persons tending toward authoritarian, rigid, judgmental and punitive personalities than a jury from which persons opposing capital punishment were not excluded; i.e., than a jury drawn from a random cross-section of the population.

If the primary justification for the use of lay juries is that they can reflect the conscience of the community (see People v. Smith, supra), in applying punitive sanctions in individual cases, it must be recognized that the community in Alameda County is an amalgam of heterogeneous sub-communities. By use of the selection processes utilized here, defendant's sub-community, the poor, black people of the ghetto areas, was totally excluded from representation on the trial jury, and his race was substantially underrepresented through systematic exclusion.

That the result (i.e., the verdict) was far less severe than that requested by the prosecution shows, not that this jury reflected or was representative of the whole community or of the various sub-communities, but that the evidence was demonstrably insufficient to sustain a higher charge.

It is now recognized by a Presidential Commission, as well as by judges, legal scholars, social scientists

and thoughtful observers in government, business and academic disciplines, that there is presently a basic community division between a dominant white majority and a disfavored non-white minority in the United States. When the majority can totally eliminate the minority from the jury, and the minority lacks this power over the majority because the latter's number exceed the peremptories, the result is a jury composed wholly or almost wholly of the majority. In the context of racial differences (see, e.g., the testimony of Professor Blake) and prejudices in the late nineteen-sixties in Oakland, California, such a jury can be deemed neither a cross-section of the community nor impartial.

C FAILURE TO STRIKE THE PRIOR CONVICTION WAS REVERSIBLE ERROR.

1. THE PRIOR FELONY CONVICTION WAS CONSTITUTIONALLY INFIRM.

Defendant represented himself at the prior felony trial in 1964, in which he was charged with assault with a deadly weapon. On the day set for trial, the following colloquy occurred.

"The Court: . . . You have been advised by the Court on at least one other occasion at the time your cause was set for trial that you were entitled to (the right to be represented by an attorney) but I take it you wish to go on without the presence of the assistance of counsel; is that correct?"

"Mr. Newton: Well, if possible I would like to have a legal advisor, but I would like to speak for myself.

"The Court: All right. You are asking me, in effect, I take it to appoint the Public Defender as your legal advisor?"

"Mr. Newton: Yes.

"The Court: Your request is denied." (C.T. 194-95).

Thereupon the trial was immediately begun with the defendant not represented by counsel. He was given no warning of the consequences of representing himself; he was not allowed to seek advice from the public defender; he was given no opportunity to reflect upon the consequences of the denial of his motion by the trial court, and no opportunity to reconsider his refusal of counsel in the light of the denial of his motion.

At the conclusion of the planned testimony, defendant having presented several witnesses on his own behalf but not having taken the stand himself, both the district attorney and the court asked the defendant, in the presence of the jury, if he were going to testify (C.T. 178):

"Mr. Meehan (District Attorney): Aren't you going to testify?"

"The Court: Do you want to testify?"

"Mr. Newton: Yes, I will testify.

"The Court: All right."

The defendant then took the stand. His testimony covers nearly fifty pages of the record of the prior trial. Most of this was devoted to cross-examination of defendant by the District Attorney. The court at no time advised the defendant of his right not to testify and at no time informed him of his constitutional privilege against self-incrimination.

Recent California and federal decisions clearly establish that the conviction based upon this record may not be used at a subsequent trial for purposes of impeachment or for enhancing punishment.

Subsequent to the opinion of the District Court of Appeal affirming defendant's conviction, but prior to the trial herein, the Court of Appeal in People v. Glaser, 238 C.A. 2d 819 (1965), and the United States District Court for the Northern District of California, in Bowie v. Wilson, U.S.D.C. for the Northern District of California, No. 43441 (1967), settled the issue as to California and federal constitutional requirements that a defendant unrepresented by counsel be advised and warned of his right not to testify against himself.

In Bowie, the District Court granted a writ of habeas corpus in 1967, releasing a state prisoner convicted in 1962, on the ground that a trial judge must explain to an unrepresented defendant his right not to take the stand at trial. On the state's appeal to the United States Court of Appeals for the Ninth Circuit, the District Court's order was affirmed on grounds affirming the principle that no advantage may be taken of an unrepresented defendant. Bowie v. Wilson, . . . F.2d . . . March 27, 1969, No. 222569.

In the District Court opinion, Judge Zirpoll stated:

"(T)his court holds that a trial judge must explain, to an unrepresented defendant, his right not to take the stand. An unknown right might just as well be no right at all. As in Miranda v. Arizona, 384 U.S. 403 (1966) where the inherently coercive nature of station-house interrogation necessitates warnings of fifth amendment rights, and the appointment of counsel to effectuate them, a trial can be similarly inherently coercive. If a defendant is not warned of his right and of the consequences of taking the stand, he might feel compelled to testify '...to tell my side of the story' . . .oblivious to the procedural consequences of such a step.' Comment, 'Criminal Waiver, The Requirements of Personal Participation, Competence and Legitimate State Interest,' 54 Calif. L. Rev. 1262, 1270, 1293, n. 215 (1966).

"This court is satisfied that the federal constitution required a warning and explanation of consequences. The failure to give them was error. The court further finds that the error was not harmless beyond a reasonable doubt or non-prejudicial.

"The court observes that since Bowie's trial, California courts have settled the issue, at least as a matter of state law--the warning must be given. People v. Glaser, 238 C.A. 2d 819 (1965); People v. Kramer, 227 C.A. 2d 199 (1964)."

The facts in Bowie as to the trial court's failure to warn the defendant of his constitutional right not to testify and of the consequences of testifying were almost identical with those in defendant Newton's prior trial for assault. In Bowie, the court stated: "You want to testify, don't you?" The defendant stated, "I do, your Honor." The court stated, "All right." Then the defendant was sworn in and testified.

TO BE CONT.

"REVOLUTION IN OUR LIFETIME"

