

City of Capitola

Special City Council Meeting Agenda

Thursday, September 03, 2026 – 4:00 PM



City Council Chambers

420 Capitola Avenue, Capitola, CA 95010

Mayor: Margaux Morgan

Vice Mayor: Gerry Jensen

Council Members: Joe Clarke, Melinda Orbach, Susan Westman

Special Meeting of the Capitola City Council – 4 PM

1. Roll Call

Council Members Joe Clarke, Melinda Orbach, Susan Westman, Vice Mayor Gerry Jensen, and Mayor Margaux Morgan

2. Additional Materials

Additional information related to an agenda item on this agenda and submitted to the City after distribution of the agenda packet pursuant to Government Code §54957.5. All correspondence received prior to 5:00 p.m. on the Wednesday preceding a Council Meeting will be distributed to Councilmembers to review prior to the meeting. Information submitted after 5 p.m. on that Wednesday may not have time to reach Councilmembers, nor be read by them prior to consideration of an item.

A. Item 3A - Correspondence Received

B. Item 4 - Correspondence Received

3. General Government

All items listed in "General Government" are intended to provide an opportunity for public discussion of each item listed. The following procedure pertains to each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.

A. Chapter 8.40: Capitola Municipal Code

Recommended Action: 1) Adopt an urgency ordinance amending Chapter 8.40 of the Capitola Municipal Code to remove the expiration language in Section 8.40.150(G), so the City's safe drug and sharps disposal requirements remain in effect; and 2) introduce for first reading, waiving further reading, an ordinance amending Chapter 8.40 of the Capitola Municipal Code to remove the expiration language in Section 8.40.150(G).

4. Oral Communications by Members of the Public

*Oral Communications allows time for members of the Public to address the City Council on any topic within the jurisdiction of the City that is not on the "General Government" section of the Agenda. Members of the public may speak for up to three minutes, unless otherwise specified by the Mayor. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. **A maximum of 30 minutes** is set aside for Oral Communications.*

5. Adjournment

The next regularly scheduled City Council meeting is on September 10, 2026, at 6:00 PM.

How to View the Meeting

Meetings are open to the public for in-person attendance at the Capitola City Council Chambers located at 420 Capitola Avenue, Capitola, California, 95010.

Other ways to Watch:

Spectrum Cable Television channel 8

City of Capitola, California YouTube Channel

How to Provide Comments to the City Council

Members of the public may provide public comments to the City Council in-person during the meeting. If you are unable to attend in-person, please email your comments to citycouncil@cityofcapitola.gov and they will be included as a part of the record for the meeting.

Notice regarding City Council: The City Council meets on the 2nd and 4th Thursday of each month at 6:00 p.m. in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

Agenda and Agenda Packet Materials: The City Council Agenda and the complete Agenda Packet are available for review on the City's website and at Capitola City Hall prior to the meeting. Need more information? Contact the City Clerk's office at 831-475-7300.

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

Americans with Disabilities Act: Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24 hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

Si desea asistir a esta reunión pública y necesita ayuda - como un intérprete de lenguaje de señas americano, español u otro equipo especial - favor de llamar al Departamento de la Secretaría de la Ciudad al 831-475-7300 al menos tres días antes para que podamos coordinar dicha asistencia especial o envíe un correo electrónico a cityclerk@cityofcapitola.gov.

Televised Meetings: City Council meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be rebroadcasted at 8:00 a.m. on the Wednesday following the meetings and at 1:00 p.m. on Saturday following the first rebroadcast on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed "Live" on the City's website by clicking on the Home Page link "Meeting Agendas/Videos." Archived meetings can be viewed from the website at any time.

Gautho, Julia

From: Ryan Murray <rmurray@med-project.org>
Sent: Wednesday, September 2, 2026 7:00 PM
To: Goldstein, Jamie
Cc: Woodmansee, Chloe; City Council; mtran@bwsllaw.com; MED-Project (City of Capitola)
Subject: PLEASE CONFIRM RECEIPT: MED-Project LLC Letter to City of Capitola re Ordinance Sunset
Attachments: 2026-09-02 - MED-Project LLC Letter to City of Capitola re Ordinance Sunset.pdf

PLEASE CONFIRM RECEIPT

Dear Jaime Goldstein,

Please review the attached letter from MED-Project regarding the Safe Drug and Sharps Disposal Ordinance Sunset.

Please contact me with any questions regarding the letter.

Ryan

Ryan Murray

Lead Director, Legal & Compliance

MED-Project®

Medication Education & Disposal

(t) 202/892-6502 (m) 765/481-6312 (f) 866/633-1812

(e) rmurray@med-project.org | www.med-project.org

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September 2, 2026

Jamie Goldstein
City Manager
City of Capitola
420 Capitola Avenue
Capitola, CA 95010
jgoldstein@cityofcapitola.gov

Re: Safe Drug and Sharps Disposal Ordinance Sunset

City of Capitola:

The City of Capitola Safe Drug and Sharps Disposal Ordinance No. 1006, codified as Chapter 8.40 of the City of Capitola Municipal Code ("Ordinance") sunsets "ten years following enactment" on September 8, 2026. See Ordinance § 8.40.150(G). California's statewide pharmaceutical and home-generated sharps and waste program under Senate Bill 212 (2018) ("State Program") preempts the amended versions of the Ordinance. MED-Project LLC ("MED-Project") is contacting the City of Capitola ("City") to inform it that the State Program will expressly preempt its efforts to adopt an urgency ordinance and regular ordinance amending Chapter 8.40 of the Capitola Municipal Code and to reassure the City of uninterrupted access to convenient drug and sharps collection and disposal services.

California's State Program preempts any local stewardship program "with an *effective date* on or after April 18, 2018." Cal. Pub. Res. Code § 42036.2(b)(emphasis added). The City's efforts to enact an urgency ordinance, and address the sunset date, will result in an immediate effective date of September 3, 2026. Cal. Gov. Code § 36937(b). This enactment will result in express preemption, triggering the requirements of the State Program. A regular ordinance would be likewise preempted.

The Ordinance's sunset would trigger the same requirements. The State Program requires that it be expanded into the City upon the Ordinance's September 8, 2026 sunset. See Cal. Pub. Res. Code §§ 42036.2(a) and 42032.2(e).

The City's explanation for use of the urgency ordinance measure is the "lapse of Chapter 8.40 *could* reduce safe disposal options for medications and sharps in the community." (emphasis added). Not so. MED-Project USA, the separate entity that operates drug and sharps collection and disposal programs, is required by the State Program to transition its collection and disposal services into the City upon the State Program's preemption of the Ordinance.

This transition will also alleviate Ordinance implementation issues. This includes, for example, a late plan approval from the City and inequitable treatment of the program operators.

Adopting an “urgency ordinance” to address the expiring local stewardship program is unsupportable, particularly given MED-Project USA’s success in the State Program. The City’s inevitable transition to the State Program does not require “immediate preservation of the public peace, health or safety,” which is necessary for the City to use an urgency ordinance measure. Cal. Gov’t Code § 36937(b); *see also* 216 *Sutter Bay Assocs. v. County of Sutter*, 58 Cal. App. 4th 860, 868 (1997).

As explained above, California SB 212 provides for the expansion of the State Program into the City when the Ordinance expires, so residents will continue to have access to convenient mandated drug and sharps collection services. The suggestion that implementation of the State Program—which operates almost everywhere else in California—would necessitate City action to address emergency circumstances is nonsensical. The sunset is a core feature of the temporary Ordinance. The City has known this date would come for a decade and fails to demonstrate any need for an “urgency ordinance,” and attempting to pass a regular ordinance by urgency ordinance “bypass[es] more formal notice and hearing requirements.” *Sutter*, 58 Cal. App. 4th at 873.

As discussed above, the State Program’s express preemption will be triggered if the City passes an urgency ordinance or regular ordinance amending Chapter 8.40 of the Capitola Municipal Code instead of allowing the Ordinance to sunset on September 8, 2026. MED-Project reserves all its rights regarding the City’s actions and the Ordinance.

Sincerely Yours,



Ryan Murray
Lead Director, Legal & Compliance
MED-Project USA

cc:
Chloe Woodmansee
Assistant to the City Manager
City of Capitola
420 Capitola Avenue
Capitola, CA 95010
cwoodmansee@cityofcapitola.gov

Capitola City Council

Capitola City Hall

420 Capitola Avenue

Capitola, CA 95010

citycouncil@cityofcapitola.gov

(via email and certified mail #9589 0710 5270 2548 8140 54)

Marc Tran

City Attorney, City of Capitola

Burke, Williams & Sorensen, LLP

420 Capitola Avenue

Capitola, CA 95010

mtran@bwslaw.com

(via email and certified mail #9589 0710 5270 2548 8140 61)

Gautho, Julia

From: Irina Butler - ppswg.org <ibutler@ppswg.org>
Sent: Thursday, September 3, 2026 3:40 PM
To: City Council
Subject: Capitola Safe Drug and Sharps Disposal Ordinance
Attachments: PPSWG Capitola Letter.pdf

Good afternoon,
Please see the attached for your review and consideration.
Appreciate your time,
Irina

PPSWG[®]
Pharmaceutical Product
Stewardship Work Group

Irina Butler

Executive Director

Pharmaceutical Product Stewardship Work Group

1800 M Street, NW, Suite 400 South | Washington, DC 20036

(e) ibutler@ppswg.org

20
26

PPSWG Open Enrollment
July 1 - August 28

Complete now!

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VIA ELECTRONIC MAIL

September 3, 2026

Capitola City Council
Capitola City Hall
420 Capitola Ave.
Capitola, CA 95010
Email: citycouncil@cityofcapitola.gov

Capitola City Councilors:

PPSWG is a membership association that brings together producers of branded and generic prescription and non-prescription pharmaceuticals and sharps to address take-back laws for home-generated drugs and sharps, currently comprising 443 members. MED-Project LLC (“MED-Project”) serves as the stewardship organization designated by PPSWG members to implement and operate a stewardship program under the Capitola Safe Drug and Sharps Disposal Ordinance of 2016 (the “Ordinance”), as well as state-wide Covered Drugs and Home-Generated Sharps Programs in California under Senate Bill (SB) 212 (2018).

We are writing to express concerns regarding the Council’s proposed adoption, at a Special Meeting of the Council scheduled for 4 PM on September 3, 2026, of an urgency ordinance (effective date September 3, 2026) and introduction of a regular ordinance (effective date 30 days after adoption) with the intent of amending Chapter 8.40 of the Capitola Municipal Code to remove the existing expiration language in Section 8.40.150(G) of the Ordinance. Background for this proposal was provided in the two-page Agenda Report of the Capitola Public Works Department (the “Report”), which was posted with copies of the proposed ordinances on the evening of September 2, 2026. While the sunset of Capitola’s drug and sharps stewardship requirements would result in the transition of collection services under the state-wide program, the Report only notes that this transition “could reduce safe disposal options” as the City of Capitola has “[n]o transition plan ... presently in place.” In order to preserve the “grandfathered status” of the Ordinance based on its pre-2018 effective date, the Report therefore recommends adopting those additional ordinances to provide for its extended operation.

The Report does not accurately reflect the reality of this program’s transition. As MED-Project’s September 2, 2026 letter to Jamie Goldstein, City Manager describes, “California SB 212 provides for the expansion of the State Program into the City when the Ordinance expires, so residents will continue to have access to convenient mandated drug and sharps collection services.” Further, provision of services under the state-wide program would reduce the administrative burden on producers, on the plan operator, and ultimately on the City of Capitola in attempting to continue operation of its existing mandate. Accordingly, we encourage the Council not to adopt the urgency ordinance or the regular ordinance and to instead allow the Ordinance to sunset under its provisions.

We appreciate your consideration on this issue.

Thank you,

Irina S. Butler

Irina Butler,
Executive Director

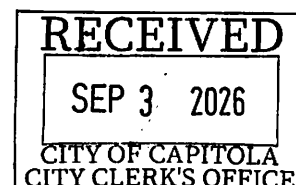
Preface to "My name is Mr. Autumn Forest Henninger, DOB 11/26/76." 10-page document.

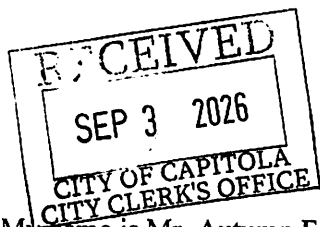
5-14-2026

My email account became inaccessible not too long after I started sending this document which was originally an email. Every time I have tried to open another email account, I have been unable to due to online interference. Subsequently I started writing my fax number on this 10-page document and it has also become inaccessible.

All statutes that relate to the crimes described here are statues that designate these crimes as crimes. There is no statute that allows any of these crimes. What there must have been at the genesis of these systemic crimes was a conspiracy to commit these crimes by people in the government who designated their planned crimes as "approved". The "approval" of committing crimes punishable by the severest penalties in state and federal statute, legally offers no protection at all. Invoking this "approval" (I was just doing my job or following orders) will provide no protection in any legal process I have heard of, be it our civilian legal system or some sort of tribunal. For anyone involved in these crimes as a perpetrator, facilitator or permissive party, I would think, once the dominoes start to fall their best defense would be the ability to show they were in the top 5 or 10 % of individuals working to end these crimes.

Currently my biggest problem is getting food and water from grocery stores free of Noxious Nanotech and biological agents designed for my DNA. Sometimes it's only on/in the food itself and sometimes it's also airborne in the store. Water from any source, sometimes including tap (nanotech in the area around and on the spigot) is hard to get. These noxious substances are applied in collusion between the local law enforcement agency (they organize the neighborhood watch and connect to the Fusion Center), the landlord, the store itself, and perhaps with InfraGard also having input. This is clear, and although not commonplace I have been assaulted with directed energy and noxious substances by local law enforcement themselves. These noxious substances can make my lungs feel as if they have been shellacked and my blood pressure raised. They can cause shallow breathing, heart problems, stomach problems, and sleeping problems that effect overall health. The next biggest problem currently is noxious substances being put in my car, followed by these noxious substances (which also can include drugs) being used on me in any formulation or concentration by any method of application. There is no safe formula or concentration level. I was put in this program by people attempting to murder me, this continues to be their goal.





Attention: City Counsel

My name is Mr. Autumn Forest Henninger, DOB 11/26/76. My email is autumnhenninger@tutanota.com. I am being assaulted with directed energy, noxious substances, and sometimes armed assailants by and at the direction of various government agencies and participants in Neighborhood (Crime) Watch Programs and InfraGard. This is carried out in cooperation through Fusion Centers. These assaults are in relation to an investigation of the Mexican Mafia/Southside neighborhood gangs and associates started in late 2004. These assaults started in March 2017 in Chile with what I reported to Chilean law enforcement as ionizing radiation. This was shortly after I stated that I only left the United States so the government could do whatever it wanted with its investigation/case while I said nothing, but since I had not been left alone (by the United States government operating through proxies) since I was in Venezuela under Chavez, that I was going to return to the United States. There was (is) a pattern of the government trying to establish that I engage in any activities which could cause cancer such as drinking alcohol (they would offer me drinks and invite me to bars) or even drinking yerba mate (there was a study that said it was a carcinogen). It is their MO to try and establish anything that could be used as plausible deniability for my death, for example offering me alcohol when I'm fixing my car or trying to make it seem as if I don't have a torque wrench. I have no vices and am generally risk averse, before the aforementioned assaults started, I exercised frequently. I eat organic and avoid chemicals, perfumes, secondhand smoke and all forms of noxious substances the best I can.

I should advise you that I made sworn video declarations documenting the above description in much greater detail. By all appearances, these sworn Video declarations went into circulation. All indications are that evidence has been obtained, evidence that is no longer exclusively in government(s) possession that would prove in court the truth of what I have stated here. I am certain there are those in the government(s) who know what this evidence is. I believe this evidence includes something like government documents from Chile. Also, I should advise you that although not as brazenly or pervasively I have been assaulted with ionizing radiation in the United States in certain areas under certain circumstances. I have no doubt that I would be assaulted with ionizing radiation again should I find myself in these areas under the circumstances that lead to ionizing radiation assaults on me. You may be thinking: "if this was happening this guy would already be dead". I probably would be if the government successfully used a single lethal dose on me, like was administered to Alexander Litvinenko, but they don't like that hair falls out look. What I have seen is a death by a thousand cuts style attack. Typically, the ionizing radiation assaults are carried out with some sort of pistol like device, a blast that then forms into a cloud which dissipates more slowly or more rapidly depending on airflow. The reaction people have to it varies greatly, I have seen many many people steeped in ionizing radiation during assaults or attempted assaults on myself, some people were repeat victims which is really the tell on how someone reacts to ionizing radiation. Its similar to other noxious substances, some people chain smoke seemingly without bother until they die from cancer and others feel ill from second hand smoke and move away immediately. Some people just sit there in ionizing radiation seemingly not bothered, for the time being, and these people would only require a death by 30 cuts style attack. Perhaps you recall that Hugo Chavez repeatedly claimed the United States was trying to kill him. Hugo Chavez's hair never fell out from radiation assaults; his hair started to fall out as a result of Chemotherapy:

Chavez to Begin New Round of Cancer Treatment

Published December 08, 2015

Associated Press Chavez underwent surgery in Cuba that removed a cancerous tumor from his pelvic region in June. He has not specified where the tumor was located but said the latest follow-up tests haven't detected any sign of malignant cells in his body. He said the chemotherapy is a preventive measure. Chavez has appeared with his head shaved the past few weeks after his hair began to fall out as a result of chemotherapy.

The president said during a televised Cabinet meeting on Saturday that he expects to disappear from public view in the coming days but will remain in contact with government officials and his supporters by phone and Twitter.

"In the coming hours, between today and tomorrow we'll be preparing for the third cycle," Chavez said.....

Chavez had a security team checking for radiation with a Geiger counter:

The Strange Death of Hugo Chavez: An Interview with Eva Golinger

Published December 08, 2015

Investigative journalist Eva Golinger argues that the late Venezuelan leader may have been assassinated by close aides who fled the country following his death.

Mike Whitney May 3, 2016

.....There was another, lesser-known plot against Chavez discovered in New York City during his visit to the United Nations General Assembly in September 2006. According to information provided by his security services, during standard security reconnaissance of an event where Chavez would address the US public at a local, renowned university, high levels of radiation were detected in the chair where he would have sat. The radiation was discovered by a Geiger detector, which is a handheld radiation detection device the presidential security used to ensure the President wasn't in danger of exposure to harmful rays. In this case, the chair was removed and subsequent tests showed it was emanating unusual amounts of radiation that could have resulted in significant harm to Chavez had it gone undiscovered.....

I would draw your attention to HR 2977 "Space Preservation Act of 2001"

from the 107th congress which did not pass but would have addressed the assaults/crimes being committed against me, it reads in part: (ii) **Inflicting death or injury on, or damaging or**

destroying, a person (or the biological life, bodily health, mental health, or physical and economic well-being of a person)--

(I) through the use of any of the means described in clause (i) or subparagraph (B);

(II) through the use of land-based, sea-based, or space-based systems using radiation, electromagnetic, psychotronic, sonic, laser,

or

other energies directed at individual persons or targeted populations for the purpose of information war, mood management, or mind control of such persons or populations; or

(III) by expelling chemical or biological agents in the vicinity of a person.

Also, S2778 114th congress the "Directed Energy Weapon Systems Acquisition Act of 2016". which in part state:

SEC. 2. FINDINGS.

Congress makes the following findings:

(1) The Committee on Armed Services of the Senate noted in the report accompanying S. 1356 (S. Rept. 114-49; 114th Congress) that since 1960, the Department of Defense has invested more than

\$6,000,000,000 in directed energy science and technology initiatives, and that the Committee is concerned that, despite this significant investment, the Department's directed energy initiatives are not resourced at levels necessary to transition them to full-scale acquisition programs.....

.....(4) The Task Force believes that the range of potential application is sufficient to warrant significantly increased attention to the scope and direction of efforts to assess, develop, and field appropriate laser, microwave, and millimeter wave weapons.

I can tell you that the more than \$6,000,000,000 the Department of Defense has invested in directed energy science and technology initiatives has not gone to nothing and that microwave and millimeter wave weapons and others have indeed been fielded, unfortunately they have not been fielded appropriately. They have been fielded treasonously, as defined by 18 U.S.C §2331 Definitions:

As used in this chapter-

- (1) the term "international terrorism" means activities that-
 - (A) involve violent acts or acts dangerous to human life that are a violation of the criminal laws of the United States or of any State, or that would be a criminal violation if committed within the jurisdiction of the United States or of any State;
 - (B) appear to be intended-
 - (i) to intimidate or coerce a civilian population;..... (targeted individuals being a civilian population).....
- (5) the term "domestic terrorism" means activities that—.....same as (A), (B)(i) above.....(C)occur primarily within the territorial jurisdiction of the United States;.....

The Assaults on myself and other targeted individuals meet the 18 U.S.C 2331 definition of terrorism both international and domestic, as well as the following definition in 6 U.S.C. § 101(18):

(18)The term "terrorism" means any activity that—**(A)**involves an act that—**(i)**is dangerous to human life or potentially destructive of critical infrastructure or key resources; and **(ii)**is a violation of the criminal laws of the United States or of any State or other subdivision of the United States; and **(B)**appears to be intended—**(i)**to intimidate or coerce a civilian population;.....(targeted individuals being a civilian population)

Terrorism is Warfare.

The preamble to the United States Constitution reads: We the People of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defense, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America.

The United States/California is "We the People" and Treason is the only crime defined in the United States Constitution in article 3 section 3, but it states, "congress shall have the power to declare the punishment for Treason". They have done so in 18 U.S.C 2381.

18 U.S.C 2381 Treason: Whoever, owing allegiance to the United States, levies war against them or adheres to their enemies, giving them aid and comfort within the United States or elsewhere, is guilty of treason and shall suffer death, or shall be imprisoned not less than five

years and fined under this title but not less than \$10,000; and shall be incapable of holding any office under the United States.

Also

CA Penal Code 37 Treason:

(a) Treason against this state consists only in levying war against it, adhering to its enemies, or giving them aid and comfort, and can be committed only by persons owing allegiance to the state. The punishment of treason shall be death or life imprisonment without possibility of parole. The penalty shall be determined pursuant to Sections 190.3 and 190.4. (b) Upon a trial for treason, the defendant cannot be convicted unless upon the testimony of two witnesses to the same overt act, or upon confession in open court; nor, except as provided in Sections 190.3 and 190.4, can evidence be admitted of an overt act not expressly charged in the indictment or information; nor can the defendant be convicted unless one or more overt acts be expressly alleged therein.

The enemies of the United States/California (We the People) are whomever (foreign or domestic) levies war (terrorism) on them or adheres to their enemies (which is Treason in and of itself).

A few of the many laws violated in the commission of crimes being committed against me are:

18 U.S.C §241. Conspiracy against rights

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

18 U.S.C §242. Deprivation of rights under color of law Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such person being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.

18 U.S.C §2382. Misprision of treason

Whoever, owing allegiance to the United States and having knowledge of the commission of any treason against them, conceals and does not, as soon as may be, disclose and make known the same to the President or to some judge of the United States, or to the governor or to some judge or justice of a particular State, is guilty of misprision of treason and shall be fined under this title or imprisoned not more than seven years, or both.

18 U.S.C §1584. Sale into involuntary servitude

(a) Whoever knowingly and willfully holds to involuntary servitude or sells into any condition of involuntary servitude, any other person for any term, or brings within the United States any person so held, shall be fined under this title or imprisoned not more than 20 years, or both. If death results from the violation of this section, or if the violation includes kidnapping or an attempt to kidnap, aggravated sexual abuse or the attempt to commit aggravated sexual abuse, or an attempt to kill, the defendant shall be fined under this title or imprisoned for any term of years or life, or both.

(b) Whoever obstructs, attempts to obstruct, or in any way interferes with or prevents the enforcement of this section, shall be subject to the penalties described in subsection (a).

Based on my and other targeted individuals experience 18 U.S.C 1584 is applicable because targeted individuals brains are mapped and fed into an Artificial Intelligence computer which has the ability to recognize the targeted individuals thoughts, emotions, and biological activity. There is a bio feedback loop between the targeted individual and the Artificial Intelligence. Probably you have heard of cases of AI software development companies getting into problems for scanning copy written books into their AI software. The AI targeted individuals are connected to scans humans into itself. The AI increases or decreases the Intensity of assault on the targeted individual based on many factors. Targeted individuals conform their thoughts, behaviors and actions attempting to lessen the assaults on them (directed energy and otherwise). Some of what I have explained here is similarly explained By Dr Robert Duncan and an electronics engineer named Dave Chase. In my experience this system functions largely on nanotechnology being introduced into the body of the targeted individual which acts like a transceiver for the directed energy. The following descriptions are somewhat similar to my experience:

AI makes non-invasive mind-reading possible by turning thoughts into text

This article is more than 2 years old Advance raises prospect of new ways to restore speech in those struggling to communicate due to stroke or motor neurone disease

The Guardian

Hannah Devlin *Science correspondent*

Mon 1 May 2023 11.00 EDT

Share

An AI-based decoder that can translate brain activity into a continuous stream of text has been developed, in a breakthrough that allows a person's thoughts to be read non-invasively for the first time. The decoder could reconstruct speech with uncanny accuracy while people listened to a story – or even silently imagined one – using only fMRI scan data. Previous language decoding systems have required surgical implants, and the latest advance raises the prospect of new ways to restore.....

also from psypost.org:

Home Exclusive Artificial Intelligence Researchers combine AI and fMRI to predict the emotional relevance of spontaneous thoughts

by Eric W. Dolan

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A new study led by researchers from the Center for Neuroscience Imaging Research in South Korea and Dartmouth College has revealed that brain activity can predict how people emotionally experience their thoughts. Using brain scans and personalized story narratives, the team developed a method that combines brain imaging with machine learning to decode the emotional aspects of thoughts in real time. The research was published in the Proceedings of the National Academy of Sciences.

This mind reading bio feedback loop torture, including my genitals, and the aggravation and injury of my numerous orthopedic problem areas (this is injurious to all healthy joints also) due to directed energy, as well as all of the types of assaults violates everything in the first section of the first article of the California Constitution:

We, the People of the State of California, grateful to Almighty God for our freedom, in order to secure and perpetuate its blessings, do establish this Constitution.

ARTICLE I DECLARATION OF RIGHTS [SECTION 1 - SEC. 32]

(Article 1 adopted 1879.)

SECTION 1. All people are by nature free and independent and have inalienable rights. Among these are enjoying and defending life and liberty, acquiring, possessing, and protecting property, and pursuing and obtaining safety, happiness, and privacy. *Sec. 1 added Nov. 5, 1974, by Proposition 7. Resolution Chapter 90, 1974.)*

Universal Citation: CA Constitution art XX § 3

SEC. 3. Members of the Legislature, and all public officers and employees, executive, legislative, and judicial, except such inferior officers and employees as may be by law exempted, shall, before they enter upon the duties of their respective offices, take and subscribe the following oath or affirmation:

I, _____, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.....

18 U.S.C § 241, § 242, and § 1584 subject the perpetrators of these crimes to the possible application of the severest penalties in the legal system due to aggravated sexual abuse (as stated in Jovanka Bickle's letter from the Richmond city council, other targeted individuals (T.I.'s) I have heard, and also my experience) because directed energy hits the TI's genitals. In my case specifically (I can't speak for all other T.I.'s on this matter) due to an attempt to kill (ionizing radiation). Being hit with non-ionizing radiation I believe is cancer causing in the long term, it certainly degrades the health, it is torture on a sliding scale depending on intensity level and type used but the perpetrators of these crimes will claim this is non-lethal weaponry. compared to ionizing radiation it is unless the perpetrators successfully drive a victim to suicide or a mass shooting which seems to be their goal (as stated in Dr. Daniel Lebowitz presentation to the senate, Mayron May etc..) but there is no discussion in the scientific community about whether or not ionizing radiation is cancer causing, it simply is. It depends on many factors if someone dies from it, do they sense it and move away, are their habits healthy (diet and exercises), do they have any vices. Fortunately I was in world class excellent shape when this started in Chile (since I couldn't work much because of the attempt to build a tax case against me, I exercised a lot instead), I had no, nor do I have any vices and I quickly figured out I was being assaulted with ionizing radiation and had all the factors for survival in my favor. I am of course well below the poverty line in California due to the extremely limited income opportunities associated with having to move around all the time trying to limit the assaults on me, my property, and any food I could buy in a store or pick from a tree (all of which

becomes noxious). The government/nongovernment perpetrators of these assaults on me like to portray my poverty-stricken movements (attempting to lessen the severity of the assaults on myself) as me just doing what I love, travelling. These noxious substances are designed for the targeted individuals DNA, being inert to all others. This allows these noxious substances to be applied to or put in any product anywhere in the chain of custody from manufacture to retail through the various businesses participation in their neighborhood watch program or InfraGard. In some areas mice are put into the engine compartment of my car and they make their way through the firewall area to the inside. The mice cause damage by chewing wires but also have a noxious substances applied to them which contaminates my possessions which then have to be put in the trash. My vehicle has had the trim above windows cut into causing them to leak and I found my oil pan drain plug turned out just shy of the leaking point.

The nature of this ongoing 21 year "investigation"

Rather than just playing it straight and prosecuting their case the government started committing crimes pretty much immediately. They tried to get money marked as proceeds from illegal activity into my possession through a variety of means including as payment for a Ford Bronco. I would only except payment by money order with "for Ford Bronco written on it" I wrote this into a brief sales agreement which caused the governments proxy to lose interest in selling the Bronco, the proxy facetiously said, "I will have the buyer write for Ford Bronco and not narcotics on the money order". The proxy had already refused my offer of placing an ad in the newspaper (solely at my expense) and said he wanted to advertise online only. With the sale foiled the government then apparently pivoted to a plan to plant narcotics in the Bronco. Their proxy (my friend who had been busted for mortgage fraud surly, since he told me what he did previously) warned me about it and I moved the Bronco off the street. I then consulted an attorney and tried to have an ad placed in the Sacramento Bee but I was told they would not run such an ad. I had the ad placed in the Sacramento news and review and it also ran in the Chico news and review. The add was not exactly what I had written it was a bit jumbled but it did state my initials AFH and my month and year of birth 11/76, as well as something to the effect that the government was attempting to plant narcotics or marked money on me or otherwise incriminate me in crimes of which they knew I was innocent. This ad ran in 2005. I have no doubt that on more than one occasion the government attempted to get me killed by directing their proxies to try and get me to change my course and put me in a position where waiting would be assigns under surveillance could kill me. While I have no doubt it happened more than once I'm sure it happened at least once because the government's proxy (my ex-housemate) told me about it a bit after attempting to get me to go to the spot (unsuccessfully) where the would-be assassins were waiting for me. The Government had done something similar a few years earlier during an investigation dubbed "Operation Black Widow" when on May 21, 2001 law enforcement surveilled the situation at Caps Saloon in old town Salinas while Armando Frias called Roque "Boxer " Martinez and asked him to bring a gun he then used to shot Ray Sanchez in the Back of the neck. I recall that Frias's Attorney found out that the government surveilled the whole situation and did nothing to warn Sanchez of his impending death. Frias's attorney was then able to make a deal with the government to get Frias a life sentence rather than go to trial and face a possible death sentence due to his having discovered this info. I have no information that the government caused Sanchez's encounter with his assassin as they attempted in my case but if they did lure Sanchez to his death they got away with it because Sanchez is unable to comment, being dead. His death (circumstances left completely undiscovered) would have strengthened the government's case. My death would have strengthened the government's case also. The government would have then had a free hand to invent whatever scenario best suited their ends in presenting their case without having me around as a loose end to possibly cause them problems as they subverted the justice system.

Most of this 21 year "investigation" consists of the government attempting to force me into situations where I will have to break some/any law, rule, or regulation and since 2017 using torture as a means of forcing me to or preventing me from doing whatever it is they want or don't want me to do. I'm the only person I know of who is not being directed by the government, this is why I don't talk to anyone at all unless it's a necessity or occasionally a one-time exchange, I have no personal connections with anyone

anymore because I'm only ever talking to some government employee or contractor for some company participant in the neighborhood "crime watch" program or InfraGard. There have been instances of classifying me as female that I have never experienced before, I am male and have never ever classified myself as anything other than male. Perhaps there is a plan to portray me as transgender as an explanation for my being single and childless. I believe this first occurred after I explained my grandfather wouldn't call me Autumn because it's a girl's name. Things like this commonly occur, I give these perps an idea and they run with it. They always seek to cover up the crimes they commit.

They obviously never want me to work my profession, unless I first go through a training course so they can point to how I learned my work or at least to beg for a chance as an apprentice, the truth is I am excellent at my work. Unfortunately, I can't stay in one place long enough to comply with the requirements to get the license in California or anywhere because I have to move all the time to lessen the assaults on myself. It was also a license issue that forced me out of the US years before, again a situation that seemed impossible to remedy because I have physical limitations (I'm disabled if I don't take care of myself and do work that's suited to my limitations or that I can choose which jobs I take or spend more time to complete tasks). I'm sure I could have passed whatever test to get the license. It seems the government should stick to identifying actual crimes with victims, then investigating and prosecuting rather than just endlessly camping out on someone like vultures (now international vultures with cattle prods, prodding me into impossible situations that I still manage to get through but at the expense of sucking my whole life away. The situation with everybody is like invasion of the body snatchers anyone I know or talk to is somebody(s) else. The government and non-government players here are not a monolith some want to do one thing others something else and they come to a consensus based on certain factors. I've been prevented from/forced into having a Driver's license in one state versus another. The CA franchise tax board told me they filed 3 tax liens based on nothing other than their claim that I had a city business license (which they renew automatically for a number of years), that is they had no indication of either income or expenses. One of the first questions I recall the tax board rep asking me was if I was in the US during their tax assessment years, I told the reps the onus was on them to prove a crime or violation, to show income or expenses. They billed me over \$5000. I spent a lot of time dealing with this. By all appearances it was (is) all part of this ongoing 21 year "investigation". I ended up making a complaint about it and sending the FTB the appeal of Blair S Bindley. I got a "we can't comment" response to my complaint and I haven't heard anymore from them. This tax bill seemed to coincide with my name appearing online from a background check company as guilty of something in a laundry list of possible crimes from sex offender to unpaid ticket or debt. I have been written a fix it ticket which was simply never turned in making it unpayable. I checked on it many times, apparently it is material for the online laundry list smear of my reputation.

In Venezuela, when Chavez was finally murdered, I had to switch the type of work I was doing so I could work under another's business license. Mind you I was an undocumented immigrant at the time, still the government was trying to build a tax case against me. Murdering a President is an effective way of getting cooperation from his former Vice President. Prior to my career switch the government was rolling my clients who either worked with them to bust me or attempt to just make me look bad (for example making it hard for me to return books lent me so they could say I was a book thief). I still did not want to return to the United States; I hoped someday the US government would conclude their "investigation" and try their case. In Chile I did The paperwork and paid the fee (which was expense because it's the same price a Chilean pays in the US) for a visa. I was approved but simply never given the visa so I couldn't collect or pay taxes, which nobody I worked with did with no problems, it only seemed to be a thing in the good areas, same as in Venezuela. I often lived in poor areas that many people would not want to even go to out of concern for their safety. I lived in these areas out of economic necessity due to my own poverty created by the government being camped out on me trying to build a tax case or whatever case against me. This limits my income, then as now, unless I just want to live life and get busted like seemingly everybody else does. The government always wants to paint the picture I was running around South America (and now the US) in poverty due to "my love of travel". The truth is I was looking for any place I would be left alone or at least less bothered by the government. In Chile after my visa was

approved but never given to me the government tried to establish that I simply didn't want to collect or pay the taxes and build a tax case against me. So, I worked little in order to foil the tax case. This led me to explain to the government through their various proxies that I would not say anything about their investigation or case, and I would never return to the United States. I told them I hoped they were successful so this would all be over and I could get my life back. For perspective, I could have made video declarations years earlier in the United States, the government had already committed many serious crimes in their "investigation," but I did not because I thought it was best to just stay out of their way so they could get what they want, I had been attempting to appease them for years at this point, I never wanted to leave the United States at all. Any country I've been in no matter how dangerous or poor the economy is far far better than the US with the government continually camped out on me for years. And this was before the directed energy and noxious substance assaults on me started, as is the case now.

There is a consistent pattern of members/participants in these "Crime Watch" programs accusing me of being a pedophile and they seem to really believe it, this includes the people speaking through neighborhood watch members either using a tiny earpiece and camera or as increasingly seems to be the case, using other technologies such as the device that induces sound in the head using microwaves (US patent 4877,027) which I included in this email as an attachment. I have increasingly explained to neighborhood watch members, and at the same time those who are speaking through them the real story which has over the years led to a reduction in the number of pedophile accusation events, but they still persist and can sometime be a danger. To be clear I'm not a pedophile. I've never been arrested and have no criminal record apart from rare routine tickets which when they have occurred generally do not seem naturally occurring. They are usually a chance to ask me questions. The most frequently asked is do I have a CA driver license, and on more than one occasion recording my license and address as appears on my old CA driver license despite my explaining I don't have a CA driver license and handing over a valid Nevada driver license. To be Clear I got that California Driver license in 2017, I'm not sure exactly why that expired license is such a subject of interest. I was Long Prevented from getting a California driver license by torturing me with directed energy as usual or common tactics like disconnecting my calls to DMV after being on hold over an hour. I have only recently been able to get a CA driver license because my Nevada driver license finally expired. The address I entered for my current CA driver license was changed from perfectly legible when I entered it into something nonsensical at the next screen where the DMV employee has the customer review the information and it had to be changed back to what I had entered. One reason I was stuck with the Nevada Driver license so long was I went to the Nevada DMV for vehicle registration; it was the end of the day for DMV. The last time I remember seeing my Nevada Driver license was in the hand of the woman helping me at the DMV. I realized just outside the door I didn't have my driver license. I turned to reenter, but the door was locked, the guard said the woman said she didn't have it and they didn't see it on the ground, they would not let me in. The next day the woman said she didn't have it, it was nowhere to be found, I had to get another Nevada driver license and the expiration date started anew extending the governments game with my licensee some years. I believe this license ploy was partly to keep the address from my old California license in the In the DMV and law enforcement systems since that address falls within the Jurisdiction of the Us Attorney -Eastern District of California and the Sacramento Fusion Center. This is the jurisdiction where the majority of the crimes committed by the government some 21 years ago took place. Perhaps this license ploy is so they can cling to "jurisdiction" over me.

here is a list of documents I have included as attachments:

1. The March 14, 2014 affidavit of ex FBI Agent Geral W. Sosbee, 3 pages
2. The March 7, 2007 affidavit of Geral W. Sosbee, 2 pages
3. United States Patent Number 4,877,027 Date of Patent Oct. 31, 1989 (sound is induced in the head by radiating the head with microwaves), 1 page
4. United States Patent number 7,784,390 B1 Date of Patent Aug 31, 2010 (solid State non-lethal directed energy weapon), 1 page
5. Letter from Richmond City Council Dated May 6, 2015, by Jovanka Beckles addressing the

crimes I reported and the systematic coverup of such crimes, as reported by citizenry to her, 2 pages. 6. Presentation submitted to the Senate Hearing on "The State of Civil and Human Rights in the United States" on Tuesday December 9, 2014, by Dr. Daniel Lebowitz, 10 pages. 7. January 14, 2019 article: Kevin Douglas Limbaugh kills Davis cop + Limbaugh's suicide note, 1 page 8. New Games, Same Aims: CIA Organizational Changes, an interview of Author Douglas Valentine by Guillermo Jimenez of De-Manufacturing Consent, 11 pages. 9 Article dated August 27, 2010 titled: secretly forced brain implants Pt111: Ex-SS, FBI contractor defends targets, featuring former United States Marine Corps Criminal Investigator, Secret Service and FBI intelligence contractor William ("Bill") J. Taylor, 6 pages. 10. https://en.wikipedia.org/wiki/Operation_CHAOS about operation CHAOS or MHCHAOS, 4 pages. 11. Homeland Security: The Phoenix Comes Home to Roost by Douglas Valentine, 10 pages. 12. Creating a Crime: How the CIA Commandeered the Drug Enforcement Administration by Douglas Valentine, 6 pages 13. AP article by Susan Bryan, Jim Mustian, and Joshua Goodman dated June 29, 2026: New Mexico governor says state could seek billions after DEA let fentanyl hit streets, 2 pages 14. Article by Douglas Valentine: Flight of the Phoenix from Vietnam to Homeland Security, dated August 25, 2022, 7 pages 15. Page one of petition: 3,500+ architects & engineers call for new investigation of destruction of the 3 world trade center skyscrapers on 9/11/2001, from AE911Truth.org, 1 page. 16. Unclassified Memorandum For The Secretary Of Defense subject: Justification for US Military Intervention in Cuba known as operation NORTHWOODS, 15 pages. 17. Homepage for <https://honorlibertyvets.org>, 4 pages. 18. "A New Pearl Harbor" December 16, 2002 article by John Pilger, 3, pages. 19. Bio of Edward Lansdale from spartacus-educational.com, 22 pages. 20. synopsis of OPERATION MONGOOSE from spartacus-educational.com, 5 pages. 21. Consent Resolution adopted by the Human rights Council of the United Nations General Assembly on 6 October 2022 51/3 Neurotechnology and human rights, 2 pages. I quote from this resolution "Framework sets out that States have a duty to protect and that business enterprises, including technology companies, have a responsibility to respect human rights. Bearing in mind that Neurotechnology allows the connecting of the human brain directly to digital networks through devices and procedures that may be used, among other things, to access, monitor and manipulate the neural system of the person."

I have no reason to question the veracity of the attached documents other than the perpetrators of these crimes against me generally interfere in whatever I'm doing and regularly hack into whatever computer I'm using to erase or change the contents of my emails. You could easily ascertain the veracity of the documents. Just in case the documents attached to this email are sabotaged altogether I have copied and pasted one below.

Presentation submitted to the Senate Hearing on “The State of Civil and Human Rights in the United States”

Tuesday December 9, 2014.

My name is Dr. Daniel Lebowitz. I'm a medical doctor. Over the past two years, I have worked with a Human Rights organization called Freedom From Covert Harassment and Surveillance, or FFCHS. People in this organization state that they are being targeted by an illegal and unethical government program that represents a modern version of COINTELPRO and MK-ULTRA combined. These victims call themselves **targeted individuals, or T.I.'s**.

I have worked with the leadership of FFCHS, and I have worked with the medical committee as well as with the Board of directors. As a result, **I have communicated with hundreds of self-described targeted individuals.**

Additionally, I have worked with two other activist physicians on behalf of targeted individuals: Dr. John Hall and Dr. Terry Robertson. **I have also worked with Dr. Robert Duncan, a scientist turned whistleblower, who states that he has worked on some of the very weapons systems that are used in the remote electronic harassment that many targeted individuals say they experience.**

My presentation today is entitled:

Targeted Individuals: Covert Repression in the 21st Century

OVERVIEW

To understand the Targeted Individual phenomenon, you need to understand several things about it. You need to understand the societal and political and human rights trends which allow it to occur. You need to understand what the program is. You need to understand what the goals and the purpose of the program are. You need to understand who gets targeted. You need to understand where the program came from, in other words, compare it to counterintelligence programs and unethical human experimentation of the past. And you need to understand the implications of the program, and what it means for the future. Finally, we'll take a look about what must be done about it.

STATE OF HUMAN AND CIVIL RIGHTS IN THE US: THE EMERGING POLICE AND SURVEILLANCE STATE

In the United States, in short, we are seeing the emergence of a police and surveillance state. Former **President Jimmy Carter** recently wrote in the *New York Times*, **“The United States is abandoning its role as the global champion of human rights.”** In his article, Carter points out that top US officials are now **openly targeting US citizens for political assassination, “disappearance,” unlimited surveillance, and other forms of gross human rights abuse.** Are people prepared to call a former U.S. President a conspiracy

theorist? Or has the U.S. strayed far from its roots as a democracy where rule of law and human rights are uniformly respected?

THE PROGRAM

What is the Targeted Individual program that these people are complaining of? It is many things all at once. It is a discrediting and disruption campaign, similar to COINTELPRO. In some cases (not all) it is a torture/trauma-based brainwashing and mind-control program like MK-Ultra. It is a secret form of repression, persecution and psychological warfare, carried out in the community largely by regular people, along the lines of Stasi or Zersetzen torture. It is a political abuse of psychiatry, as has been carried out in many countries as a way to torture and discredit dissidents. Finally, it is unethical non-consensual human experimentation on unwitting subjects with advanced directed energy and psychotronic weapons systems. **Overall, it represents a coming together of the most vicious and effective tools and weapons for covert harassment and political control of dissidents, activists, whistleblowers, agitators, and other so-called “undesirables” that the world has ever seen.**

What are the goals and purposes of the program? Again, they are many. **But, in a word, the neutralization of the target.** Let's start with understanding the mindset of the state. President Obama's information czar, former Harvard Law professor Cass Sunstein, co-authored a paper in 2008 which advocated that the government should “cognitively infiltrate” and “disable” those who have ideas the government finds threatening, for example, 9/11 truth activists. **Now, at a minimum, this suggests running illegal COINTELPRO-type disruption campaigns against people.** But, more interestingly, let's parse the words carefully: “cognitively infiltrate” and “disable”. Cognition refers to the mind, or to thought. Infiltrate means to penetrate with hostile intent. **So, literally, this means to penetrate the minds or thought processes of so-called “troublesome” individuals, with the intent to disable them.** Fascinating, in light of what targeted individuals say that they experience.

So, more specifically, what are the goals of the program?

1. Force the target to stop “unacceptable” activity (whistleblowing, activism, exposing corruption, etc.). Silence the target both about their original activism and about their targeting.
2. Subject target to noise campaigns, swarming, colors, or repetitive behaviors as a form of harassment.
3. Attack any psychological weaknesses. Cause target to blame themselves for their targeting and as such destroy the will to fight back.
4. Create a track record of so-called “mental illness”, useful for both discrediting and plausible deniability.
5. Discredit the target.
6. Isolate the target from all forms of support using secret notifications, slander, and covert harassment carried out largely by regular people.
7. Encourage the target to lose hope and lash out in suicidal or homicidal rage secondary to covert harassment, and destruction of the target's life.
8. Set target up for possible institutionalization or arrest.
9. Damage or ruin the career and/or finances. In some cases, break up the family. In

- some cases, cause the target to lose their home.
10. After breaking the target's will to fight, in some cases, attempt to change the mindset, politics, ethics of the target. Create a mindset more useful to the state. Evaluate the potential for corruption or even recruitment.
 11. **To summarize: the goal is the neutralization of the target. Exactly the goal pursued by the former COINTELPRO.**

THE TARGETS

Ok. So, who gets targeted by this program? There's a lot of overlap with COINTELPRO. COINTELPRO targeted "Perceived threats to the Established Political and Social Order". Which, in practice during COINTELPRO meant primarily those pursuing greater social and economic equality, peace activists, dissidents, so-called "unfriendly" politicians, and even non-conformists. In some cases, it can be proven that counter-intelligence operations have been undertaken against those aware of high-level criminality or wrong-doing. Like everyone else, many targets have weaknesses, foibles, flaws, problems, etc. Some have addictions. Any perceived weaknesses (manufactured, real, or exaggerated) are used viciously to aid in the discrediting of the target. Let's learn from some actual examples of people who became targets for covert operations:

1. **Thomas Drake, NSA Whistleblower: Forced out of his job, blacklisted, financially ruined, forced to defend himself against criminal charges, placed under physical and electronic surveillance.**
2. **Jean Seberg.** Actress and civil rights activist. Supporter of the Black Panther Party. Experienced FBI **Surveillance, harassment, stalking, break-ins, intimidation, defamation and discrediting.** Victim of a false FBI story that she was pregnant by a Black Panther Party member, while married to a white husband. The stress of this caused premature delivery of her baby, which died at 2 days of age. The baby was white. Eventually committed suicide.
3. **Arnold Lockshin.** A Cancer researcher and supporter of socialism. **Experienced surveillance, harassment and threats by strangers, break-ins, psychological warfare, implied death threats through the 1970's and 1980's. Eventually sought asylum from Russia and was immediately fired, blacklisted, accused in retrospect of mental instability and deteriorating work performance. Notably, reported that even his children's classmates and his own father had been brought into a Stasi-like campaign against him and his family.** Wrote a book about the ordeal in 1988 called "Silent Terror: One family's history of political persecution in the US." The book was never published or distributed in the US. On the web: ArnoldLockshin.Wordpress.com. By the way, his work performance and mental stability in Russia are apparently just fine.
4. **Adrian Schoolcraft.** Blew the whistle on corruption, wrongful arrests, arrest quotas, and the stop and frisk program within the NYPD in 2009. **Received on the job harassment and was shunted to the NYPD psychologist. Within 3 weeks after reporting corruption he was involuntarily committed to a psychiatric ward, handcuffed to a bed and prevented from using a telephone. He was portrayed as paranoid during his hospital stay, which lasted 6 days. After discharge, he was suspended from the force without pay. Tapes he had made were eventually reported by the New York Times and others and he has been largely vindicated.**
5. **Dr. Lawrence Doerr.** Orthopedic surgeon. As reported in the NY Times, wrote an

open letter to fellow surgeons in 2008 warning about a flawed hip prosthesis.

Subsequently **became the target of a whisper-campaign that questioned his skills and competence as a surgeon.**

6. **Russell Roderick.** Insulted a powerful, politically connected firm by refusing continued employment. Unclear if he was aware of high-level wrong-doing. Has been the target of a 25 year, **multi-national campaign (you will find that these programs are multi-national and follow targets wherever they go) including slander, character assassination, allegations of incompetence, paranoia, drug-addiction, sexual deviance, and being "a deranged, suicidal maniac."** Has experienced **blacklisting, financial devastation, isolation, stalking and overt surveillance, street theater, telephone/computer and mail tampering, Stasi-like manipulation of people into a campaign against him, death threats, intimidation, harassment, and a shut-down of all avenues of support.** He refers to this as Zersetzen torture. On the web: Zersetzen.wikispaces.com.
7. **Greenham Common Women's Peace Protestors.** In the 1980's, were protesting the presence of US cruise missiles at an English air force base. **Came under microwave weapon attack in 1984. Scientists from Electronics Today demonstrated the presence of electromagnetic waves.** Dr. Robert Becker, twice nominated for the Nobel prize, found their symptoms were consistent with exposure to a microwave weapon. Every time a cruise missile convoy was ready to drive by, these women were experiencing severe headaches and unbearable fatigue, etc.
8. **Andy Lewis and friends.** A group of former British soldiers. Became targets of full-on gang stalking in 1996 after attempts to draw attention to what they viewed as an unethical experimental vaccine program that had been given to Gulf War soldiers in 1991. These men have experienced **blacklisting, covert harassment, directed energy and psychotronic weapons attacks, overt and covert surveillance, stalking, secret notifications, etc.** They have made two excellent websites: targeted-individuals.com and gang-stalking.com.
9. **A long list of 9/11 truth activists** have reported being **targeted with electromagnetic weapons and death threats. Some have died under suspicious circumstances.** US Army Major Doug Rokke, PhD physics from University of Illinois, former head of the US Army depleted uranium cleanup project after Gulf War I, says these weapons are very real, and commonly used in military circles. He has described how he personally used such weapons on a regular basis while training with Special Forces at US Army facilities: "We had them van-mounted, truck-mounted, plane-mounted, and hand-carried. We would go around zapping each other for fun. This was during exercises, or sometimes just as a practical joke." Rokke further stated that, based on his firsthand knowledge of US military mind-set and capabilities, **9/11 truth activists have undoubtedly been targeted by exotic non-lethal (and lethal) weapons.** Remember again Cass Sunstein, who openly advocated cognitive infiltration and disabling of 9/11 truth activists. Is he talking about psychotronic weapons attacks?
10. **Jill Hansen.** Professional surfer, model and entrepreneur. She received wide acclaim for her performance in a TED speech in 2010 about her spiritual values and altruistic beliefs, Entitled "Open Mind, Open Heart". In the talk she espouses values including compassion, honesty, integrity, generosity, belief in God, charity, hope, faith and love. She concludes by stating that the world would be a more beautiful place if we all thought this way. **Within weeks after this talk, which received a lot of publicity, she found herself the victim of stalking and electronic harassment.** Fast forward

a few years. Unfortunately, In May 2014, she was charged with attempted homicide for allegedly running over a woman intentionally with her car. TI's report that attempting to get them to act out inappropriately with strangers is a common protocol. A couple interesting facts: 1) **none of the news stories mention that she considered herself a TI and 2) Interestingly, The local Neighborhood Watch Group's 500 members had been alerted about Hansen—supposedly for reckless driving. A representative of the group was reported as saying, "We need everybody to be on the lookout for her, it's that scary."** So here we have someone reporting being a victim of organized stalking, and it turns out that—HELLO—there was a group of at least 500 people deliberately on the lookout for her.

11. **Ted Gunderson.** Worked for the FBI from 1950 – 1979. Former head of the Los Angeles FBI, where he was in charge of 700 personnel and had a budget of over 22 million dollars. **In 1979 he was one of a handful interviewed for the job of FBI director, which ultimately went to William H. Webster.** He retired and started a private investigation firm. He became a whistleblower and eventually filed an affidavit in support of attorney and targeted individual Keith Labella in his FOIA request from the FBI regarding gang stalking. Gunderson explained: **"It is my professional opinion based on information, knowledge and belief that the information sought by Mr. Labella in this FOIA suit regarding gang stalking...reasonably describes an ongoing, active, covert, nationwide program that is in effect today and...has been in effect since at least the 1980's...[and] has increased in scope, intensity and sophistication by adapting to new communications and surveillance technology."** As a whistleblower, Gunderson was himself targeted. He experienced whisper campaigns, surveillance, phone tapping, computer hacking, poisonings, group stalking, aerial stalking and more. **Stated that based on his experience, victims are targeted for a variety of reasons including government and corporate whistleblowers, parties to financial and employment disputes, parties to marital disputes (usually divorced women), and even jilted paramours. Journalists covering controversial issues, and, even attorneys and private investigators representing unpopular clients or interests.** Gunderson's affidavit can be viewed on the internet, and in my opinion, is a fascinating read.
12. **William Binney-** An NSA whistleblower. **Has stated he is well-aware of mind control technologies.**
13. There has been a steady increase of **mass shootings** every year since 2000 from 5 per year until now, about 16 per year. Many of them were complaining of electronic harassment and/or organized stalking, stating that this led them to attack. This is being largely ignored and/or covered up by the media. **Does a faction of our government actually want gun violence in the US, perhaps as a pretext to reversing gun rights, or even individual rights in general?** Let's discuss 3 mass shooters.
14. **Jiverly Wong-** Chinese Immigrant. Reported being targeted with covert harassment for 18 years. Reported experiencing: stalking, harassment, chemical attacks, nausea, shortness of breath, job harassment and job loss, spreading of rumors, phantom touching at night while sleeping, home entry and theft of funds from his home, vehicular stalking and harassment, electronic body shocks. Became a mass shooter of 14 people including himself. Blamed his harassers for the killings. **Paranoid? Or victim of a high-tech covert operation that he could not even begin to understand?** Let's not forget that some goals of COINTELPRO included trying to get people to commit suicide (e.g. MLK) or trying to get people to commit serious crimes (e.g. Black Panther Party members) in order to discredit and

destroy them.

15. **Aaron Alexis-** Ex-Navy veteran. Navy yard shooter. Contacted FFCHS stating he was under ELF weapons attack and was being stalked and surveilled, and he believed this was at the hands of the Navy. Interesting things about his case. **1) Although he corresponded with FFCHS, thus identifying himself as a TI, and stating his belief that the Navy was attacking him, the FBI after investigating and speaking with FFCHS Board members, insisted that he was a random shooter with no motive.**

2) A heavily armed SWAT team was in the vicinity of the Navy Yard when Alexis started his shooting rampage and was on site within 5 minutes. Inexplicably, they were ordered to stand down and leave the area. The shooting rampage subsequently went on for 45 minutes.

16. **Myron May.** A promising, young black attorney. Worked first for a well-known law firm and subsequently trying to help disadvantaged children. Cared about people and about God. Reported being recently targeted with directed-energy weapons and law enforcement harassment. Decided to draw attention to the abuse by mailing packages of information to 10 people, shooting people, and "suicide by cop". **He made his goal clear by ending his letter saying, "what targeted individuals need more than anything is media attention." These packages were confiscated by Federal agents.** His suicide note described, "financial, emotional, and psychological pain....a living hell" inflicted upon him as a targeted individual. He stated: **"Our government is able to capitalize on [the] lack of knowledge among the general population to curb sentiments toward questioning the mental health of targeted individuals rather than admitting the truth: that there is a system of covert torture of ordinary innocent citizens that is happening within our borders."** He believed there was no hope for him and so he stated, "Consequently, I am making a sacrifice so that others in my same position might have a chance at a normal, harassment-free life." **He shot three people. None of them died. I wonder if, even when driven to extremes by secret government torture, whether he was still too moral to bring himself to kill...**

Ok, so we know who it happens to. We know this is the most sophisticated take-down program the world has ever seen. So, where do all these tactics and techniques come from? Well, as I mentioned before, a look at historical programs is highly instructive here.

RELEVANT HISTORY: COINTELPRO, MK-ULTRA, STASI / ZERSETZEN TORTURE

So- COINTELPRO. Known tactics included: Discrediting, smearing, character assassination. Covert campaigns to destroy interpersonal relationships, Harassment, Conspicuous surveillance (also known as stalking), anonymous letters and phone calls, IRS tax audits, legal harassment, Manipulation or strong-arming of parents, employers, landlords, school officials and others to create problems for targets. Threats, intimidation, surreptitious home searches and "black bag" jobs, vandalism, Constant surveillance.

MK-ULTRA features and goals included: Create a subject who is easier to control and manipulate, create programmed assassins, develop more effective means of torture and interrogation, break down the personality of the subject and insert new belief systems, ethics, politics, personality traits; performed on unwitting and unwilling subjects; manipulate mental states and alter brain function; surreptitious drugging; isolation; verbal and sexual abuse; various forms of torture employed; promote illogical thinking and impulsiveness in the subject

so that they will be discredited in public; attempt to produce amnesia for periods of time; surreptitious production of shock or confusion in subject over extended periods of time; attempt to alter the subject's personality to become dependent on the tormentors; attempt to lower the subject's ambition and work efficiency; attempt to impair eyesight and/or hearing; attempt to activate specific behavior by remote means.

Stasi tactics, also known as Zersetzen torture, included such features as: secret persecution, secret methods of control and manipulation, involved even the personal relationships of the target, extensive use of unofficial collaborators--also known as regular people; used the State's influence to turn public and private institutions against the target, psychological attack intended to deprive the target of the ability to mount hostile political action, often causes irreversible damage to the target, attempt to gain influence over the target in such a way that undesirable attitudes and beliefs would be slowly changed to more preferable traits over time, Attempt to cause fragmentation, paralysis, disorganization and isolation of target, Attempt political and ideological "re-education", used in situations when judicial procedures are not convenient for political reasons, a.k.a. extrajudicial punishment, attempts to frame or entrap targets, slander/character assassination involving some true and some false, but always degrading information, orchestrating a series of social and professional failures in order to damage self-confidence, creation of doubts about future, stimulation of mistrust or paranoia, exploitation of target's personality weaknesses, addictions etc., shaming due to the spreading of rumors to those around the target, overt and covert surveillance, intercepting mail, calls, etc., tampering with property and vehicles, poisoning the food and tampering with medications, entering the residence and leaving traces of evidence in order to threaten or intimidate the target by adding removing or modifying objects.

The items on these lists will sound very familiar to targeted individuals. Nearly all of them apply to the current program. And nearly all of them are reported by Targeted Individuals. I have no reason to not believe them. Now, add in the use of advanced directed energy and neuro-weapons, and you have a very potent takedown program.

THE WEAPONS

Ok so at this point we have a pretty good understanding of the program. But there's one more thing that needs to be understood about this program. The advanced weaponry that is being used.

Evidences/Examples:

- 1) **The Moscow Signal:** low-power microwave beams were directed into the US embassy for more than two decades, from 1953 until 1976. Discovered in 1962, US scientists studied the signal until the 1970's before finally telling the diplomats it was there, and offering them hazard pay. Many got sick, some died. Was not exposed to the public until 1976 when unearthed by an investigative reporter. This led to DoD's ARPA Project Pandora
- 2) From 1965 through to 1970, Defense Advanced Projects Research Agency (DARPA), with up to 70-80% funding provided by the military, set in motion operation **PANDORA** to study the health and psychological effects of low intensity microwaves with regard to the so called "Moscow signal". **This project was quite extensive and included (under US Navy funding) studies demonstrating the ability to: induce heart stoppage, create leaks in**

the blood brain barrier, and production of auditory hallucinations. Nervous system function could easily be degraded with properly pulsed signals. Memoranda of Richard Cesaro, Director, DARPA, confirmed that the program's initial goal was to "discover whether a carefully controlled microwave signal could control the mind." Cesaro urged that further studies be made "for potential weapons applications." This was 1970, and very specific neurological and physiological weapons capabilities of microwaves had already been recognized.

3) **Jose Delgado**—the scientist who stopped the charging bull by remote control. Dr. Jose Delgado's secret work in Project Pandora was directed towards the creation of a "psycho-civilized" society. In his paper "Intracerebral Radio Stimulation and recording in Completely Free Patients", using radio waves, Delgado observed that: "Radio Stimulation on different points in the amygdala and hippocampus in the four patients produced a variety of effects, including **pleasant sensations, elation, deep thoughtful concentration, odd feelings, super relaxation, colored visions (hallucinations), and other responses.**" Speaking in 1966, Delgado asserted that his research "supported the distasteful conclusion that motion, emotion and behaviour can be directed by electrical forces and that humans can be controlled like robots by push buttons. Delgado stated that EM weapons were "more dangerous than atomic destruction." "With knowledge of the brain, we may transform, we may shape, direct, roboticize man. I think the great danger of the future is that we will have roboticized human beings who are not aware that they have been roboticized." He created a brain transponder that was IN FACT used to roboticize human subjects.

4) **Dr Ross Adey**, formerly of the Brain Research Center at the University of Southern California, worked on the CIA's infamous Pandora project. His research involved inducing of specific behavior modifications by electromagnetic means. In his pioneering work, **Dr. Ross Adey determined that emotional states and behavior can be remotely influenced merely by placing a subject in an electromagnetic field. He also demonstrated that EM radiation, properly modulated and pulsed, can induce calcium efflux events to interfere with brain's function---the so-called "confusion weaponry".** Again, this is by 1970.

5) **Lawrence Pinneo**, a neurophysiologist and electronic engineer working for Stanford Research Institute (which is a leading military contractor), "developed [in 1974] a computer system capable of reading a person's mind. It correlated brain waves on an electroencephalograph (EEG) with specific commands.

6) **Dr. Eldon Byrd**, a Navy medical engineer with a graduate degree from George Washington University, worked on the Polaris weapon system as an engineer, worked for Naval Surface Weapons Office, was tasked in 1980- 1981 by the US Marine Corps as Project manager to develop non-lethal electromagnetic weapons for purposes including "riot control", clandestine operations and hostage removal. Worked on ELF, non-linear magnetics. He worked with Ross Adey, Dr. Elizabeth Roscher, Michael Persinger on the ability to entrain human brainwaves at a distance. And he said, "We accomplished it." 1980. His project went dark after that. It was taken away from him. He had it confirmed from a senator—Senator Pell—confirmed for him that his project went dark. Byrd was quoted in a lecture around 2001 as saying, "Is Mind Control Possible? Absolutely. There is a mountain of evidence." He went on to say that, "Today we know there are technologies that can induce sound into the brain at a

distance, can monitor and alter brainwaves at a distance, can alter behavior at a distance, can induce images into the brain at a distance, can target individual organs at a distance. Can disrupt the calcium ions binding on individual cell surfaces at a distance, creating pain and other effects anywhere in the body. Mind control technology exists, without a question." Less than a year later, Dr. Byrd was dead. Maybe it was a coincidence.

7) A 1980 NASA document [NASA abstract Report Number: AD-A090426, June 1, 1980] described that one can **remotely create the perception of noise in the heads of personnel by exposing them to low power, pulsed microwave.... By proper choice of pulse characteristics, intelligible speech may be created.** 1980. Yes, 1980.

8) For further documentation, I recommend the following webpage: **<http://educate-yourself.org/mc/listofmcsymptoms05jun03.shtml>**. This webpage documents that there is truly a mountain of evidence about these terrifying weapons. Some highlight include the PROVEN capabilities to induce false memories in the brain, Subliminal command implantation into the brain to modify behavior (including suppressing dissidents).

9) Finally, In July 1996, the Spotlight, a widely circulated right-wing U.S. newspaper, reported that well-placed DoD sources have confirmed a classified Pentagon contract for the development of "high-power electromagnetic generators that interfere with human brain waves."

Dr. Emery Horvath, a professor of physics at Harvard University, has stated in connection to these generators, "These electronic 'skull-zappers' are designed to invade the mind and short circuit its synapses... in the hands of government technicians, it may be used to disorient entire crowds, or to manipulate individuals into self-destructive acts. It's a terrifying weapon."

To quote José Delgado in his book Physical Control of the Mind: Toward A Psychocivilized Society, p. 116:

Individuals whose brain centers are electrically stimulated believe their evoked actions are their own ideas; their conscious mind rationalizes the evoked actions away. People experiencing this electrical stimulation aren't consciously aware of an external influence. **In summary, these weapons have the ability to mentally and physically torture people, and to influence human psychological behavior. With, or even WITHOUT the target's knowledge or awareness.**

SUMMARY OF THE PROGRAM AND ITS IMPLICATIONS

In summary, we have a program which includes the earmarks of past programs including COINTELPRO and MK-Ultra. It also uses collaboration of regular people to carry out much of the harassment, similar to Stasi or Zersetzen torture of the prior East Germany. Furthermore, it uses advanced neuro-weapons to mentally and physically torture victims from a distance--whether in their homes, workplaces, or wherever they may go. The goals of the program are many, but ultimately boil down to torture, control, discrediting, and neutralization--exactly the same goals as the prior COINTELPRO, MK-ULTRA, and Stasi or Zersetzen torture. While some victims may be chosen at random, many cases, upon examination, are shown to be

perpetrated against activists, whistleblowers, and those who have spoken out against corruption. The consequences are severe. Most targets lose their jobs, homes, and/or their families. Many end up on dangerous medications or institutionalized. Some end up committing suicide or homicide.

Of course, the implications for humanity are frightening. Is it possible we are heading toward a synthetic reality, where people's thoughts, conversations, hopes, dreams, illnesses, major life events are controlled by supercomputers and handlers, all without their knowledge? Is our society becoming one in which no-one can be trusted, with everyone spying on everyone else? With a large percentage of the population becoming government informants and spying collaborators?

Are we developing a class of people with "less" rights, who can be harassed at will, even as we all slowly have our rights eroded? If so, doesn't that sound like a totalitarian regime such as Nazi Germany?

WHAT NEEDS TO BE DONE ABOUT THE PROGRAM

Several things. First of all, **targets must speak out. Especially those who have their wits about them. This program is highly disruptive, and is specifically designed to make even the most solid citizen look as if they have become delusional.** Compounding the problem, many targets are either forced to, or willingly take powerful psychiatric medications in hopes of decreasing the severe attacks they are suffering, or to appease skeptical friends and family members. In the case of real mental illness, this should resolve the symptoms. In the case of TI's, it does not stop the torture and harassment and manipulation of their lives.

So, that leads to the next point. **If you know someone who this is happening to—don't count them as crazy. They may be a victim of this program.** Recognize that the issues they were speaking about before they got into their current situation are still just as valid now as they were before. **In fact, it was probably the very legitimacy of their issues that led powerful forces to want to discredit them so thoroughly. Remember that.**

Whistleblowers must come forward who are aware of this program.

Fearless journalists must pursue the story. It was investigative journalists who brought widespread attention to MK-ULTRA, COINTELPRO, and much of the unethical experimentation that has occurred in the USA.

Targets must come together. There is strength in numbers. Targets should never give up the fight.

Finally, Congress MUST thoroughly investigate the intelligence agencies, DOD research programs, and black operations. The targeted individual program is happening. It's not science fiction. It needs to be EXPOSED AND SHUT DOWN FOREVER. Thank you for your attention.

AFFIDAVIT**STATE OF TEXAS****COUNTY OF CAMERON**

On this 14th day of March, 2014, appeared before me Geral W. Sosbee, an individual known personally to me to be the person who affixed his signature to this document below and who, being by me first duly sworn on his oath, deposed and said:

"My name is Geral W. Sosbee; I am over the age of 18 years. I am fully competent in all manner to make this affidavit. The information contained in this affidavit is within my personal knowledge, and is true and correct to the best of my knowledge. I am referred to below as Affiant.

I hereby incorporate by reference into this affidavit and thereby make a part herein as though fully reproduced herein for all purposes the following documents:

1) My sworn affidavit, dated March 7, 2007, published at

<http://www.sosbeevfbi.com/affidavit2007.html>

2) The contents of my websites (and related links and statements by Affiant therein) located at

a) www.sosbeevfbi.com

b) <http://www.newcliv.org/nl/newslog.php/v194/>

c) <http://sosbeevfbi.ning.com/>

This incorporation includes all statements, documents and other corroborating evidence provided, obtained or authorized by Affiant, including all updates by Affiant at the above listed and referenced websites and any other internet site to date.

For the past about twenty-five (25) years, the FBI has engaged in a vendetta or revenge campaign against me for my reporting crimes committed by the FBI during my service as a Special Agent in the FBI and thereafter. For more details see my Writ at <http://www.sosbeevfbi.com/sosbeewrit.html> and other documents.

The illegal and criminal assaults by the FBI against me include a 24/7 surveillance and assaults by Directed Energy Weaponry, chemicals, psychological operations, and occasional assault and battery by street thugs in the employ of the FBI. Also, the FBI has attempted on some occasions to end my life by causes that may appear to be natural.

The apparent reason for the FBI campaign against me is contained at this site:

<http://www.sosbeevfbi.com/thisiswhy.html>

On or about April 30, 2013, the FBI and the CJIS (acting on false or unsubstantiated rumor or innuendos and for harassment purposes) caused the following two state and federal government investigators to come to my home in a fraudulent investigation for a crime committed by another person:

Trey Knipfing, Postal Inspector, 14800 Trinity Blvd., Suite 600

Fort Worth TX 76155-2675

(817)359-2765, Fax: (817)359-2708

RMKNIPFING@USPS.GOV

Conrad Rodriguez, Agent, Texas Department of Public Safety, Dallas, Texas

For more on this topic see:http://sosbeevfbi.ning.com/profiles/blogs/police-come-to-my-home-on-fishing-expedition?xg_source=activity

Inspector Knipfing admitted to me during the discussion that someone committed a crime in Dallas, Texas, and planted my name at the scene of the crime. Inspector Knipfing also stated that an employee of the Texas Department of Public Safety is a suspect in the commission of the aforementioned crime and that a possible Public Integrity Investigation against that employee may ensue. During my discussion with Inspector Knipfing, Special Agent Rodriguez abruptly and pointedly attempted an apparent profiling effort against me by asking whether I 'am angry at the FBI' and whether I am online with my reports 'for the benefit of humanity.' Consistent with Agent Rodriguez' adversarial tone, even the local police assist the FBI in fraudulent efforts to arrest me. See false BOLO at: <http://www.sosbeevfbi.com/part19c-updatefo.html>

I have never been accused of any offense, criminal or civil (that I am aware of) in my life, other than rare routine traffic citations; my medical records show that I have no evidence of any form of communicable disease. I am an attorney in good standing (inactive status) with the Texas State Bar, license number 18855625, and no action has ever been taken against my license to practice law. I am also a member in good standing of the Bar of other courts including The United States Supreme Court.

I estimate the cost of the unlawful FBI program against me over the past 25 years to be less than one million per year, totaling about twenty million dollars to the tax payers.

I hereby further certify and affirm under penalty of perjury of the laws of the United States and the laws of the state of Texas that all statements, including those incorporated by reference and made a part herein for all purposes as though fully reproduced herein are true and correct and that all documents (including those incorporated by reference) are true and correct copies of originals and that they are what they purport to be to the best of my knowledge and ability.

Further, Affiant sayeth Naught."



Geral W. Sosbee (DOB: 08/30/1945)

P.O. Box 1548

Harlingen, Texas 78522

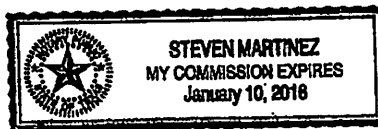
Sworn to and subscribed before me on the 14th day of March, 2014, to witness which I place my hand and official seal of office.

Notary Seal

My Commission Expires

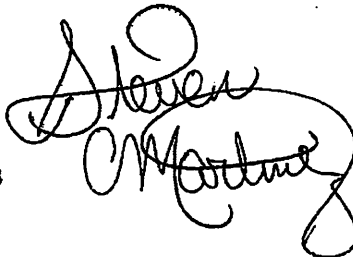
1/10/16

Notary Public



In and for Cameron County, Texas

Page 3 of 3



AFFIDAVIT

STATE OF TEXAS COUNTY OF CAMERON

On this 7th day of March 2007, appeared before me GERAL W. SOSBEE, an individual known personally to me to be the person who affixed his signature to this document below and who, being by me first duly sworn on his oath, deposed and said:

"My name is GERAL W. SOSBEE; I am over the age of 18 years. I am fully competent in all manner to make this affidavit.

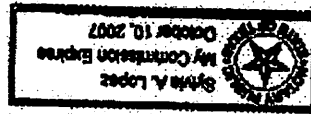
The information contained in this affidavit is within my personal knowledge, and is true and correct. I am referred to below as Affiant.

I have documented by direct and incontrovertible evidence and personal testimony the criminal activities of dozens (or perhaps hundreds) of agents, operatives and handlers of the FBI and the CIA of the United States of America, including, but not limited to the following:

- A. Obstruction of Justice, Suppression of Evidence, Perjury, Fabrication of Evidence, Criminal Conspiracy, Conspiracy to Violate and the Violation of Civil Rights, Attempted Extortion, Attempted Blackmail, False Arrest, False Imprisonment, Fraud, Burglary, Robbery, Felonious Assault and Battery, Destruction of Personal Property, Petty Theft, Theft of and Tampering with U.S. Mail and a variety of other high crimes and misdemeanors as further described in paragraph "B" below.
- B. Abuse of civil process, home and car invasions facilitated by physical and wireless electronic surveillance in home and car and further enhanced by the use of a tracking device implanted in the person of the human experimentee, the Affiant; the surveillance of Affiant is in effect as this affidavit is written and has been in effect twenty four hours a day, seven days a week, three hundred and sixty-five days a year, without cessation and without interruption for well over nine years world wide; all such invasive surveillance is accompanied by various terrorist acts against the Affiant as further described in paragraph "C" below.
- C. Repeated assault and battery on the person of the Affiant by street thugs and by the use of high technology authorized by the United States Government under a program known as Non-Consensual Cover Research and Human Experimentation; in this program the FBI and the CIA perform a wide variety of terrorist assaults on the Affiant; one such assault is accomplished by the injection (or placing) into the Affiant various chemicals, bacterial and viral infections; concomitant with the chemical and biological assaults the FBI and the CIA activate against the Affiant advanced Remote Electronic Human Behavior Influence Technology including psychoelectronic and directed energy assaults sometimes coordinated with fraudulently conceived and illegally carried out (with local police authorities world wide) attempted criminal sting operations designed to lead to the imprisonment or death of the Affiant; also in conjunction with such hi-tech experimentations the Affiant is subjected to FBI and CIA psychological operations (including conditioned response and operant conditioning techniques) which are all designed to cause the Affiant to have a nervous breakdown, physical collapse or to otherwise seek final exit from the torturous campaign, the effects of which are often viewed in real time by the FBI/CIA tormentors who actually watch on computer screens the Affiant react to the injurious and painful dirty tricks and provocations described herein; all such treasonous, inhumane and covert operations are carried out with the full support of all government entities at every level of society as

[Signature]
 Sylvia A. Lopez, Notary Public
 in and for Cameron County, Texas

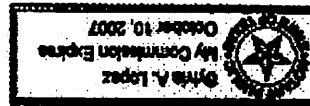
(Notary Seal)



Sworn to and subscribed before me on the 7th day of March 2007, to witness which I place my hand and official seal of office.

[Signature]
 Gerald W. Sosbee

(Notary Seal)

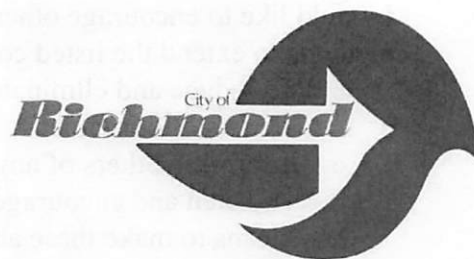


Further, Affiant says: "Naught."

I hereby further certify and affirm under penalty of perjury of the laws of the United States and the laws of the state of Texas that all statements, including those incorporated by reference and made a part herein for all purposes as though fully reproduced herein are true and correct, and that all documents (including those incorporated by reference) are true and correct copies of originals and that they are what they purport to be to the best of my knowledge and ability.

E. I hereby incorporate by reference into this affidavit and thereby make a part herein as though fully reproduced herein for all purposes the contents of my website (and related links and statements by Affiant therein) located at www.sosbeevfbi.com; this incorporation includes all statements, documents and other corroborating evidence provided, obtained or authorized by Affiant, including all updates by Affiant at www.necwv.org and any other internet site to date.

D. All three branches of the United States Government (and segments of the community at large) are compliant with the mandates of FBI and CIA terrorist assaults as described above and all government officials at the local, state and federal levels pretend that no such criminal activity as described in the instant affidavit may occur; thus, to date the Congress of the United States, the entire Judiciary and each and every employee of the Executive branch of the government of the United States of America may directly or indirectly support the terrorist activities of the FBI and the CIA as set forth herein and as further amplified in paragraph "E" below.



OFFICE OF THE CITY COUNCIL

May 6, 2015

Dear Targeted Individuals,

My first concern is for the safety and wellbeing of all of our residents. As a city official I am requesting that other city officials provide moral support to the Targeted Individual community nationwide. A small group of volunteers, dedicated city residents, and their associates have brought before me troubling information. These individuals have reported the need of support in reducing the stigma placed on them via exposing technology, to alter their minds and covertly deem them mentally ill within society at large.

Three years ago, I met Richmond resident Amy Lee Anderson about this matter. Ms. Anderson informed me she was a survivor of these horrible attacks. According to her description, these government patented technologies and weapons interfere and disrupt the targeted individual's health physically and psychologically by remote transmission. Also, it has been brought to my attention that many survivors have reached out to their city officials peacefully, through numerous avenues of redress and accountability about these types of horrifying abuses, only to experience dismissal, being stonewalled, mocked and ignored, or a level of all out discrimination resulting in these individuals being wrongly labeled as unstable, criminals, or troublemakers.

I am writing this letter in full support, and on behalf of Amy Lee Anderson and other unwitting residents of Richmond, California who believe they are unwilling and unwitting victims. These hostile technologies, as described to me, cause physical, psychological and sexual trauma at times unbearable pain to the body, causing undeserved harm.

In our city, we put forth our best efforts to listen and respect the voices, wisdom, and experiences of our residents. We will not ignore, but support those who suspect they have been exposed to these types of inhumane attacks with the intent to cause them great emotional and bodily harm. I am encouraged by these citizens who have stood up to protect our residents. In response to the Targeted Individuals' concerns, I facilitated a meeting with Captain Gagan from the Richmond Police Department to ensure that reports from the targeted individuals would be accepted and investigated, as any other alleged crime.

I would like to encourage other officials at the local, state and national levels to explore methods to extend the listed courtesies below to all residents.

- To reduce and eliminate stigmas or wrongly derived labels of instability against victims of crime.
- Informing others of any abuses or crimes against citizens.
- To listen and encourage participation from all its residents.
- Means to make these abuses visible and recognized as crimes by local, county/parish, state and federal legislators and law enforcement alike.

Best Wishes to all survivors,



Jovanka Beckles
Richmond City Councilmember

I would like to encourage other officials at the local, state and national levels to explore methods to extend the listed courtesies below to all residents.

- To reduce and eliminate stigmas or wrongly derived labels of instability against victims of crime.
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- Means to make these abuses visible and recognized as crimes by local, county/parish, state and federal legislators and law enforcement alike.

Best Wishes to all survivors,



Jovanka Beckles
Richmond City Councilmember



US007784390B1

(12) **United States Patent**
Lowell et al.

(10) **Patent No.:** **US 7,784,390 B1**
 (45) **Date of Patent:** ***Aug. 31, 2010**

(54) **SOLID-STATE NON-LETHAL DIRECTED ENERGY WEAPON**

(75) **Inventors:** **Reid F. Lowell**, Ontario, CA (US);
Kenneth W. Brown, Yucaipa, CA (US);
A-Lan V. Reynolds, Tucson, AZ (US);
Alan A. Rattray, Alta Loma, CA (US)

(73) **Assignee:** **Raytheon Company**, Waltham, MA (US)

(*) **Notice:** Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 467 days.

This patent is subject to a terminal disclaimer.

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(21) **Appl. No.:** **11/867,579**

(22) **Filed:** **Oct. 4, 2007**

Related U.S. Application Data

(63) Continuation-in-part of application No. 11/207,049, filed on Aug. 18, 2005, now Pat. No. 7,490,538.

(51) **Int. Cl.**
F41H 13/00 (2006.01)
F41C 27/00 (2006.01)

(52) **U.S. Cl.** 89/1.11; 42/1.08; 42/84

(58) **Field of Classification Search** 89/1.11;
 42/1.08, 84

See application file for complete search history.

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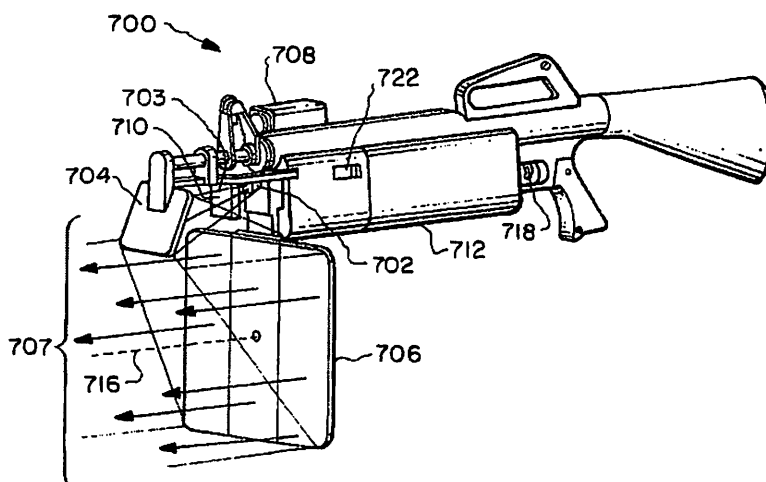
(Continued)

Primary Examiner—Bret Hayes
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 Steven C. Sereboff; John E. Gunther

(57) **ABSTRACT**

There is disclosed a solid state non-lethal directed energy weapon. The non-lethal weapon may include a solid-state source to generate a high-power millimeter-wave initial wavefront, a main reflector, and a sub-reflector to reflect the initial wavefront to the main reflector. The main reflector may direct the reflected wavefront in a bore-sighted direction toward a target. The wavefront directed by the main reflector may have a power density selected to deliver a non-lethal deterring effect on the target.

19 Claims, 10 Drawing Sheets



United States Patent [19] Brunkan

[11] Patent Number: 4,877,027
[45] Date of Patent: Oct. 31, 1989

[54] HEARING SYSTEM

[76] Inventor: Wayne B. Brunkan, P.O. Box 2411,
Goleta, Calif. 93118

[21] Appl. No.: 202,679

[22] Filed: Jun. 6, 1988

[51] Int. CL⁴ A61N 5/00

[52] U.S. CL. 128/420.5

[58] Field of Search 128/420.5, 804, 419 R,
128/421, 422, 746; 381/68

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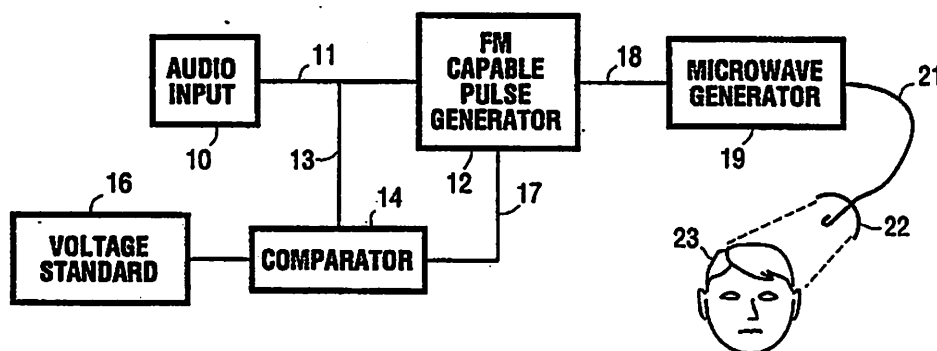
Primary Examiner—Lee S. Cohen

Attorney, Agent, or Firm—Harry W. Brelsford

[57] ABSTRACT

Sound is induced in the head of a person by radiating the head with microwaves in the range of 100 megahertz to 10,000 megahertz that are modulated with a particular waveform. The waveform consists of frequency modulated bursts. Each burst is made up of ten to twenty uniformly spaced pulses grouped tightly together. The burst width is between 500 nanoseconds and 100 microseconds. The pulse width is in the range of 10 nanoseconds to 1 microsecond. The bursts are frequency modulated by the audio input to create the sensation of hearing in the person whose head is irradiated.

8 Claims, 1 Drawing Sheet





General Assembly

Distr.: General
13 October 2022

Original: English

Human Rights Council

Fifty-first session

12 September–7 October 2022

Agenda item 3

Promotion and protection of all human rights, civil,
political, economic, social and cultural rights,
including the right to development

Resolution adopted by the Human Rights Council on 6 October 2022

51/3. Neurotechnology and human rights

The Human Rights Council,

Guided by the purposes and principles of the Charter of the United Nations,

Reaffirming the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, the Vienna Declaration and Programme of Action, the Convention on the Rights of the Child and the Convention on the Rights of Persons with Disabilities, and other relevant international and regional human rights instruments,

Recalling all relevant Human Rights Council resolutions, including resolutions 43/13 of 19 June 2020 on mental health and human rights, 47/16 of 13 July 2021 on the promotion, protection and enjoyment of human rights on the Internet, 47/23 of 13 July 2021 on new and emerging digital technologies and human rights, 48/4 of 7 October 2021 on the right to privacy in the digital age, and 50/15 of 8 July 2022 on freedom of opinion and expression,

Recalling also that the obligation and the primary responsibility to promote and protect human rights and fundamental freedoms lie with the State, and that the Guiding Principles on Business and Human Rights: Implementing the United Nations “Protect, Respect and Remedy” Framework sets out that States have a duty to protect, and that business enterprises, including technology companies, have a responsibility to respect human rights,

Bearing in mind that neurotechnology allows the connecting of the human brain directly to digital networks through devices and procedures that may be used, among other things, to access, monitor and manipulate the neural system of the person,

Recognizing that neurotechnology could be promising for human health and innovation, but that, at the same time, the continued development of some of its applications may pose a number of ethical, legal and societal questions that need to be addressed, including in human rights terms,

Mindful that the impact, opportunities and challenges of neurotechnology with regard to the promotion, protection and enjoyment of human rights are not fully understood, and of the need to analyse them further in a coherent, holistic, inclusive and comprehensive manner in order to leverage the full potential of neurotechnology to support human progress and development for all,



Noting that, in his 2021 report entitled “Our Common Agenda”, the Secretary-General stated that consideration should be given to updating or clarifying the application of human rights frameworks and standards to address frontier issues and prevent harms in the digital or technology spaces, including in neurotechnology,

1. *Requests the Human Rights Council Advisory Committee to prepare a study in an accessible format, including an easy-to-read version, on the impact, opportunities and challenges of neurotechnology with regard to the promotion and protection of all human rights, including recommendations on how human rights opportunities, challenges and gaps arising from neurotechnology could be addressed by the Human Rights Council and its special procedures and subsidiary bodies in a coherent, holistic, inclusive and action-oriented manner, and to present the study to the Council at its fifty-seventh session;*

2. *Also requests the Advisory Committee, when preparing the above-mentioned study, to seek the views and inputs from, and to take into account the relevant work already done by, stakeholders, including Member States, international and regional organizations, the Office of the United Nations High Commissioner for Human Rights, the special procedures of the Human Rights Council, the treaty bodies, other relevant United Nations agencies, funds and programmes within their respective mandates, national human rights institutions, civil society, the private sector, medical and technical communities, academic institutions and other relevant stakeholders;*

3. *Invites the United Nations High Commissioner for Human Rights, the treaty bodies and the special procedures of the Human Rights Council, within their respective mandates, to give due consideration to the impact of neurotechnology on the full enjoyment of all human rights and fundamental freedoms;*

4. *Decides to remain seized of this matter.*

*40th meeting
6 October 2022*

[Adopted without a vote.]



TRENDING TOPICS |

POLICE DEPARTMENTS SHUTTING DOWN | AI GOVERNANCE IN LAW ENFORCEMENT

Line-of-Duty Death (LODD)

Calif. cop killer left bizarre suicide note claiming he was hit by 'ultrasonic waves'

The man who killed the Calif. rookie officer left a note on his bed claiming police bombarded him with ultrasonic waves

January 14, 2019 01:31 PM

Associated Press

DAVIS, Calif. — The man who shot and killed a rookie California police officer left a letter on the bed in the home where he lived claiming police bombarded him with ultrasonic waves, officials said.

Police in the college town of Davis near Sacramento on Saturday made public the one-paragraph letter they said was written by Kevin Douglas Limbaugh, 48. He killed himself Thursday after fatally shooting Officer Natalie Corona.

Police spokesman Lt. Paul Doroshov said the paper was found face up on the gunman's bed.

"The Davis Police department has been hitting me with ultra sonic (sic) waves meant to keep dogs from barking," the letter said. "I notified the press, internal affairs, and even the FBI about it. I am highly sensitive to its affect (sic) on my inner ear. I did my best to appease them, but they have continued for years and I can't live this way anymore."

Operation CHAOS

Operation CHAOS or **Operation MHCHAOS** was a Central Intelligence Agency (CIA) domestic espionage project targeting American citizens operating from 1967 to 1974, established by President Lyndon B. Johnson and expanded under President Richard Nixon, whose mission was to uncover possible foreign influence on domestic race, anti-war, and other protest movements. The operation was launched under Director of Central Intelligence (DCI) Richard Helms by Chief of Counter-Intelligence James Jesus Angleton, and headed by Richard Ober.^{[1][2]} The "MH" designation is to signify the program had a global area of operations.^[3]

Background

The CIA was charged with the collection, correlation, and evaluation of intelligence. While the Act does not specify a prohibition on collecting domestic intelligence, or a restriction to only collect foreign intelligence, Executive Order 12333 of 1981 added prohibitions to limit CIA activities. The CIA began domestic recruiting operations in 1959 in the process of finding Cuban exiles who could be used in the campaign against Cuba and President Fidel Castro. As these operations expanded, the CIA formed a Domestic Operations Division in 1964. In 1965, President Lyndon Johnson requested that the CIA begin its own investigation into domestic dissent—independent of the FBI's ongoing COINTELPRO, which conducted similar activities.^[4]

The CIA developed numerous operations targeting American dissidents in the US. Many of these programs operated under the CIA's Office of Security, including:^[2]

- HTLINGUAL – Directed at letters passing between the United States and the then Soviet Union; the program involved the examination of correspondence to and from individuals or organizations placed on a watchlist.
- Project 2 – Directed at infiltration of foreign intelligence targets by agents posing as dissident sympathizers and which, like CHAOS, had placed agents within domestic radical organizations for the purposes of training and establishment of dissident credentials.
- Project MERRIMAC – Designed to infiltrate domestic antiwar and radical organizations thought to pose a threat to security of CIA property and personnel.
- Project RESISTANCE – Worked with college administrators, campus security and local police to identify anti-war activists and political dissidents without any infiltration taking place.

Scale of operations

When Nixon came to office in 1969, existing domestic surveillance activities were consolidated into Operation CHAOS.^[5] Operation CHAOS first used CIA stations abroad to report on antiwar activities of American citizens travelling abroad, employing methods such as physical surveillance and electronic eavesdropping, utilising "liaison services" in maintaining such surveillance. The operations

were later expanded to include 60 officers.^[3] In 1969, following the expansion, the operation was developing its own network of informants for the purposes of infiltrating various foreign anti-war groups located in foreign countries that might have ties to domestic groups.^[2]

Eventually, CIA officers expanded the program to include other leftist or counter-cultural groups with no discernible connection to Vietnam, such as groups operating within the women's liberation movement.^[1] The domestic spying of Operation CHAOS also targeted the Israeli embassy, and domestic Jewish groups such as the B'nai B'rith. In order to gather intelligence on the embassy and B'nai B'rith, the CIA purchased a garbage collection company to collect documents that were to be destroyed.^[6]

Targets of Operation CHAOS within the anti-war movement included:^[5]

- Students for a Democratic Society
- Black Panther Party
- Young Lords
- Women Strike for Peace
- Ramparts magazine^[7]

At its finality, Operation CHAOS contained files on 7,200 Americans, and a computer index totaling 300,000 civilians and approximately 1,000 groups.^[8]

Findings

The aim of the programs was to compile reports on "illegal and subversive" contacts between United States civilian protesters and "foreign elements" which "might range from casual contacts based merely on mutual interest to closely controlled channels for party directives."^[8]

DCI Richard Helms informed President Johnson on November 15, 1967, that the CIA had uncovered "no evidence of any contact between the most prominent peace movement leaders and foreign embassies in the U.S. or abroad." Helms repeated this assessment in 1969.^[1] In total, 6 reports were compiled for the White House and 34 for cabinet level officials.^[2]



Richard Helms

Exposure

The secret program was exposed by investigative journalist Seymour Hersh in a 1974 article in *The New York Times* entitled *Huge CIA Operation Reported in US Against Antiwar Forces, Other Dissidents in Nixon Years*.^{[1][9]} Amid the uproar of the Watergate break-in involving two former CIA officers, Operation CHAOS had been closed in 1973.^[4] Further details were revealed in 1975 during Representative Bella Abzug's House Subcommittee on Government Information and individual Rights.^[3] The government, in response to the revelations, felt pressure

enough to launch the Commission on CIA Activities Within the United States (The Rockefeller Commission), led by then Vice President Nelson Rockefeller, to investigate the depth of the surveillance.^[1] Richard Cheney, then Deputy White House Chief of Staff, is noted as having stated the Rockefeller Commission was to avoid "congressional efforts to further encroach on the executive branch."^[1]

Following the revelations by the Rockefeller Commission, then-DCI George H. W. Bush admitted that "the operation in practice resulted in some improper accumulation of material on legitimate domestic activities."^[3]

See also

- ECHELON
- NSA warrantless surveillance controversy
- Project Megiddo
- Project MINARET
- Project Mockingbird
- Project SHAMROCK
- Church Committee

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External links

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we must know

We have the right to know. No matter what.

Secretly forced brain implants Pt III: Ex-SS, FBI contractor defends targets

Posted on August 27, 2010

"Where did you go Karen Silkwood? What was the price on your head?

Why do our heroes all vanish? Why are our heroes all dead?

In the dark of night I hear the vultures scream. And I just can't seem to wake up from the dream.

How many armies must yet perish? How many young people die?

Why are we breathing dioxin while it rains acid rain from the sky?" ~ Wendy O. Williams (of the Plasmatics), song "Opus in Cm7" in the album WOW

Part I: Secretly forced brain implants: Explosive court case

Part II: Secretly forced brain implants: MRI scan image, medical and investigative reports

Part III: Secretly forced brain implants: Top SS, FBI agent reveals chipped civilian casualties

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Former United States Marine Corps Criminal Investigator, Secret Service and FBI Intelligence contractor, recognized expert with assets in the field of Technical Surveillance and Counter Measures (TSCM), William ("Bill") J. Taylor, private investigator is advocating for secretly forced brain implanted, Targeted Individual, James Walbert, featured in Part 1 and Part II of this series. In an exclusive Examiner 2-part interview this week with Taylor, he revealed the darkest of all the evil 'war on terror' corners, the Phoenix Program come home to roost and resulting civilian casualties in the domestic terror campaign, Targeted Individuals. (See: *What are the frequently asked questions and answers about Targeted Individuals?*)

Within this Part III of the series, Taylor comments on how “the greatest” American civilians, in their homes and communities, are being remotely neutralized with military grade weaponry under guise of the “war on terror.” (Also see: Dupre, D. *Obama targeted individual assassination program includes Americans*, Examiner, April 8, 2010) Taylor touches on the Nazi influence of this program now implemented in the U.S. through the related Nazi-CIA non-consensual human experimentation in the U.S.

Bill Taylor

Chief Investigator of the Karen Silkwood Targeted Individual case (see Youtube below), the Iran Contra and 3-Mile Island investigations, and before that, the Marine investigator who exposed and helped end the infamous Phoenix Program in Vietnam, among other major investigations he has led and leads, Bill Taylor's cases have been depicted in books such as *Who Killed Karen Silkwood?*, *The Phoenix Program* and *The Great American Mail Fraud Trial*.

Among a wide range of investigatory, advisory and security consulting services, Taylor's agency, The William J. Taylor Agency that operates out of a few location in th U.S., also investigates Targeted Individuals' reports. These reports seem to the causal observer influenced by TV that has blacked-out this program, too bizarre to be real. In these cases, however, Taylor uncovers sophisticated surveillance equipment and other remote energy weapons assaulting the targets, defenseless against such technology.

“These are the finest of Americans. Most of the greatest people are being hurt the most,” were among Taylor's first words during the interview with him.

Targeted Individuals are subjected to the shocking program used to spy, harass and torture the implanted victim through remote electroshock, burning of skin near postulated implant sites, radio broadcast voices into the skull involving insults and influences for self-destruction for up to twenty-four hours a day plus sexual harassment while the victim is at home, at work or elsewhere.

For fifty years, Taylor has been on the front lines of America's secret under-belly where Nazi human experimentation, torture and energy weapons are applied to American targets to control and kill them through slow-kill or fast-kill means. For the past thirty years as a human rights defender, Taylor has had the professional background and technology to prove remotely applied technological cruel and unusual punishment used in the program to silence whistleblowers, other dissenters and others, mainly ordinary citizens but also some very high-profile persons.

“I started working for the Secret Service and FBI when I was 16 in Cape Canaveral,” Taylor said. “My neighbor was an undercover FBI agent, and they needed a young person to go into bars to get served alcohol so they could shut those bars down.

“In those days, so many Nazi scientists worked out of Cape Canaveral,” he said, referring to Operation Paperclip. “People thought of that area as having many rocket scientists but they had no idea how much human experimenting was going on there. That's where plenty of the Nazis settled and worked.”

Operation Paperclip was the Office of Strategic Services (OSS) program used to recruit Nazi Germany scientists for employment by the U.S. after World War II (1939–45). It was executed by the Joint Intelligence Objectives

Agency (JIOA) by circumventing President Truman's anti-Nazi order, and the Allied Potsdam and Yalta agreements. JIOA created false employment and political biographies for the scientists. (Wikipedia)

Stated in Dupre's article, *Censored Gulf news: State-sponsored terrorism targets Deep South for Agenda 21 (Pt II)* is:

"According to Glen Yeadon and John Hawkins, co-authors of *The Nazi Hydra in America: Suppressed History of a Century* relatively few Nazi doctors and scientists responsible for German eugenic crimes were held accountable during Nuremberg Trials; only some found guilty. The U.S. government brought some 12,000 of those key Nazis to the U.S. in Operation Paperclip. They quickly merged with US intelligence to form the Central Intelligence Agency, the CIA that covertly steers the same and worse crimes against Americans and others."

Although only in his teens, Taylor sat next to Nazis in meetings. He sat at the table over dinner with Nazi scientists who spoke of performing experiments on Americans.

"We'd meet at the Mouse Trap Restaurant in Cape Canaveral. There was a lot of talk about their human experiments."

Taylor, now 67 years old said, "I remember them talking about giving LSD to people without them knowing to document the effects."

"One or two of them had been up in Maryland experimenting on inmates. They discussed how much better it was to use non-voluntary subjects and watch how they reacted. When a person knows they're in an experiment, they have more control over what's happening then if they didn't know."

"They've been looking for a way to put chemicals in water systems to control people for decades. Every country tries to find a way to incapacitate armies. They'd already tested LSD in Marine County's water system back in the 50' - 60's. As I recall, that was part of the CIA's Operation Chaos."

Operation Chaos aimed to squelch the student antiwar movement. (See: *Final Report of the Select Committee to Study Governmental Operations with respect to Intelligence Activities: United States Senate - CIA Intelligence Collection about Americans*)

"When I was a kid, they'd just touched on microwave energy. Ten years later, people had microwave ovens in their homes."

At age 17, in height of the "Cuban Crisis," Taylor joined the Marines, soon to be a Marine Corps criminal investigator.

"Like everyone else, I was wanting to be a good patriot and help save the world."

For the next nine years, Taylor would witness the cruel and inhumane standard operative procedures conducted by the U.S. military and intelligence agencies, including in Vietnam.

Even as a child, Taylor's inquiring mind "made people angry," like the time he asked why a certain saint was not in the Bible. That inquiring mind and sense of morality later clashed with military intelligence duty, such as when his superiors ordered him to arrest innocent men so the world would think the perpetrators were caught as media portrayed.

"When someone would say to me, 'This is getting too political. Go arrest this guy to take the heat off the operation,' I said, 'I can't do that.'"

Seeing experimenting on inmates in Lexington was too much for Taylor.

"I saw inmates being experimented on and wanted to get out. I saw all kinds of things. A guy driven crazy with the experiments had scratched up his whole body, scratched up his whole face that was bleeding. And then they put him in a straight jacket and they were still experimenting on him."

"I said, 'You can't do that,' but they were experimenting on him when I left.

Taylor soon resigned from the Marine Corp.

"I left because I felt I could more as a civilian," he stated.

"Men are always told it's for the good of the nation and if we have to spare a few to save many, it's justified. I know we are all created equal, so every life is important."

Out of Marine Intelligence, Taylor worked for an attorney's firm but that inquiring mind and morality drew him to establishing his own PI business to investigate crime,

Targeted Individuals

"Some very high-profile people are being targeted with remote weapons," Taylor said, adding, "I've told some of them that they should come forward and talk to help a lot of other people."

"If you knew some of the people who are targets that I've proven their cases – you'd be surprised. They usually end up with a settlement and agreement to halt the surveillance and injuries.

"One guy, I can't tell you his name, but you know who he is – everyone knows who he is – came to me and said, 'I think satellites are following me.'"

When Taylor's prompt matter of fact response was, "Ok," the man asked, "Don't you think I'm crazy?"

Taylor said "No. Let's check it out."

"As it turned out, in his case, it wasn't a satellite. We found he was being tracked and monitored from an airplane platform. They'd spent a million dollars to build a system to track his every move. He was that important to them."

"Many of them know if they come out and talk about targeting, they could lose credibility and bring huge financial deals down. People wouldn't trust them anymore."

How many bogus "Targeted individuals" have gone to Taylor?

"Very few," he said. "Over all the years I've been taking these cases, only a handful were bogus. I can tell pretty quickly and let them go fast."

Asked how many Targeted Individuals' cases has Taylor taken, after a pause, he said, "Oh, through all these years in private practice, I'd say between 300 to 400."

"I have to turn people being targeted away every day. I just can't take them all. There are too many. People just have no idea how many people are getting this."

At one point, to try to better accommodate all the victims trying to survive this crime against Targeted Individuals, Taylor opened a Hotmail help line but found it too time consuming.

"There were so many legitimate cases, I couldn't answer all the emails. I was spending all my time trying to answer the emails. My server quit working because the inbox was too full from people asking for help. I had to quit that."

"The saddest part of all this is that there are so many people being targeted who have no idea that's what's happening to them."

In terms of mind control, the techniques can be subtle or obvious according to Taylor, but the effect is the same, behavior control.

"What if you were reading a book and someone kept coming up behind you and tapping you on the head. Every time you start to read and concentrate, they come up and start tapping you on your head. You wouldn't be able to concentrate."

"That's one way this works remotely and how it is controlling people's minds."

According to Taylor, "One of the worst things is people being targeted so they get sexually aroused. They begin to think they really are a sexual deviant."

Taylor stated that one of the most tragic parts of the program is "watching its subjects self-destruct."

To be continued. In Part IV, the reader will learn how and why American doctors, health staff and others are secretly and easily implanting children and adults.

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Deborah Dupré, with post-graduate science and education degrees from U.S. and Australian universities, has been a human and environmental rights advocate for over 25 years in the U.S., Vanuatu and Australia. Support her work by subscribing to her articles and forwarding the link of this article to friends and colleagues or reposting only the title and first paragraph linked to this Examiner page. Dupre welcomes emails: info@DeborahDupre.com See her *Vaccine Liberty or Death* book plus *Compassion Film Project* DVDs.

See:

Part I: Secretly Forced brain implants: Explosive Court Case

Part II: Secretly Forced brain implants: MRI scan image, medical and investigative reports

Learn more: See "*Karen Silkwood Bibliography*" and videos.

Also see by this Examiner:

Human Target to President Obama: Ensure TI justice and accept our help letter

Human Targets: KENS 5 reports on Texan TIs tortured in houses of horrors

New evidence of Pentagon Nazi sins targeting innocent Americans and organizations

Shocking state secret: PATRIOT ACT illegal spy domestic terror campaign against Whistleblowing TIs

Framed TI political prisoner Paul Minor convictions overturned

Human Target

Chance for Congress to restore Constitution and protect innocent targeted individuals

Hit-listed Targeted Individuals call for Senate Judiciary Committee investigation

Big brother's terrorizing stalking habit legal unless Patriot Act replaced

Top-level nationwide criminal racket targeting whistleblowers hits the skies

Targeted man wants investigation of corrupt 'security' program and hi-tech weapons

Holder at fusion center conf praises and cautions about domestic spying

Source: <http://www.examiner.com/human-rights-in-national/top-ex-ss-fbi-agent-shocking-war-on-terror-secret-implanted-america-part-i>

This entry was posted in **Controllers, Truth** by wemustknow.koen. Bookmark the **permalink**

[<https://wemustknow.wordpress.com/2010/08/27/secretly-forced-brain-implants-pt-iii-ex-ss-fbi-contractor-defends-targets/>].

NEW GAMES, SAME AIMS: CIA ORGANIZATIONAL CHANGES

GUILLERMO JIMENEZ: Welcome to De-Manufacturing Consent. I am your host, Guillermo Jimenez. Our guest today is Douglas Valentine. How are you today? VALENTINE: I'm well. Thanks for having me on the show. JIMENEZ: The Phoenix Program has recently been republished by Open Road Media as part of their Forbidden Bookshelves series. Would you mind sharing with us how your book was chosen for the series? What do you make of this new-found interest in Phoenix; what the CIA was up to in Vietnam; and what the CIA is up to generally? VALENTINE: When the book came out in 1990, it got a terrible review in The New York Times. Morley Safer, who'd been a reporter in Vietnam, wrote the review. Safer and the Times killed the book because in it I said Phoenix never would have succeeded if the reporters in Vietnam hadn't covered for the CIA. Several senior CIA officers said the same thing, that "So and so was always in my office. He'd bring a bottle of scotch and I'd tell him what was going on." The celebrity reporters knew what was going on, but they didn't report about it in exchange for having access. I said that in the book specifically about The New York Times. So I not only got the CIA angry at me, I also got the Vietnam press corps angry at me too. Between those two things, the book did not get off to an auspicious start. The Times gave Safer half a page to write his review, which was bizarre. The usual response is just to ignore a book like The Phoenix Program. But The New York Times Book Review serves a larger function; it teaches the media elite and "intelligentsia" what to think and how to say it. So Safer said my book was incoherent, because it unraveled the bureaucratic networks that conceal the contradictions between policy and operational reality. It exposed Colby as a liar. Safer was upset that I didn't portray his friend and patron, Bill Colby, as a symbol of the elite, as a modern day Odysseus. Luckily, with the Internet revolution, people aren't bound by The Times and network news anymore. They can listen to Russia Today and get another side of the story. So Mark Crispin Miller and Philip Rappaport at Open Road chose The Phoenix Program to be the first book they published. And it's been reborn. Thanks to the advent of the e-book, we've reached an audience of concerned and knowledgeable people in a way that wasn't possible 25 years ago. It's also because of these Internet developments that John Brennan, the director of CIA, thought of reorganizing the CIA. All these things are connected. It's a vastly different world than it was in 1947 when the CIA was created. The nature of the American empire has changed, and what the empire needs from the CIA has changed. The CIA is allocated about \$30 billion a year, so the organizational changes are massive undertakings. If you want to understand the CIA, you have to understand how it's organized. JIMENEZ: Exactly, and that's what I want to talk to you about next. But first I'd like to touch upon the CIA's infiltration of the US media. I find it curious, because the way that you describe it, it's not so much a deliberate attempt to censor the media. There's a lot of self-censorship as a result of that already existing relationship. Is that how you see this? VALENTINE: Yes. The media organizes itself the way the CIA does. The CIA has case officers running around the world, engaged in murder and mayhem, and the media has reporters covering them. The reporter and the case officer both have bosses, and the higher you get in each organization, the closer the bosses become. The ideological guidelines get more restrictive the higher up you go. To join the CIA, you have to pass a psychological assessment test. They're not going to hire anybody who is sympathetic towards poor people. These are ruthless people who serve capitalist bosses. They're very rightwing, and the media's job is to protect them. Editors only hire reporters who are ideologically pure, just like you can't get into the CIA if you're a Communist or think the CIA should obey the law. It's the same thing in the media. You can't get a job at CNN if you sympathize with the Palestinians or report how Israel has been stealing their land for 67 years. The minute you say something that is an anathema

or upsets the Israelis, you're out. The people who enforce these ideological restraints are the editors and the publishers. For example, while covering the merciless Israeli bombardment of civilians in Gaza in 2014, Diana Magnay was harassed and threatened by a group of bloodthirsty Israelis who were cheering the slaughter. Disgusted, Magnay later referred to them as "scum" in a tweet. She was forced to apologize, transferred to Moscow, and banished forever from Israel.¹ In a similar case, NBC correspondent Ayman Mohyeldin was playing soccer with four young boys in Gaza when Israel shelled the playing field. Mohyeldin witnessed their murders, which he reported in a series of tweets. Without ever providing a reason, NBC pulled Mohyeldin from Gaza and prevented him from ever returning. NBC replaced Mohyeldin with Israeli sympathizer Richard Engel. Any dictator would be happy with the way American media is organized. The minute you step out of the box, they fire you or send you off to Siberia. It's a homogenous system. Not just the media and CIA, but politicians too. As the 2016 primaries proved, you can't be a candidate for either party unless you pass the ideological test. You must be a freewheeling capitalist. You must support Israel with billions of tax payer dollars. You must give the military whatever weapons it wants. That's the nature of the American state. These things naturally work together because that is the way it has been structured for 240 years. JIMENEZ: We've seen pseudo alternatives emerge in the Internet posing as adversarial or anti-establishment when they're anything but. We've seen this growing trend, and it's something to be mindful of as we look for these sources on the Internet. VALENTINE: The Internet is a free for all, so you have to approach it the way any enlightened person approaches every part of America, which is buyer beware. Capitalism is not designed to protect poor people or make sure people lead healthy, fulfilling lives. It's designed to make sure the super-rich can steal from the poor. There's only so much wealth and the rich want it. The rich want to monopolize information too. Is a particular piece of information on the Internet coming from a reliable source? Who knows? Just because some of it is true doesn't mean that all of it is true. To be able to discern whether the information is accurate or complete, you must be grounded in the reality that the capitalist system and all its facets are organized to oppress you, keep you in the dark and off balance as much as possible. It's a game of wits and you've got to be smart about it. Buyer beware. JIMENEZ: Exactly. Now I'd like to talk about the recent organizational changes in the CIA. It stems from an article in The Washington Post by Greg Miller. The headline is "CIA Director John Brennan Considering Sweeping Organizational Changes." What the article is saying is that Brennan wants to restructure the CIA using the model of their Counterterrorism Center; merging different units and divisions, combining analysts with operatives into hybrid teams that will focus on specific regions of the world. This sounds to me like the organizational changes that were born out of Phoenix and that were exported to other parts of the world over the years. The CIA appears to be applying the same structure to all of its operations. Is that how you read this? VALENTINE: Yes, and it's something that, from my perspective, was predictable, which is why The Phoenix Program was re-released now, because what I predicted 25 years ago has happened. And you can only predict if you know the history. The CIA initially, and for decades, had four directorates under an executive management staff: Administration, Intelligence, Operations, and Science and Technology. Executive management had staff for congressional liaison, legal issues, security, public relations, inspections, etc. Administration is just that: staff for finance, personnel, and support services like interrogators, translators and construction companies. Science and Technology is self-explanatory too, but with a typical CIA twist – science for the CIA means better ways to kill and control people, like the MKULTRA program. And now there's a fifth directorate, Digital, that keystrokes and hacks foreign governments and corporations. The Operations people overthrew foreign governments the old fashioned way, through sabotage and subversion. The Operations Directorate is now the

National Clandestine Service. The Intelligence Directorate, which is now called Analysis, studied political, economic and social trends around the world so that executive management could mount better operations to control them. The Operations Directorate was divided into several branches. The Counterintelligence (CI) branch detected foreign spies. Foreign Intelligence (FI) staff "liaison" officers worked with secret policemen and other officials in foreign nations. They collected "positive intelligence" by eavesdropping or by recruiting agents. The Covert Action branch engaged in deniable political action. The Special Operations Division (now the Special Activities Division) supplied paramilitary officers. There was also a Political and Psychological branch that specialized in all forms of propaganda. These branches and directorates were career paths for operations officers (operators) assigned to geographical divisions. An FI staff officer might spend his or her entire career in the Far East Asia Division. The managers could move people around, but those things, generally speaking, were in place when the CIA began. The events that led to the formation of the current Counterterrorism Center began in 1967, when US security services began to suspect that the Cubans and the Soviets were infiltrating the anti-war movement. Lyndon Johnson wanted to know the details, so his attorney general, Ramsay Clark, formed the Interdepartmental Intelligence Unit (IDIU) within the Department of Justice. The IDIU's job was to coordinate the elements of the CIA, FBI and military that were investigating dissenters. The White House wanted to control and provide political direction to these investigations. The Phoenix program was created simultaneously in 1967 and did the same thing in Vietnam; it brought together 25 agencies and aimed them at civilians in the insurgency. It's political warfare. It's secret. It's against the rules of war. It violated the Geneva Conventions. It's what Homeland Security does in the US: bringing agencies together and focusing them on civilians who look like terrorists. The goal of this kind of bureaucratic centralization is to improve intelligence collection and analysis so reaction forces can leap into the breach more quickly and effectively. In 1967, the CIA already had computer experts who were traveling around by jet. The world was getting smaller and the CIA, which had all the cutting edge technology, was way out in front. It hired Ivy Leaguers like Nelson Brickham to make the machine run smoothly. Brickham, as I've explained elsewhere, was the Foreign Intelligence staff officer who organized the Phoenix program based on principles Rensis Likert articulated in his book *New Patterns of Management*. Brickham believed he could use reporting formats as a tool to shape the behavior of CIA officers in the field. In particular, he hoped to correct "the grave problem of distortion and cover-up which a reporting system must address." Likert organized industries to be adaptable, and the CIA organized itself the same way. It was always reorganizing itself to adapt to new threats. And in 1967, while Brickham was forming Phoenix to neutralize the leaders of the insurgency in South Vietnam, James Angleton and the CIA's Counterintelligence staff were creating the MHCHAOS program in Langley, Virginia, to spy on members of the anti-war movement, and turn as many of them as possible into double agents. Chaos was the codename for the Special Operations Group within Angleton's Counterintelligence staff. The CIA's current Counterterrorism Center, which was established in 1986, is a direct descendent of Chaos. Starting in 1967, White House political cadres, through the IDIU in the Justice Department, coordinated the CIA's Chaos program, the FBI's COINTELPRO Program, and the military's domestic spying programs. When Nixon took office in January 1969, he immediately grasped the partisan political potential of the IDIU and these various domestic spying programs. The Nixon White House expanded Chaos and assigned its chief, Richard Ober, a deputy and a case officer. The Chaos staff occupied a vault in the basement at CIA headquarters in Virginia. It had a room where files were kept and where slides of suspects and potential recruits were viewed. A group of female secretaries managed the super-secret files. Chaos was super-secret because it was illegal for the CIA to engage in domestic

operations. Assignment to it was considered a "command performance." There was a communications system exclusively for Chaos cables and couriers to CIA stations overseas. The Chaos "back-channel" could by-pass the division chiefs and station chiefs and work directly with its unilateral assets in a country. Chaos "traffic" had the highest security classification, was restricted to only those officers involved in the operation, and was inaccessible to everyone but the CIA's top administrators. In October 1969, based on names provided by the FBI, the Chaos case officer began recruiting double agents from the Black Power and anti-war movements. I never learned his name, but the case officer only approached people with "radical" credentials. Radicals who passed polygraph and psychological assessment tests were recruited, trained in the clandestine arts, supplied with gadgetry and cash, given a cover, and sent overseas. The case officer called his 40-50 double agents "dangles" because their job was to act like normal radicals and hope that a gullible KGB agent would make an approach. Chaos dangles also spied and reported on their American colleagues. That's the illegal domestic part. A folder was created for each dissident. The folder contained the dissident's 201 "personality" file from the FBI, and included everything from arrest records to report cards to surreptitious photos taken of the person with other radicals. Some 7,000 -10,000 hard files were eventually assembled. In 1970 the Chaos squad started entering its information on radicals onto IBM cards and compiling it in a data base codenamed HYDRA that ultimately contained the names of some 300,000 people. HYDRA was developed domestically at the same time as the Phoenix information system (PHMIS) in Vietnam, by the same people. Chaos included a mail intercept program codenamed HTLINGUAL. I'm sure the anthrax scare after 9/11 was a CIA provocation designed to justify a mail intercept program similar to HTLINGUAL. All of these things I'm talking about are happening today on a much grander scale within the Muslim American community. In 1971, the IDIU's Intelligence Evaluation Committee was managed by Robert Mardian, the Nixon Administration's assistant attorney general in charge of Internal Security. The Chaos squad was helping the Pentagon track army deserters, as well as foreign nationals who were trying to coax soldiers to desert from US military bases in Germany. Chaos dangles were sent to North Vietnam and Cuba, and one agent, possibly Timothy Leary, was launched against Eldridge Cleaver in Algeria. Another Chaos agent played a critical though undisclosed role at the May 1971 anti-war demonstrations in Washington. Even Nixon's National Security Advisor, Henry Kissinger, monitored Chaos operations in regard to his secret peace negotiations with the North Vietnamese. By 1972, the Chaos squad was working with Nixon's infamous Plumbers. One Chaos agent may have been involved in the botched Watergate burglary that brought Nixon down. The mastermind of the burglary, Gordon Liddy, sat on Mardian's Intelligence Evaluation Committee and leveled requirements on CIA officer Richard Ober at Chaos. Liddy and his partner in crime, CIA officer E. Howard Hunt, are known to have directed Ober to spy on members of other government agencies. They also targeted Nixon's political enemies, including people like Daniel Ellsberg who could in no way be considered terrorists. Which gives you an idea of the prominence of political cadres in these operations, and how they used their power to conduct all manner of dirty tricks. Incredible power was concentrated in the Chaos office. Ober worked with the National Commission on Civil Disorders, the protean Law Enforcement Assistance Administration, and the Special Services units (Red Squads) of America's major metropolitan police departments. The CIA has always recruited cops as contractors to organize and advise foreign police forces, and local police forces certainly helped the CIA amass its Chaos files. As head of the Counterintelligence staff, James Angleton was the CIA's official contact with all federal law enforcement agencies, including the Bureau of Narcotics. Chaos exemplifies how the White House, through the CIA's network of law enforcement contacts, could use the Homeland Security apparatus as a cover to conduct all manner of illegal

domestic operations. It shows how the CIA could use participating Homeland Security agencies for its own insidious institutional purposes, and that individuals like Hunt and Liddy could exploit it for partisan political purposes. Hunt and Liddy's many misadventures resulted in the Watergate scandal, which cast a bright light on CIA's shenanigans and eventually led to the exposure of the Chaos squad. William Colby was the CIA's Executive Director at the time. Colby had returned to the United States in 1971 to testify to Congress about Phoenix, and had stayed on to take charge of the CIA's organizational affairs. After the arrest of the Watergate burglars, Colby worked with the Justice Department to have the IDIU abolished, and he made sure the Chaos "case officer" was reassigned but not disciplined. After he became Director of Central Intelligence in September 1973, Colby personally minimized the damage by leaking some of the gory Chaos details to Seymour Hersh. Colby also sacrificed his bitter rival James Angleton, who as chief of Counterintelligence was held responsible for Chaos and the mail intercept program. Colby's "limited hangout" and scapegoating of Angleton were part of a shell game, however, and the Chaos squad continued to track radicals and respond to FBI and military requirements. Everything was the same as before, including the ultra-secure communications system and restricted filing system, except that now, and from then on, it was done under the aegis of counterterrorism. Colby started the ball rolling in July 1972 when he made Ober chief of the CIA's International Terrorism Group (ITG). Ober's new job was to set up and manage a "central program" on international terrorism and airplane hijackings. Building on the Chaos files, the ITG started penetrating terrorist training camps in Algeria and Libya. It kept track of black militants with international connections, and its reports, like Chaos reports, were sent to Kissinger at the National Security Council. Ober's appointment as chief of ITG coincided with the establishment of Nixon's Cabinet Committee to Combat Terrorism, the first US Government entity of its kind. After the official termination of Chaos in March 1974, the ITG continued to occupy the same space in the CIA's basement. A new ITG chief was assigned and was assisted by the same female secretaries who kept updating the Chaos files and computer tapes. As of 1975, no Chaos files had been destroyed, because the CIA could not adequately define a "dissident." In 1977, veteran CIA officer Howard Bane became the third ITG chief. The notion of state-sponsored terrorism had emerged and was attributed to Libya and Iraq, both of which were said to have Soviet backing. As a result, Jimmy Carter's DCI, Stansfield Turner, directed Bane to organize the CIA against this new threat. According to Bane, counterterrorism was a "hot potato" but a "low priority" because of ongoing Congressional investigations into CIA abuses. Bane said Turner was "hung up" on the legal definition of terror. Turner insisted that CIA officers refer to counterinsurgency as "low intensity warfare," and in his effort to polish the CIA's image, Turner renamed the ITG the Office of Terrorism. Again, it was a shell game. Bane moved into the Chaos/ITG space in Langley's basement. He described it as a windowless room as large as the ground floor of a house, divided into cubicles. "There were ten or twelve little old ladies running around in tennis shoes," he said. Operations were compartmentalized and there was a "vault mentality." Little was happening. The acting chief was the former ITG operations officer and his job was following US citizens overseas. An avid proponent of covert action, Bane had served as chief of the CIA's North Africa Division and in other top operational posts. He was nearing retirement and approached his new assignment with the fervor of a man seeking to enshrine his legacy. He summoned everyone to a staff meeting and said, "Let's advertise ourselves to divisions." He set up a reference system to service each of the CIA's divisions, and each "little old lady" became an expert on a specific geographical area. Bane started meeting with his counterparts at State, Treasury, the FBI, the Pentagon, the White House and the NSA. As the Office of Terrorism began to serve a visible function, he moved the office to a fourth floor suite with windows. He was given an operations officer and recruited young men

to replace the older women as his liaison officers to the divisions. He began working with Jim Glerum, the chief of the CIA's Special Operations Division,² paramilitary operational forces at his command. to beef up the Meanwhile, the US Army had created Delta Force to respond to the well publicized terrorist incidents that occurred in the 1970s. Delta and later the Navy's SEAL Team Six served as the CIA's vanguard in the nascent War on Terror. Within the context of "low intensity warfare", the Office of Terrorism and its paramilitary units adopted a new lexicon in which "anti-terrorism" was the term for broad policy, and "counterterrorism" applied to specific, immediate actions. Bane got a bigger budget and high tech gadgets like silenced weapons and bugging equipment for use in hostage rescue operations. He acquired a fleet of black choppers and formed a Crisis Management Training Program team, composed of a psychiatrist and a few case officers, which advised US and foreign law enforcement officers on how to negotiate with terrorists. Bane set up a two-man intelligence unit at Delta headquarters at Fort Bragg, at which point Delta became a "customer" of CIA intelligence. Bane's Office of Terrorism sent daily reports profiling known terrorists and their activities to the Defense Intelligence Agency and the FBI. Very quietly his unit began to coordinate actual counterterror operations. "Say someone in Frankfurt had access to the Red Army," Bane explained. "Then Delta would send a team." Bane's Office of Terrorism handled each incident on a case-by-case basis, depending on whether it was defined as "international terrorism" (meaning the terrorists crossed borders or had foreign support) or "domestic terrorism" if terrorists were operating within their own country. If the incident related to domestic terrorism, the Office of Terrorism could not get involved, unless authorized through a presidential executive order called a "finding." The need for a finding was a stumbling block. Bane cited the time Colombia's M19 terror group took 20 foreign diplomats, including the US ambassador, hostage at a party at the Dominican Embassy. Thinking the transnational nature of the incident qualified it as "international terror," Bane, with the approval of the State Department's terrorism unit, launched a Delta operation in conjunction with the CIA's new SOD chief, Rudy Enders. Bane provided intelligence on the terrorists, while Enders provided Delta with the equipment it needed to stage a rescue operation. Meanwhile the Crisis Management Team assembled in Florida and prepared to jump into Colombia. But the operation came to a screeching halt when the CIA's Assistant Deputy Director of Operations, John Stein, revealed the operation to Turner's Deputy Director of Operations, John McMahon. As Bane recalled, McMahon asked him, "Are you trying to send us all to jail?" McMahon put the operation on hold and Bane was forced to call his officers back to Langley where they waited while "the lawyers" met with Carter's National Security Council staff. Only after the lawyers gave their approval did Carter issue the required "finding." In another instance, Bane was not allowed to mount an operation to rescue Italy's Prime Minister Aldo Moro. According to Bane, his superiors determined that Moro's captors were Italian nationals and thus were deemed to be operating domestically. Let me stress that all this was happening within the context of the Cold War. The Office of Terrorism was a feature of the broader "low intensity warfare" strategy designed to thwart Soviet "aggression" in Third World countries like El Salvador. Not until 4 November 1979, and the takeover of the American Embassy in Tehran, did the context start to change. This seminal event marked the emergence of Islamic "fundamentalists" as America's new *bête noire*. (And it allowed Ronald Reagan to crush Jimmy Carter in the 1980 presidential election.) In the wake of the Embassy takeover, Carter ordered Bane and the CIA's Office of Terrorism to work with Delta Force to rescue the 53 hostages. Bane told me the plan was based on a covert action plan to obtain "current intelligence" on the status of the hostages, including Tom Ahern, the CIA's station chief in Tehran.³ Bane needed this information to know where to direct what he called "the black and gray propaganda necessary to disguise the CIA's actual intentions." There was also a need to

quickly train Delta Force to operate in the Iranian desert. The needed intelligence was obtained, but the government's first major counterterror operation, the Desert One rescue mission, failed to get off the ground. Several aircraft malfunctioned and one crashed on 25 April 1980, killing eight soldiers. As with the Benghazi tragedy, Republican politicians jumped for joy at the chance to criticize Democrats; the hostage crisis dragged on for six months and enabled Reagan to characterize Jimmy Carter as weak, which means instant death for any American politician. There was other collateral damage as well. Reagan's flamboyant Director of Central Intelligence, William Casey, fired Bane and replaced him with William Buckley, a veteran CIA officer who had served several tours in Vietnam. From 1969-1971, under his patron Ted Shackley, Buckley had directed the CIA's national counterterror program in Vietnam. In April 1981, Casey and Buckley traveled together to Saudi Arabia to pave the way for the construction of an underground network of secret military bases that would be available to US forces. If the remarks attributed to Osama bin Laden are true, the presence of those bases under Saudi soil was one of the reasons he staged the 1998 Embassy bombings and the 9/11 terror attacks. The War on Terror took its next Great Leap Forward in October 1981 with the assassination of Egyptian President Sadat by his personal bodyguards, whom Buckley had trained. The assassination nullified the Camp David Accords and freed Israel to target PLO bases in Lebanon. In May 1982, Israeli assets in the fascist Christian Phalange militia organized one of the greatest acts of terror of all time – the massacre of hundreds of Palestinians in the Sabra and Shatila refugee camps. In August 1982 Buckley returned to CIA headquarters to coordinate anti terrorism policy through the Domestic Terrorism Group. Meanwhile, Casey appointed veteran CIA officer David Whipple as the CIA's National Intelligence Officer (NIO) for counterterrorism. A veteran operations officer with extensive service in the Far East, Whipple had been serving as CIA station chief in Switzerland. Whipple told me that Casey's executive staff consisted of 16 NIOs; eight handled geographical divisions, while the other eight handled issues like narcotics, nuclear weapons, and in Whipple's case, terrorism. Under Casey's direction, every government agency established a counterterror office as part of a secret apparatus. Whipple as NIO coordinated the CT offices and assisted the CIA's division chiefs, making sure their station chiefs were properly handling counterterror issues in their area of operations. Whipple ran the Office of Domestic Terrorism (ODT) from 1982 until 1986. His staff included an operations chief, intelligence analysts, photo interpreters, and case officers.⁴ Because it had the authority to access any division's files and co-opt its penetration agents, the ODT was resisted by the divisions – especially the Near East Division, which was on the front lines of the War on Terror. As you can see, the evolution of "offices" and later "centers" that transcended and coordinated the CIA's divisions was well underway by 1982. Throughout this early stage of its evolution, the CIA's terrorism office retained the legal authority to conduct unilateral domestic operations for a specific period of time before being required to notify and involve the FBI. (The guidelines are more honored in the breach than the observance, I'm sure.) The ODT also maintained the super-secret communications system instituted during Chaos that by-passed the CIA's normal chains of command. As part of this back-channel "counterterror network", Casey recruited Oliver North, a doe-eyed Marine lieutenant colonel assigned to the National Security Council (NSC). Whipple served as North's case officer in the monumental political misadventures North embarked upon. Cut from the same fascist cloth as his ideological forefathers Hunt and Liddy, North formed a crisis management center along with REX 84, "a plan to suspend the Constitution in the event of a national crisis such as nuclear war, violent and widespread internal dissent, or national opposition to a U.S. military invasion abroad."⁵ North's plan called for "the round-up and internment of large numbers of both domestic dissidents (some 26,000) and aliens (3,000 – 4,000), in camps such as the one in Oakdale,

Louisiana.”⁶ Certain trusted members of Congress were witting (despite that august body’s periodic protestations that the CIA operates as a “rogue elephant”) and Senator Daniel Inouye cut off all debate about North’s plan to suspend the Constitution when the subject was raised during the televised Iran-Contra Hearings in 1987. In April 1984, North created the Terrorist Incident Working Group (TIWG) specifically to rescue several American hostages held in Lebanon, including the aforementioned William Buckley, who had been kidnapped the month before. North became TIWG’s chairman and in October 1985 managed its first successful operation – the capture of the hijackers of the Achille Lauro. A few months earlier, after the June 1985 hijacking of TWA Flight 847 while it was flying from Athens to Beirut, George H. W. Bush had created the Vice President’s Task Force on Combating Terrorism. As the NSC’s liaison to the Task Force, “North drafted a secret annex for its report which institutionalized and expanded his counterterrorist powers, making himself the NSC coordinator of all counterterrorist actions.”⁷ North continued to acquire greater and greater powers, and on 20 January 1986, National Security Decision Directive 207 made him “chief coordinator” of Casey’s secret counterterror network through the Office to Combat Terrorism (OCT). Working through the NSC’s Operations Sub-Group, North coordinated the back-channel CT network with Major General Richard Secord’s “off-the shelf” Enterprise in a series of illegal operations. Among them were Israel’s facilitation of arms sales to Iran; American civilians supplying arms to the Contras; and Contra drug smuggling into America. North also planned for the repression of domestic dissent and criticism. As P. D. Scott has noted, “the Office to Combat Terrorism became the means whereby North could coordinate the propaganda activities of Carl “Spitz” Channel and Richard Miller (and) the closing of potential embarrassing investigations by other government agencies.”⁸ The evolution climaxed in 1986 with the creation of the CounterTerror Center under Duane Clarridge. Yet another right wing ideologue, Clarridge had been chief of the CIA’s station in Turkey in the late 1960s and early 1970s, when the fascist Grey Wolves went on a terror rampage, bombing and killing thousands of public officials, journalists, students, lawyers, labor organizers, social democrats, left-wing activists and Kurds. Since then, Turkey’s military has been one of America’s strongest allies, despite the recent coup attempt staged by the America-based, CIA-connected exile, Fethullah Gülen. A body-builder and scion of the old boy clique that runs the CIA, Clarridge was chief of Latin America Division from 1981 until 1984, when Nicaraguan harbors were mined and the CIA’s “murder manual” was distributed to the Contras. Clarridge helped Secord’s off-the-shelf Enterprise move PLO weapons captured by Israeli forces during their bloody invasion of Lebanon, through Manuel Noriega in Panama, to the Contras. That’s the kind of stuff the CT Center still does today; moving weapons from chaotic places like Benghazi in Libya, to deniable terrorist surrogates in Syria. As chief of the Europe Division, Clarridge had also provided the back channel in Lisbon that Secord’s Enterprise used to sell HAWK and TOW missiles to the Iranians, in exchange for the release of American hostages. According to Scott, “The intrigues of North, Secord, Clarridge and (Robert) Oakley (at the State Department) at this point showed a concern for politics rather than security.”⁹ When I interviewed him, Clarridge described the CT Center, which has coordinated CIA back-channel activities since 1986, as a central unit with members from the directorates operating under a committee at the National Security Council. With input from the division chiefs, the CT Center “divines” (as he put it) anti-terrorism policy and then “constructs entities” that conduct operations. It is not a function of US Special Forces, as often portrayed in the media, but of CIA “action teams” trained to capture suspected terrorists and bring them to the United States to stand trial. During his tenure as CT Center chief from 1986 to 1988, Clarridge worked directly with George H. W. Bush. He was lucky in that regard; Clarridge was indicted on seven counts of lying to Congress, but his case never went to trial, thanks to a last minute pardon Bush

issued on 24 December 1992. When called to task about his crimes, North blamed the peaceniks who lost the Vietnam War. If liberal politicians hadn't investigated the CIA, he argued, then fascists like him wouldn't have had to resort to dirty tricks. North's hatred of the peace movement was palpable. North believed that "the most pressing problem is not in the Third World, but here at home in the struggle for the minds of the people."¹⁰ North was out of control; when Jack Terrell told the Justice Department that North was involved in Contra drug smuggling, North labeled Terrell a terrorist and sicced the FBI on him. But neither North nor any of the other Iran-Contra criminals were ever punished, because, as Michael McClintock noted at the time, "the very notion of counterterror as terrorism was forbidden, while circumlocution was the norm."¹¹ That's how the CIA's CT Center evolved from the Chaos domestic spying mechanism into the nerve center of the CIA's clandestine staff. Same thing happened with the CIA's Counter-Narcotics Center at the same time. Both are modeled on Phoenix, and both are wonderful tools for White House cadres to exercise political control over the bureaucracies they coordinate. These "centers" are the perfect means for policing and expanding the empire; they make it easier than ever for the CIA to track people and events in every corner of the world. The need for the old-fashioned directorates is fading away. You don't need an entire directorate to understand the political, social and economic movements around the world anymore, because the United States is controlling them all. The US has color revolutions going everywhere. It's got the World Bank and the IMF strangling countries with debt, like the banks are strangling college students and home owners here. The War on Terror is the best thing that ever happened to US capitalists and their secret police force, the CIA. Terrorism is the pretext that allows the CIA to coordinate and transcend every government agency and civic institution, including the media, to the extent that we don't even see its wars anymore. Its control is so pervasive, so ubiquitous; the CIA has actually become the Phoenix. JIMENEZ: Right. VALENTINE: It's the eye of god in the sky; it's able to determine what's going to happen next because it's controlling all of these political, social and economic movements. It pits the Sunnis against the Shiites. It doesn't need slow and outdated directorates. These Phoenix centers enable it to determine events instantaneously anywhere. There are now Counterterror Intelligence Centers all over the world. In Phoenix they were called Intelligence Operations Coordinating Centers. So it's basically exactly the same thing. It's been evolving that way and everybody on the inside was gearing themselves for this glorious moment for 30 years. They even have a new staff position called Targeting Officers. You can Google this. JIMENEZ: Right, right, exactly. VALENTINE: The centers represent the unification of military, intelligence and media operations under political control. White House political appointees oversee them, but the determinant force is the CIA careerists who slither into private industry when their careers are over. They form the consulting firms that direct the corporations that drive the empire. Through their informal "old boy" network, the CIA guys and gals keep America at war so they can make a million dollars when their civil service career is over. JIMENEZ: The Washington Post and subsequent articles frame it as if these changes are drastic. But to hear you, it's a natural progression. So what does this announcement mean? Is the CIA putting out their own press release through the Washington Post just to give everyone the heads up? VALENTINE: Well, everybody in the CIA was worried that if the directorates were reorganized, it would negatively affect their careers. But executive management usually does what its political bosses tell them to do, and Brennan reorganized in 2015. He created a fifth directorate, the Directorate for Digital Innovation (DDI) ostensibly as the CIA's "mantelpiece". But, as the Washington Times reported, "it is the formation of the new 'mission' centers – including ones for counterintelligence, weapons and counter-proliferation, and counterterrorism– that is most likely to shake up the agency's personnel around the world."¹² The CIA's "ten new Mission Centers" are

designed to “serve as locations to integrate capabilities and bring the full range of CIA’s operational, analytic, support, technical and digital skillsets to bear against the nation’s most pressing national security problems.”¹³ This modernization means the CIA is better able to control people politically, starting with its own officers, then everyone else. That’s the ultimate goal. Politicians, speaking in a unified voice, create the illusion of a crime-fighting CIA and an America with a responsibility to protect benighted foreigners from themselves. But they can’t tell you what the CIA does, because it’s all illegal. Well, it’s all a lie. In order for the politicians to hold office, they have to cover for the CIA. Their concern is how to explain the reorganization and exploit it. They squabble among themselves and cut the best deals possible. JIMENEZ: That makes complete sense. Talking about all the illegal activity the CIA is involved in, I couldn’t help but think of the drug running. I’d like to point out to our listeners the article you wrote, which offers everything they ought to know as far as the history of the CIA in drugs. It’s entitled, “The CIA and Drugs: A Covert History” (Counterpunch, 7 November 2014). Meanwhile, I’d like to hear your opinion on the influence of counterterrorism and counterinsurgency tactics in local law enforcement. Local police departments are adopting many of the same tactics. We’re seeing the US government use counterterrorism and counterinsurgency tactics against its own people. Perhaps one of the most vivid examples is what happened in Ferguson, Missouri. Is that too a natural progression of Phoenix? VALENTINE: Absolutely. The very last paragraph in my book *The Phoenix Program* says you’ll know the Phoenix has arrived when you start seeing police forces advancing on protestors in paramilitary formations, and driving around in armored vehicles. That’s what the CIA does in foreign nations; it militarizes police forces so it can control that country’s political, economic and social movements. The CIA’s influence is pervasive here, too; it advises all the major police departments in the US. The Phoenix model of coordinating agencies happens under the “cognizance” of the CIA, because the premier threat is a terrorist infiltrating the US with nukes. It goes back to Chaos thinking: maybe ISIS is recruiting black radicals in Ferguson. If so, we need paramilitary police forces and administrative detention laws to neutralize them. The Missouri governor can say a protester in Ferguson is violating national security laws and hold him indefinitely. The media loves it. FOX News said the Black Lives protesters were holding “us” (meaning white people) hostage. If it’s a hostage situation, they’re terrorists. Tucker Carlson said (I paraphrase), “You can talk about race all you want. It’s a hostage situation and race doesn’t matter.” So the racists in government and law enforcement are elated. Now they can send in provocateurs (maybe an Afghanistan veteran like Dallas shooter Micah Johnson, who got wiped out by a robot carrying a Claymore mine) and start riots and crush the protestors because they’re terrorists. And that’s how, over the last 40 years, dissent has come to equal terrorism. It’s how the one percent wants us to see non-violent protest. They want the public to believe that anybody who resists law enforcement is a terrorist. All the pieces have been put in place, through the corporate media, to make the lies seem true. These Counterterror Intelligence Centers are already operating in the United States through the Department of Homeland Security’s fusion centers, which do the same thing. JIMENEZ: Exactly. VALENTINE: The American empire consists of hundreds of military bases and a CIA station in every country. It’s Pepsi being sold in Vietnam. “We are the world.” It’s not just 50 states and a few protectorates. It’s crazy for average Americans to think their fate is not directly connected to the fate of every other person in the world, or that the one percent considers them higher-class peasants than the other worker bees elsewhere around the world. There are diminishing resources and other strategic problems that the CIA is forecasting 20 years into the future. It’s planning stratospheric aerosol injections to cure climate change. The reorganization of the CIA is another incremental step in anticipation of America reaching that tipping point. Gated communities are the future; the centers

replicate them. JIMENEZ: Indeed. Something you said just now really struck me. And that's the way that Americans separate themselves from the Other. It reminds me of these arguments we hear in the media regarding the use of militarized police. It's okay in Afghanistan, but not in Ferguson. The use of Predator drones to kill somebody in Yemen is okay, but not in Montana. It's murder either way, but most of the American public doesn't see it that way. We can discuss this, but unless the American people do something to change this, then we run the risk of these things just becoming normal and accepted. For example, the CIA's drug running now we see in feature films, in Hollywood productions. VALENTINE: They think, "Well, that's what the CIA does, everybody knows it." If you watch a pro football game, you know the US military owns the NFL. There's F-14s flying over the stadiums. Every spectator has to stand and salute and plant a big wet kiss on the military's fat bloated butt. In my opinion, what it will take is for the men and women in the military to realize they're part of a self-defeating enterprise. Before you can change the CIA, you have to change some other things. You have to shrink the military establishment and end the war on drugs, which can be done. When given the chance in state referendums, people are voting for medical marijuana and adult recreational use. When given a chance to vote, people express common sense. Marijuana is not going to make you go out and massacre school kids or abortion providers. That happens because we live in a country that glorifies the god of violence and his sacred warriors. Demilitarizing American society is a start, like decriminalizing marijuana is a first step in ending the war on drugs. It's easier than challenging an arcane thing like the CIA that's covered with grey and black propaganda. It's hard for people to understand how huge bureaucratic systems work together. They get frustrated and vote to leave the European Union, or they cling to Trump or Clinton, thinking things will change. Maybe next year all the students will default on their loans and bring the system down. Maybe they'll say to hell with the bankers for mortgaging my future. We're taking it back. If something like that can happen, if that kind of consciousness can spread among young people being held in economic bondage and groomed to administer the empire, then there's hope. If they see they have nothing to lose, they'll come together and start making a fuss. JIMENEZ: That would be something to behold. VALENTINE: You have to use your imagination

Citations:

1 Michael Calderone, "CNN Removes Reporter Diana Magnay From IsraelGaza After 'Scum' Tweet, The Huffington Post, **2** The SOD is now known as the Special Activities Division. **3** Ahern was working undercover as the Embassy's Narcotics Control Officer. **4** Interview with David Whipple **5** Peter Dale Scott, "North, Iran-Contra, and the Doomsday Project: The Original Congressional Cover Up of Continuity-of-Government Planning", The Asia-Pacific Journal, 21 February 2011, citing a quote from the 5 July 1987 Miami Herald. Scott originally published the article in 1989 as "Northwards without North: Bush, Counterterrorism, and the Continuation of Secret Power." **6** Ibid. Miami Herald, July 5, 1987. **7** Ibid. **8** Ibid. **9** Ibid. **10** Ibid. **11** Michael McClintock, Instruments of Statecraft: U.S. Guerilla Warfare, Counterinsurgency, Counter Terrorism, 1940-1990, p 306. **12** Guy Taylor, "CIA goes live with new cyber directorate, massive internal reorganization" Washington Times, 1 October 2015. **13** Ibid

CREATING A CRIME: HOW THE CIA COMMANDEERED THE DRUG ENFORCEMENT ADMINISTRATION

By Douglas Valentine

Acronyms

DEACON: Drug Enforcement Administration Clandestine Operations Network

DESOG: Drug Enforcement Administration Special Operations Group

CENTAC: The Central Tactical Program was established by the Drug Enforcement Administration (DEA) to conduct investigations of major drug organizations?

BUNCIN: The Bureau of Narcotics Covert Intelligence Network

NIO: National Intelligence Officers

IGO: Intelligence Group/Operations

BNDD: Bureau of Narcotics and Dangerous Drugs

FBN: Federal Bureau of Narcotics

.....Washington Post columnist Jack Anderson. Anderson's sensational allegation that the DEA was providing cover for a CIA assassination unit was supported by revelations that the Senate had investigated Conein for shopping around for assassination devices, including exploding ashtrays and telephones. Conein kept his job, but the investigation exposed Muldoon and led to Conein's comrade from the OSS, Mitch Werbell. A deniable asset Conein used for parallel operations, Werbell had sold silenced machine pistols to DEACON 1 target Robert Vesco. Then living in Costa Rica, Vesco was surrounded by drug trafficking Cuban exiles from the Trafficante organization. Trafficante was also, at the time, living in Costa Rica as a guest of President Figueres. Figueres' son had purchased weapons from Werbell and used them to arm a death squad he had formed with DEACON 1 asset Carlos Rumbault, a notorious anti-Castro Cuban narco-terrorist and fugitive drug smuggler. Meanwhile, in February 1974, DEA Agent Anthony Triponi, a former captain in the army Special Forces and a Phoenix program veteran, was admitted to a hospital in New York "suffering from hypertension." DEA inspectors found Triponi in the psychiatric ward, distraught because he had broken his "cover" and now his "special code" would have to be changed. Thinking he was insane, the DEA inspectors called former chief inspector Patrick Fuller in California, just to be sure. As it turned out, Triponi was an active member of Operation Twofold and everything he said was true! The incredulous DEA inspectors called the CIA and were stunned when they were told: "If you release the story, we will destroy you."¹⁶ By 1975, Congress and the Justice Department were investigating the DEA's nefarious relations with the CIA. In the process they stumbled upon Tripodi's Medusa Program, as well as DEA plots to assassinate Moises Torrijos (brother of Panamanian President Omar Torrijos) and Panama's chief of military intelligence, Manuel Noriega. In a draft report, DEA Inspector Richard Salmi described Medusa as follows: "Topics considered as options included psychological terror tactics, substitution of placebos to discredit traffickers, use of incendiaries to destroy conversion laboratories, and disinformation to cause internal warfare between

drug trafficking organizations; other methods under consideration involved blackmail, use of psychopharmacological techniques, bribery and even terminal sanctions.”

The Cover-Up

Despite the flurry of investigations, Nixon’s successor, Gerald Ford, reconfirmed the CIA’s arrangement with DEA. The CIA continued to have its way. Much of its success is attributed to Seymour Bolten, whose staff, perhaps not coincidentally, handled all requests for files from the US Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities. The Church Committee, as it was known, was investigating the CIA’s many and varied illegal activities. But rather than bring about the total destruction of the Agency, the Church Committee concluded that allegations of drug smuggling by CIA assets and proprietaries “lacked substance.” The Rockefeller Commission likewise gave the CIA a clean bill of health, falsely stating that Operation Twofold was terminated in 1973. As Ingersoll noted, the Commission completely ignored the existence of the CIA’s operational unit hidden within the inspections program. However, as a result of the DEASOG assassination scandals, Ford did task the Justice Department to investigate “allegations of fraud, irregularity, and misconduct” in the DEA. Under US Attorney Michael DeFeo, the ensuing investigation examined allegations that DEA officials had discussed killing Omar Torrijos and Manuel Noriega. In March 1976, Deputy Attorney General Richard Thornburgh announced there were no findings to warrant criminal prosecutions. In 1976, Congresswoman Bella Abzug submitted questions to Ford’s CIA director, George H.W. Bush, about the CIA’s role in international drug trafficking. Bush’s response was to cite a 1954 agreement with the Justice Department that gave the CIA the right to block prosecution and keep its crimes secret in the name of national security. In its final report, the Abzug Committee wryly noted: “It was ironic that the CIA should be given responsibility of narcotic intelligence, particularly since they are supporting the prime movers.”¹⁷ Acknowledging the operational realities, Congress in 1976 through the Mansfield Amendment sought to curtail extra-legal activities by prohibiting DEA agents from kidnapping suspects without the consent of the host government. The CIA, of course, was exempt and continued to sabotage DEA cases against its “prime movers” while further tightening its stranglehold on DEA executive management. In 1977, having reached the end of his rope, the DEA’s enforcement chief, Daniel Casey, sent a memo co-signed by the enforcement division chiefs to DEA Administrator Peter Bensinger. The memo stated, “All were unanimous in their belief that present CIA programs were likely to cause serious future problems for DEA, both foreign and domestic.”¹⁸ Casey and his division chiefs specifically cited CIA “controlled deliveries” into the United States, and the fact that the CIA “will not respond positively to any discovery motion,” as the biggest impediments. “Many of the subjects who appear in these CIA-promoted or controlled surveillances,” the DEA officials complained, “regularly travel to the United States in furtherance of their trafficking activities.” The “de facto immunity” from prosecution the traffickers enjoyed, due to the CIA’s “electronic surveillance” of the controlled deliveries, enabled the CIA assets to “operate much more openly and effectively.” But Bensinger suffered the CIA at the expense of America’s public health and the DEA’s integrity. Under Bensinger, the DEA created its CENTAC program to target trafficking organization worldwide. But the CIA subverted CENTAC too: as CENTAC chief Dennis Dayle famously said, “The major targets of my investigations almost invariably turned out to be working for the CIA.”¹⁹

Murder and Mayhem

DEACON 1 inherited BUNCIN's anti-Castro Cuban assets from Brigade 2506, which the CIA had organized to invade Cuba in 1960. Controlled by Nixon's secret political police, these CIA assets, operating under DEA cover, had parallel assignments involving "extremist groups and terrorism, and information of a political nature."²⁰ DEACON 1's downfall, however, had more mundane origins and began when overt agent Bill Logay charged that covert agent Bob Medell's anti-Castro Cuban assets had penetrated the DEA on behalf of the Trafficante organization. In other words, the CIA was using its narco-terrorists to spy on the DEA, so it could better protect its anti-Castro Cuban narco-terrorist networks. DEACON 1 secretary Cecelia Plicet fanned the flames by claiming that Conein and Medell were using Principal Agent Tabraue to circumvent the DEA, and thus more easily bring drugs into the country. In what amounted to an endless succession of controlled deliveries, all monitored by the CIA, Tabraue financed loads of cocaine and used DEACON 1 assets to smuggle them into the US. Plicet told me that Medell and Conein worked for "the other side" and wanted the DEA to fail. These accusations prompted yet another cover-up, in which Logay was reassigned to the DEA's Inspections staff and Medell was replaced by Gary Mattocks, an NIO member of the Dirty Dozen. According to Mattocks, Western Hemisphere Division Chief Ted Shackley (whom Mattocks had worked for in Vietnam) helped Colby set up DEASOG and brought in "his" people, including Tom Clines, whom Shackley placed in charge of the CIA's Caribbean Operations Group. Clines, like Shackley and Bolten, knew all the exile Cuban narco-terrorists on the DEASOG payroll. CIA officer Vernon Goertz, notably, worked for Clines in Caracas as part of the CIA's parallel mechanism under DEASOG cover. As cover for his DEACON 1 activities, Mattocks set up a front company designed to improve relations between Cuban and American businessmen. Meanwhile, he hired members of the Artime organization, including Watergate burglars Rolando Martinez and Bernard Barker, and Che Guevara's killer, Felix Rodriguez. These anti-Castro narco-terrorists were allegedly part of a hit team that Shackley and Clines employed for private as well as professional purposes a distinction no longer relevant in the 21st century. In late 1974, DEACON 1 finally expired when Robert Simon's daughter was murdered in a drive-by shooting by Mattocks' crazed anti-Castro Cubans. Simon at the time was managing the CIA's drug data base and had linked the exile Cuban narco-traffickers with "a foreign terrorist organization." As Mattocks explained, "It got bad after the Brigaders found out Simon was after them." It was bad, yes, but it was business as usual, and none of the CIA's narco terrorists were arrested for murdering Simon's daughter. Instead, Conein issued a directive prohibiting DEACON 1 assets from reporting on domestic political affairs or terrorist activities. The murder was swept under the carpet for reasons of national security. DEACON 1 unceremoniously ended in 1975 after Fred Dick was assigned to head the DEA's Caribbean Basin Group. In that capacity Dick, who hated Seymour Bolten, visited the DEACON 1 safe house and found, in his words, "a clandestine CIA unit using miscreants from Bay of Pigs, guys who were blowing up planes." Dick hit the ceiling and in August 1975 DEACON I was terminated. No new DEACONs were initiated and the rest quietly ran their course. Undeterred, the CIA redeployed its anti-Castro Cuban miscreants to the terror organization CORU in 1977. Others would go to work for Ollie North in the Reagan regime's Iran-Contra narco-terror network. Conein's IGO was disbanded in 1976 after a grand jury sought DEACON I intelligence regarding several drug busts. But, as noted earlier, CIA-acquired intelligence cannot be used in prosecutions, and the CIA refused to identify its assets in court, with the result that 27 prosecutions were dismissed on national security grounds. Gary Mattocks was thereafter unwelcome at the DEA. But his patron Ted Shackley had become DCI George H. W. Bush's assistant deputy director for operations, at which point Shackley rehired Mattocks into the CIA and assigned him to the CIA's narcotics unit in Peru. At the time, drug kingpin Santiago Ocampo was purchasing cocaine in Peru and his partner Matta Ballesteros was flying it

to the usual Cuban miscreants in Miami. One of the receivers, Francisco Chanes, an erstwhile DEACON asset, owned two seafood companies that allegedly served as fronts in North's Contra supply network, receiving and distributing tons of Contra cocaine. Mattocks soon joined the Contra support operation as Nicaraguan guerrilla leader Eden Pastora's case officer. In that capacity Mattocks was present in 1984 when a CIA case officer handed pilot Barry Seal a camera and told him to take photographs of Sandinista official Federico Vaughn loading bags of cocaine onto Seal's plane. A dual CIA/DEA "special employee," Seal was running drugs for Jorge Ochoa Vasquez and using Nicaragua as a transit point for his deliveries. North asked DEA officials to instruct Seal to steal \$1.5 million in cash from Ochoa and deliver the money to the Contras instead. When the DEA officials objected, North leaked a blurry photo to the right-wing Washington Times. Purportedly taken by Seal, the photo showed Vaughn loading cocaine onto the plane. For partisan political purposes, North blew the DEA's biggest case at the time. And the DEA did nothing about it, even though DEA Chief Jack Lawn said in 1988, in testimony before the Subcommittee on Crime of the Committee on the Judiciary, that leaking the photo "severely jeopardized the lives" of agents.²¹ The criminal conspiracy climaxed in 1989 when the CIA instructed Gary Mattocks to testify as a defense witness at the trial of DEACON 1's Principal Agent Gabriel Tabraue. Although Tabraue had earned \$75 million from drug trafficking while working as a CIA/DEA asset, the judge declared a mistrial based on Mattocks' testimony. Tabraue was released without a scratch. Some people inferred that President George H.W. Bush had personally ordered Mattocks to torpedo the case. Other examples of the CIA's use of narco-terrorists abound. In 1981, for example, DEA Agent Dick Salmi recruited Roberto Cabrillo, a drug smuggling member of CORU, another organization of crazed Cuban exiles formed by Frank Castro and Luis Posada while George Bush was Director of Central Intelligence. The DEA had arrested Frank Castro in 1981, but the CIA engineered his release and hired him to establish a Contra training camp in the Florida Everglades. Castro's colleague, Luis Posada, reportedly managed drug shipments for the Contras in cahoots with Felix Rodriguez. Charged in Venezuela with blowing up a Cuban airliner and killing 73 people in 1976, Posada was shielded from extradition by President George W. Bush in the mid 2000s. Having been castrated by the CIA, DEA officials could only ask their CORU assets to please stop blowing up people like Orlando Letelier in the US. They could maim and kill people anywhere else, just not here in the Happy Homeland. By then, Salmi noted, the Justice Department had a special "gray-mail section" to fix cases involving CIA terrorists and drug dealers.

The Joke Is On You

Director of Central Intelligence William Webster formed the CIA's Counter Narcotics Center (CNC) in 1988. Staffed by over 100 agents, it ostensibly became the springboard for the covert penetration of, and paramilitary operations against, top traffickers protected by high-tech security firms, lawyers and well-armed private armies. Under CIA political control, the CNC brought together every federal agency involved in the illusory war on drugs. Former CIA officer and erstwhile Operation Twofold member, Terry Burke, then serving as the DEA's Deputy for Operations, was allowed to send one liaison officer to the CNC. The CNC quickly showed its true colors. In late 1990, Customs agents in Miami seized a ton of cocaine from Venezuela. To their surprise, a Venezuelan undercover agent said the CIA had approved the delivery. DEA Administrator Robert Bonner ordered an investigation and discovered that the CIA had, in fact, shipped the load from its bulging warehouse in Venezuela.²² The "controlled deliveries" were managed by CIA officer Mark McFarlin, a veteran of Reagan's terror campaign in El Salvador. Bonner wanted to indict McFarlin, but was prevented from doing so because Venezuela was in the process of fighting off a rebellion led by leftist Hugo Chavez. This same scenario has been playing out in

Afghanistan for the last 15 years, largely through the DEA's Special Operations Division (SOD), whose sole purpose is to provide cover for CIA operations worldwide. The ultimate form of imperial corruption, the SOD's job is not simply to "create a crime" as freewheeling FBN agents did in the good old days, but to "recreate a crime" so it is prosecutable, despite whatever extra-legal methods the CIA employs to obtain the evidence. That way, law enforcement agencies can make arrests without probable cause. As Reuters reported in 2013, "The unit of the DEA that distributes the information is called the Special Operations Division, or SOD. Two dozen partner agencies comprise the unit, including the FBI, CIA, NSA, Internal Revenue Service and the Department of Homeland Security. It was created in 1994 to combat Latin American drug cartels and has grown from several dozen employees to several hundred."²³ The utilization of information from the SOD, which like DEASOG operates out of a secret location in Virginia, "cannot be revealed or discussed in any investigative function" according to a DEA document cited by Reuters, which added that officials are specifically directed "to omit the SOD's involvement from investigative reports, affidavits, discussions with prosecutors and courtroom testimony." Agents are told to use "*parallel construction*" (my italics) to build their cases without reference to SOD's tips, which may come from sensitive CIA "intelligence intercepts, wiretaps, informants and a massive database of telephone records," Reuters reported. Citing a former federal agent, Reuters reported that SOD operators would, like Joey DiGennaro's CIA unit, tell law enforcement officials in the US to be at a certain place at a certain time and to look for a certain vehicle which would then be stopped and searched on some pretext. "After an arrest was made, agents then pretended that their investigation began with the traffic stop, not with the SOD tip, the former agent said." An anonymous DEA official told Reuters that this "*parallel construction*" approach is "decades old, a bedrock concept" for law enforcement seeking to avoid probable cause requirements. The SOD's approach does indeed replicate techniques from the early 1970s used in Operation TwoFold and Bolten's parallel mechanism. But it is a "bedrock concept" only in so far as revising reports in order to convict defendants, which was always conducted as unstated policy, is now official policy: no longer considered corruption, it is how your government manages the judicial system on behalf of the rich political elite. As FBN Agent Bowman Taylor caustically observed, "I used to think we were fighting the drug business, but after they formed the BNDD, I realized we were feeding it." The corruption was first "collateral" – a function of national security performed by the CIA in secret – but has now become "integral," the essence of an empire run amok. I'll elaborate on that, below.

Citations

16 Interview with DEA Inspector Mortimer Benjamin.

17 Jack Anderson and L. Whitten, *Boston Globe*, 3 October 1977.

18 Daniel P. Casey, Assistant Administrator for Enforcement, to Peter B. Bensinger, Administrator, re: Central Intelligence Agency.

19 Peter Dale Scott & Jonathan Marshall, *Cocaine Politics: Drugs, Armies, and the CIA in Central America*, Berkeley: U. of CA Press, 1991, pp. x-xi.

20 *Cocaine Politics*, p. 28.

21 Senate Committee on Foreign Operations, Subcommittee on Terrorism, Narcotics and International Operations, Drugs, Law Enforcement and Foreign Policy, 100th Congress, 2nd Session, GPO, Washington, DC, 1989, p. 135.

22 Interview with Robert Bonner.

23 John Shiffman and Kristina Cooke, "U.S. directs agents to cover up program used to investigate Americans", Reuters, 5 August 2013.

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The DEA initially denied Howell's allegations in a statement to AP. But the agency later called upon the Justice Department's independent watchdog **to conduct its own investigation**.

The fentanyl went unseized amid the deadliest drug epidemic in U.S. history and as the DEA led a public awareness campaign — "One Pill Can Kill" — emphasizing that even a few milligrams of the substance can be lethal.

New Mexico has responded swiftly to the revelations. Last week, the state's attorney general announced a **criminal investigation** to determine whether any federal officials broke state law by knowingly exposing New Mexico residents to the synthetic opioid.

"We're going to protect the rest of the United States from this kind of foul, 'I need a big case' effort no matter what the consequences," Lujan Grisham said. "We're angry because it's immoral."

Albuquerque Mayor Tim Keller said fentanyl represents his city's "No. 1 challenge," driving crime and homelessness and straining health care resources.

"Using us in some sort of uninformed, undisciplined experiment that's literally killing our people — that's what this is," he said. "This should outrage every single New Mexican."

Trump last week shared a link on his Truth Social page to an article attributing the scandal to the "Biden-run Justice Department." In a statement to AP last week, the Justice Department similarly said "the alleged conduct occurred under the Biden Administration's disastrous open border policies."

Howell first came forward during the Biden administration in 2023 — and was sidelined for doing so — but he continued to flag unseized fentanyl shipments as recently as last year, and the largest he documented happened two months into Trump's second term, a 1.8-million pill haul DEA learned about but did not intercept in March 2025.

Howell also revealed that the Justice Department in 2024 changed internal guidelines that had urged agents to seize fentanyl whenever "practicable," affording them more discretion to preserve longer-term investigations. Empower Oversight, the whistleblower advocacy group representing Howell, called on the Justice Department Monday to reinstate those earlier protocols so authorities "try to seize fentanyl whenever there is probable cause."

Lujan Grisham has criticized both administrations as not doing enough to stem the tide of fentanyl in New Mexico, and pointed to the death last year of a 15-month-old girl who reportedly swallowed some of her mother's drugs in Española, a town ravaged by grinding poverty and addiction.

HOMELAND SECURITY: THE PHOENIX COMES HOME TO ROOST

The Bureaucratic Method in Their Madness

By Douglas Valentine

Acronyms

CORDS: Civil Operations and Revolutionary Development Support: organization established in May 1967 under MACV, designed to coordinate U.S. military and civilian operations and advisory programs in South Vietnam

MACV: Military Assistance Command Vietnam

PRU: Provincial Reconnaissance Units: mercenary forces under the control of the CIA in South Vietnam

PIC: Province Interrogation Center

GVN: Government of Vietnam

VCI: Vietcong Infrastructure

High level bureaucrats like Dick Cheney and Donald Rumsfeld understand that political, economic and military power is harnessed through complex organizational structures. Their staffs are packed with people like Phoenix program creator Nelson Brickham, who know exactly how to do it. After 9/11, the Ultras began implementing their long-range plans to consolidate power. Bush signed the Homeland Security Act on 25 November 2002, creating the Department of Homeland Security (DHS) to coordinate the anti-terror elements of dozens of federal agencies. The Act created the policy making Homeland Security Council with four standing members: the president as chairman, along with the vice president, secretary of defense and attorney general. The Homeland Security Council is the National Security Council applied domestically. The Homeland Security Council can be understood as grander version of the Phoenix Committee in Vietnam, which consisted of the Deputy for CORDS (William Colby) as chairman, plus the CIA's station chief, MACV's assistant chiefs of staff for intelligence and operations, and the CIA chief of Revolutionary Development. The homeland security apparatus further evolved in May 2003 when, as part of the White House coordinating mechanism, Bush created the Terrorist Threat Integration Center (TTIC) under future DCI John O. Brennan. Based at CIA headquarters, the TTIC was staffed by counterterrorism experts from the CIA, FBI, DOD and DHS. It reported directly to the White House political staff, beyond public and congressional scrutiny. The apparatus congealed in late 2004, when the TTIC was renamed the National Counterterrorism Center (NCTC) and placed under the newly created position of Director of National Intelligence (DNI).³ Operating like a global Phoenix Directorate with a computerized blacklist of suspects, the NCTC has access to all military and law enforcement databases, foreign as well as domestic, which it skims for High Value targets. High Value targets are captured and incarcerated, and if possible, recruited as penetration agents at home and abroad. Failing that, they are placed on Obama's "kill list" and "neutralized" by the all-seeing "predator" drone or some CIA/Special Forces hit team packed with psycho killers. Instruments like the NCTC facilitate the merging of foreign and domestic counterterror operations. The NCTC collects, stores, and analyzes data on US citizens from every available surveillance data base as a "pre-crime" pacification effort. The CIA manages

the NCTC Operations Center, and if a suspected threat emerges, it is able to direct every homeland component, the same way it used Phoenix to coordinate every cooperating agency in Vietnam. The network extends from the White House into America's tiniest villages, and includes everyone from Congresspersons and corporate executives, to cops shooting black teenagers or chasing homeless veterans off the streets.

Parallel Mechanisms Within the federal bureaucracy, the Department of Justice (DOJ), CIA and military have their own separate chains of command, jealously guarded "parallel mechanisms" that exist apart from their "coordinated" homeland security functions. With 800 military bases around the world, its own legal system, and a budget that devours the highest percentage of federal taxpayer dollars, the military is the elephant in the room. Apart from a mutiny by the lower ranks, as happened in Vietnam, the military and its arms industry sidekicks will continue to be the driving force behind US aggression abroad and mass surveillance at home. The military's Northcom component is the backbone of the homeland security apparatus, alternately intimidating, assisting, and spying on its civilian counterparts. The National Security Agency (NSA) is the apparatus's eyes and ears. Instituted by Bush after 9/11, the NSA's Terrorist Surveillance Program was ruled unconstitutional in 2006, but the lawsuit was dismissed on appeal and a similar program called PRISM now exists in its place. As revealed by whistleblower Edward Snowden, PRISM collects communications from major US internet companies.⁴ The DOJ operates its back-channel through the FBI's Joint Terrorism Task Forces (JTTF). Based in over 100 cities and at 56 FBI field offices, these Phoenix-style coordination centers focus on "upper tier" targets that cross state lines. The FBI defines the task forces on its website as "small cells of highly trained, locally based, passionately committed investigators, analysts, linguists, SWAT experts, and other specialists from dozens of U.S. law enforcement and intelligence agencies." The FBI has had "internal security" as its mandate since its inception, and in 1996 it launched its InfraGard program in Cleveland. InfraGard is a "nonprofit" organization serving as a public-private partnership between businesses and the FBI. It's a private sector Phoenix in which business people, college presidents, state and local law enforcement agencies, and other civil guardians funnel tips to the FBI to prevent hostile acts against America's "critical infrastructure". It operates in secret and has over 50,000 members. The ACLU described InfraGard as "a corporate TIPS program" and "surrogate eyes and ears for the FBI."⁵ Since 2003, the DHS – under FBI supervision – has shared responsibility for InfraGard assets. It is important to note that the FBI has no jurisdiction over the CIA, which, like the military, exists above and beyond the laws the rest of us must obey. But while the military is an elephant trampling on everyone, the CIA is the serpent in the garden. The CIA's back-channel is its Counterterrorism Center (CTC) network. Formed in 1986, it is a direct descendent of Operation Chaos (as outlined in Chapter 11: New Games, Same Aims). The CTC network operates globally through Phoenix-style Counterterrorist Intelligence Centers, in collaboration with the suborned military, police and intelligence services of infected nations. The unilateral CTC network has its own communications system and is used to bypass the DOJ, State Department and Pentagon, as well as the regular CIA bureaucracy. It has its own paramilitary Special Operations Unit that functions like a global PRU team. The CTC works with the CIA's Crime and Narcotics Center (CNC) to manage strategic aspects of the international arms and drug trade out of drug producing nations like Bolivia and Afghanistan. Supposedly there is a legal firewall between the CIA and domestic law enforcement organizations, just as Posse Comitatus laws once banned the military. The CIA, however, infiltrates officers within the FBI's Joint Terrorism Task Forces, and within the DHS. I've described elsewhere how the CIA infiltrated the DEA. CIA officers are not listed on anyone's organizational charts,

in accordance with their status as the Protected Few; but they're there. For example, four months after 9/11, DCI George Tenet personally arranged with New York City's Muslim-hating Mayor Michael Bloomberg to slip senior CIA officer David Cohen inside the NYPD as its deputy commissioner for intelligence. The New York Times and Daily News dutifully buried the story. As Matt Apuzzo noted, "Nobody questioned the wisdom of taking *someone trained to break the laws of foreign nations and putting him in a department responsible for upholding the rule of law* [my italics]. Nobody even checked out Cohen's hand-prepared résumé, which said he had a master's degree in international relations from Boston University.⁶ The misstatement itself was inconsequential. That it went entirely unquestioned was indicative of the lack of media scrutiny Cohen could expect in his new job."⁷ An expert on Israeli methods of repressing Palestinians, Cohen launched a private, Bloomberg-approved jihad against Muslims in New York City. As he explained: "In the case of terrorism, to wait for an indication of crime before investigating is to wait far too long."⁸

Concepts and Programs Phoenix is the conceptual model for the DHS. Both are based on the principle that governments can manage societies through implicit and explicit terror. The strategic goal is to widen the gap between the elites and the mass of the citizenry, while expunging anyone who cannot be ideologically assimilated. Phoenix, like the DHS, was an organization that evolved. At the top was the Phoenix Committee. Under the Committee was a Directorate in Saigon, managed by a senior CIA officer with a staff of CIA, military, and State Department personnel. The Directorate coordinated intelligence gathering agencies and anti-terror operations in Vietnam's provinces (equivalent to states in America) and districts (counties). The DHS executive management team operates like the Phoenix Directorate, overseeing a jerry-rigged labyrinth of overlapping offices and directorates most Congresspersons can't unravel. Put another way, central power is held by the senior bureaucrats who run federal agencies. The bureaucrats in Washington are held in check by the states, which, as part of a republic, traditionally resist federal intrusion. As a result, the bureaucrats running the DHS (and their White House and Congressional sponsors) are constantly suborning acquisitive state legislators, governors and business leaders with federal pork. Briefly, the DHS has a deputy undersecretary for intelligence and analysis. This deputy reports to the DHS Secretary and manages the Office of Intelligence and Analysis (I&A), which consists of about 1000 analysts, many from contributing agencies. I&A coordinates intelligence with appropriate officials in state, local, tribal and territorial governments. More importantly, it runs vast agent networks like InfraGard with the private sector through what is called, without irony, the Homeland Security Enterprise. Complementing the Office of Intelligence is an Office of Operations Coordination and Planning which oversees the DHS National Operations Center (NOC). The NOC collects and "fuses" information from the same federal, state, territorial, tribal, local, social media, and private sector agencies as I&A. The DHS intelligence and operations offices work together to issue advisories and bulletins relating to perceived or provoked threats. They also organize specific but classified protective measures you have no right to know about. DHS has an Emergency Operations Center (EOC). The EOC is the culmination of decades of devolution, originally manifested as Civil Defense (famous for building bomb shelters and teaching grade school kids how to duck under their chairs in case the Russians nuked America) and later as the Federal Emergency Management Agency (FEMA). Absorbed within the DHS in 2003, FEMA and its predecessor outfits created "continuity of government" plans for press censorship and internment of suspected radicals in times of national crisis. The EOC's tentacles can be found in gentrified bomb shelters and corporate offices everywhere, secretly ingesting rumors about "security risks" by word of mouth and encrypted emails. The DHS has over

250,000 employees, including detectives it deploys within its own departments, every agency it coordinates, and every branch of the military. These DHS employees have vast discretionary powers, including the authority to open mail coming to US citizens from foreign nations whenever it's deemed necessary – another internal security measure once considered illegal. The DHS has another investigations unit that oversees international operations and intelligence functions. This unit has about 7,000 special agents operating in 200 US cities and 60 countries around the world. It works with the CIA and assigns agents to the FBI's Field Intelligence Groups, through which they jointly run vast informant networks. Several DHS investigation units maintain paramilitary Special Response Teams, which are very likely trained and managed by CIA paramilitary officers. The DHS has its very own counterterrorism unit, and a war crimes unit that assiduously avoids the CIA. When an Italian court indicted a group of CIA officers for kidnapping an innocent man in Milan and sending him to Egypt to be tortured, DHS agents looked away. Like FBI agents, DHS agents have no authority over the CIA, which is free to terrorize anyone, anywhere. Last but not least, the DHS has fusion centers which operate in every state and major city, just like Phoenix intelligence and operations coordinating centers were set up in Vietnam. Every law enforcement entity in a state or city sends a representative to the local fusion center, which tries to anticipate threats through analysis of shared intelligence. State and local police provide space and resources (including snitches) for the majority of the fusion centers. There is even a fusion center in Mexico City. The ACLU compared fusion centers with the corporate TIPS program because of the involvement of private Terrorism Liaison Officers (TLO). A TLO is a citizen trained to detect and report suspicious activities. TLOs function like the People's Intelligence Organization cadres mentioned in Chapter 16, paying close attention to what customers, passers-by and neighbors say, and then reporting "suspicious utterances" (or, when bored or nervous, inventing them) for entry into the proper database.⁹ By 2014, California had more than 14,000 TLOs. Some are cops, others are wannabe cops; paramedics, utility workers, railroad employees, etc.¹⁰ TLOs have been used to monitor Occupy Wall Street and Black Lives Matter protests and activists.¹¹ Fusion center employees occupy themselves by playing video war games and fantasizing about being armor-clad super heroes. When bored, they target political activists and despised minorities. The Missouri fusion center targeted supporters of Ron Paul, prolife activists, and so-called conspiracy theorists. Antiwar activists and Islamic lobby groups were targeted in Texas. A DHS analyst in Wisconsin targeted antiabortion activists; a Pennsylvania DHS contractor spied on environmental activists and a Second Amendment rally; the Maryland state police put anti-death penalty and antiwar activists in the FBI's database; and in 2009, the Virginia fusion center published a terrorism threat assessment identifying historically black colleges as potential hubs for terror related activity. It also identified hacktivism as a form of terrorism. Along with the FBI's task forces, fusion centers serve as cover for domestic CIA operations. This is nothing new, as the CIA has always placed officers inside state police forces and the Special Services (aka "Red Squad") units of police forces in major cities. CIA Chaos-style officers specialize in the recruitment of American citizens who travel abroad, as well as foreign students, diplomats, scientists and businesspeople willing to sell out their countries for an SUV or a pat on the back.

Homeland Security as Implicit Terrorism

Ultimately, the DHS is about protecting the haves from the have-nots, just like Phoenix coordinators were protecting large land owners from VCI revolutionaries fighting for agrarian reform. "It's the problem of supporting personalities rather than democratic institutions," Colonel Stan Fulcher explained

when we spoke in 1987, “The Vietnamese were victims of our corruption. We smothered them with money. It’s the same thing you see in Central America today. You can’t take a Salvadoran colonel in a patron army without the corruption he brings along.” The billions of dollars pouring from your pay checks into the DHS “internal security” boondoggle are smothering America in corruption too. Given the dearth of actual terrorist acts in America, the Homeland Security Enterprise exists primarily to protect critical infrastructure assets in the private sector from disenfranchised citizens seeking justice and accountability from government and corporations. In this capitalist sense, DHS is the key component in the state-sponsored legal criminality Johan Galtung spoke about. “Personal violence is for the amateur in dominance,” Galtung said, “structural violence is the tool of the professional. The amateur who wants to dominate uses guns; the professional uses social structure. The legal criminality of the social system and its institutions, of government, and of individuals at the interpersonal level, is tacit violence. Structural violence is a structure of exploitation and social injustice.” Indeed, the stated goal of the Homeland Security Enterprise is the protection of critical infrastructure assets in the public and private sectors. Not the protection of people. To that end, the DHS assigns Intelligence Officers and Protective Security Advisors to fusion centers. This operation is run out of the DHS National Protection and Programs Directorate and focuses on physical (concrete blocks around buildings) and cyber security. Given that your chance of being killed by a terrorist is less than dying from a bee sting, this joint business venture has achieved nothing in terms of saving lives. Instead, fusion centers and their DHS managers function as political police enforcing the ultra-conservative, freewheeling capitalist ideology that drives corporate America. In advancing this ideology, DHS managers seek to promote public support for, and indeed, reverence toward, cops, soldiers and the Homeland Security Enterprise. They also generate the attendant apprehension within the general public that persons with contrarian views are suspect. You can count on DHS cadres not to support the Constitutional right of anyone, like pro football player Colin Kaepernick, who refuses to stand during the National Anthem. Like the Phoenix program it was modeled on, the DHS helps coordinate the systematic corruption and repression of grassroots American society on behalf of the rich political elite. Consider this: the Act that created the DHS stripped 180,000 government employees of their union rights – because there “might be” an emergency. On behalf of its private sector patrons, Congress eliminated civil service and labor protections for DHS employees, who can be reassigned or dismissed without notifying their union representatives. Emboldened by Congress, DHS executive management sought the power to override any provision in a union contract, but for some reason the federal courts blocked that attempt at union busting. The key stakeholders in the Enterprise are the owners of the private businesses that comprise the critical infrastructure of the National Security Establishment: anything related to war and law enforcement. Their intellectual partners occupy vastly overpaid management positions in elite law firms, hospitals, universities, nongovernmental organizations, and nonprofit groups looking to advance their careers while eliminating the competition. What CIA officer Lucian Conein said to me about Phoenix applies to Homeland Security: it’s a great blackmail scheme for the central government: “If you don’t do what I want, you’re VC.” This is what homeland security has become: a protection racket. At the strategic political level it consists of bankers and corporate lobbyists paying elected officials to create tax loop-holes for the rich, blanket domestic surveillance that compels working people to live in terror of being fired if they make suspicious utterances, and corrupt officials rewarding their arms industry contributors by laundering taxpayer dollars into the war machine. For stakeholders in the National Security Establishment, the Enterprise is the biggest boondoggle ever: and not just for the lavish public spending devoted to their military-defense projects; it is a dream come true for their cadres, too people like Bruce Lawlor and Rob

Simmons (see Chapters 15 and 16) who sold their souls to the CIA's Cult of Death, and also understand the arcane mechanics of internal security. Remember, the CIA believed that the US could win the Vietnam War through military force. But the Communists represented the interests of the people and for this reason, the people sided with them. In response, operators like Lawlor, Simmons and Frank Scotton recruited spies to map out the VCI's organization, and then targeted its "upper tier" leaders for neutralization. In the process of going after the enemy's political leadership, they terrorized the leadership's friends and families and supporters as well – the "lower tier" they sought to pacify through psychological warfare. The same pattern is unfolding in America. Homeland Security cadres, through the DHS and the various parallel mechanisms, are identifying and targeting the National Security Establishment's "political and administrative" opponents in America for neutralization. For upper tier dissidents it means being the target of "compromise and discreditation" campaigns launched by Ultras, often through deniable assets like the Association of Former Intelligence Officers (AFIO) and other Swift Boat-style organizations. Since the creation of the Homeland Security protection racket, over eight trillion taxpayer dollars has been moved from social programs into "internal security" programs that have provided the National Security Establishment with over 250,000 cadres to pacify the flag-waving American public. For the average American this means eternal debt and subservience, as their tax dollars are given to their "protectors". The psychological warfare aspect of the pacification program is handled by network news and Hollywood, which erase historical memory and with it, any moral imperative on the part of average Americans to pretend they don't live in segregated communities; all that matters is dominance over some Other, and anyone can dominate others by becoming a spy for homeland security..... Many are veterans who learned pacification techniques while conducting the house-to-house searches that turned Afghanistan and Iraq into human catastrophes unreported in the US press. They even refer to themselves as "door kickers" Madeleine Albright as US Ambassador to the United Nations acknowledged that US sanctions on Iraq had led to the death of half-a-million children. "We think the price is worth it," she said. The same phenomena occurred in July 2016, when police arrested people for criticizing cops on Facebook and Twitter, after the shooting of Dallas cops..... The message is clear to the friends and families of the targeted and arrested people: you are free, up to the point you actually express your freedoms. The purpose of such psyops is to make you believe the authorities know everything about you and will use that information to destroy you.....The counterterror teams created in Vietnam have been perfected and expanded; military veterans populate DHS and police SWAT teams. Many of these vets can't wait to relive their heroic experiences rousting Muslim families in their homes in Iraq and Afghanistan. The PIC program is the model for the network of black sites, detention centers, prisons and jails America builds in every nation it occupies. At the Guantanamo facility in Cuba, the CIA has perfected torture and now punishes suspects by slowly driving them insane. Same thing here. The DHS operates detention centers for illegal immigrants, but not their employers. Empty detention centers on military reservations await the sort of national crisis the CIA routinely provokes overseas to justify military intervention – at which point thousands of citizen suspects on dozens of blacklists shall be rounded up and interned. Administrative detention is the legal nail upon which the pacification of America hangs. In Vietnam, suspects were carted between interrogation centers, detention centers and jails until they confessed, died or defected. Survivors were sent to a military tribunal or a CIA-advised, Stalinist security committee for disposition; for High Value convicts that meant imprisonment on Con Son Island, ninety miles off the southern tip of South Vietnam. Con Son with its tiger cages was the model for Gitmo. In September 1969, the CIA formed the Central Security Committee (CSC) in Saigon to dispose of citizens arrested under the administrative

detention laws. The Central Security Committee was chaired by the Prime Minister and included the Director of Corrections, the director general of the National Police, and five prison wardens. It reviewed cases of Communist offenders considered for conditional or early release. Unless a substantial bribe was paid, the Committee always recommended further detention. It is noteworthy that the National Assembly tried to abolish the CSC in December 1970 – without success. If you don't think it can happen here, think again. Donald Bordenkircher headed the CORDS prison system in Vietnam and served as chief advisor to the Director of Corrections. Bordenkircher began his career in 1957 as a correctional officer at San Quentin State Prison. By 1967 he was an assistant warden. Recruited that year by the Agency for International Development's Office of Public Safety (a frequent cover for the CIA), he spent five years "improving" conditions in Vietnam's prisons and jails. "We were doing a magnificent job with the prisoners and the rest of the war," he claimed.¹⁴ The problem, he said, was that liberal politicians in Washington "handcuffed" the military. After Bush invaded Iraq, Bordenkircher at age 69 volunteered to help bring that benighted nation under American rule. As with many Vietnam veterans, he was dying to win one. He became a contractor with the Department of Justice and, as National Director of Operations for all prisons in Iraq, got the job of shutting down Abu Ghraib. "I was in charge of a team that went into the prison often," he said. "After reading and looking at everything and talking to a hell of a lot of people, I came to the conclusion there wasn't a lot of brutality caused by American troops at Abu Ghraib." Today, the penal system in America resembles the prison regimes it imposed upon Vietnam, Iraq and Afghanistan. The same jailers with the same Ultra attitudes are in charge here, and they are doing well; like the War on Terror, incarceration is a growth industry. Since Nixon declared war on drugs in 1970, the prison population has grown from several hundred thousand to several million, mostly blacks. According to the ACLU, one in 31 adults is in prison or jail, on parole or probation. With only 5% of the world's population, America has 25% of the world's prison population. Ask yourself, how can we be the land of the free and simultaneously the world's largest jailer with its highest per capita incarceration rate? Private as well as publicly-owned prisons are a cornerstone of the critical infrastructure industry of domestic repression, as well as a boundless source of wealth for investors in the legally criminal Homeland Security apparatus. Seen from this pro-business perspective, administrative detention is the growth industry of the future; along with the plea-bargain boondoggle, it is how the National Security Establishment will keep jails packed with people who aren't guilty of any crime.....and "the populace was encouraged to report the activities of the VCI by dropping a note addressed to the police in local mailboxes." This method was credited with approximately 40% of the information used in Phoenix operations in one province. Psyops in support of Phoenix proved to be such a potent weapon in the attack on the VCI that in August 1970, the Pentagon's Special Assistant for Counterinsurgency and Special Activities described Phoenix as "the number one MACV PSYOPS priority." At the same time, Congressional investigators revealed that the CIA used the Phoenix program as "an instrument of mass political murder" to neutralize politicians and activists who opposed the puppet regime or espoused peace.¹⁵ Five years later, the Church Committee revealed the extent of the FBI's similar attempts to suppress the Communist Party in the United States, which it claimed controlled the antiwar and civil rights movements. The FBI used the same kind of illegal operations Phoenix used in Vietnam: spreading lies and using forged documents to break up marriages and otherwise harass people into submission. FBI agents were able to persuade college administrators to prevent dissidents from giving public addresses. There was no evidence that any of them were Soviet agents fomenting armed rebellion; it was their ideas about a just society the FBI was trying to stamp out, along with the First Amendment..... And with advances in technology and 40 years to learn from mistakes, political

neutralizations are easier than ever. Consider the anthrax letters mailed to Democratic senators after 9/11, now recognized as an inside job.¹⁶ It took only a few “black propaganda” terror operations to silence the political opposition’s leadership and its resistance to the Patriot Act. Information management – including official secrecy and false accusations is the key to pacifying the people through implicit terror, while making the internal security apparatus appear legal, moral and popular. This is being done against American citizens through the most ambitious psywar campaign ever waged on planet Earth. Another essential ingredient of psychological warfare is properly indoctrinating and organizing political cadres. As Michael Ledeen, former employee of the Pentagon, the State Department and the National Security Council (and involved in the transfer of arms to Iran during the Iran-Contra affair), stated in the days after 9/11, “New times require new people” with the will power to “stamp out” the “corrupt habits of mind” manifest in the thoughts or actions of anyone who can’t be assimilated into the Business Party or opposes its aggression disguised as the War on Terror. The military has a lot of experience training political cadres. Soldiers slated to participate in Phoenix were given the CIA’s patented “motivational indoctrination” course at Fort Bragg. They were the first political cadres to infiltrate the American military. In return for adopting the Business Party line and violating the laws of warfare by targeting civilians, a successful career was guaranteed. As noted, several CIA and military Phoenix veterans have held important DHS posts. The first chief of DHS counter narcotic operations, CIA officer Roger Mackin, ran Special Police operations in Da Nang. At Fort Bragg, CIA psywar experts taught Phoenix advisors how to wage political warfare. In the early 1980s CIA officer Duane Clarridge had the training manual translated into Spanish and reprinted for use in the Reagan régime’s illegal Contra War. Titled “Psychological Operations in Guerrilla Warfare”, it stated that “the human being should be considered the priority objective in a political war. And conceived as the military target of guerrilla war, the human being has his most critical point in his mind. Once his mind has been reached, the ‘political animal’ has been defeated, without necessarily receiving bullets.” DHS cadres pass through the same motivational indoctrination courses before they hit the streets. DHS cadres in turn instruct civilian “critical infrastructure” personnel on how to spy and report on colleagues who serve as “terrorist surrogates” by even inadvertently revealing information on infrastructure vulnerabilities. DHS spies monitor private sector terror suspects until it comes time to expose them in the media as being under investigation. The most intimate details of a person’s private life, all of which are known through blanket surveillance, become his or her greatest liability. Extramarital affairs, medical marijuana use, or mental health care are revealed, leading to a target being neutralized. In the absence of vulnerabilities, the CIA’s Dark Army of computer hackers can create them. Through highly refined motivational indoctrination methods, complacent Americans are converted into Ledeen’s “new people” who idolize the CIA, FBI, NSA and DHS. People who aren’t DHS cadres but wish to serve the Ultra cause join “front” organizations like the Citizen Corps, or the Office of Social Innovation and Civic Participation, or Community Emergency Response Teams. The ever popular Neighborhood Watch Program supplies overly-aggressive cops at fusion centers with the false rumors they need to detain activists as terrorist surrogates. The Medical Reserve Corps gives overpaid doctors working in hospital emergency rooms the chance to identify suspects among the masses of poor people falling through the safety net at the bottom of the jerry-rigged health care system. The pressure to join the new legions is irresistible. When Bush announced the DHS on 6 June 2002, he stressed that its primary mission was to “mobilize and focus” the American people “to accomplish the mission of attacking the enemy where he hides and plans.” By which he meant having Ledeen’s “new people” root out the enemy within, just as the CIA roots out insurgents in the colonies. The most highly motivated cadres are trained “in techniques of

persuasion over control of target groups” as outlined in “Psychological Operations in Guerrilla Warfare”. In the next national emergency, these cadres will be mobilized, attend mass meetings, carry placards, shout the proper slogans and, if necessary, grab ropes and form lynch mobs. Theoretically, only five percent of the population needs to be organized in this fashion in order to wield control over the indifferent 90% and defeat the five percent that form the resistance. Waging this type of psywar is the maximum danger posed by the Homeland Security apparatus. Blackmail is the key. Hundreds of businesses and institutions across the country have already been placed on the consolidated Terrorist Watch List. One Bush official said that merely being on the list “could destroy the livelihood of all those organizations ... without a bomb being thrown or a spore of anthrax being released.”¹⁷ Blacklists abound: the TIPOFF blacklist; the No-Fly blacklist; the CAPPS II blacklist which uses credit card information and secret databases to assess a person’s security risk level; and local blacklists like the one kept by the Denver police department.¹⁸ And the secret ones you don’t know about. Initially, the proliferation of blacklists had “the leaders of many federal departments and agencies scrambling to figure out how they could influence [Homeland Security] without appearing disloyal.”¹⁹ Writing for USA Today in 2002, James Bamford cited a Knight Ridder report saying that, “A growing number of military officers, intelligence professionals and diplomats privately...charge that the administration squelches dissenting views and that intelligence analysts are under intense pressure to produce reports supporting the White House’s argument that Saddam poses such an immediate threat to the United States that preemptive military action is necessary.”²⁰ If a dissident or resistant bureaucrat has no past indiscretions, forged documents are used. One political opponent jailed in Vietnam by President Thieu revealed the existence of “a systematic campaign of vilification by use of forged documents.” Forged documents used to justify false arrests or conceal illegal operations often emerged as “captured documents.” A legislative aide working for the Senate committee investigating Phoenix in 1970 wryly observed that, “There seems to be captured documents to prove any point or to support, retrospectively, almost any conclusion.”²¹ If what’s past is prologue, in the forthcoming national emergency, the paranoia that currently infects the Muslim American community will spread nationwide until no one is sure who is a spy for the Thought Police. Midnight arrests and disappearances into detention centers will be commonplace, as the definition of a terrorist surrogate expands to include people deemed dangerous to the Public Order. As Ambassador Ellsworth Bunker wrote in 1972 about a secret emergency decree issued by the GVN: “This means that virtually any person arrested can now be held on criminal instead of political charges.”²² No specific charge is required: a DHS spy will accuse his neighbor, the one whose dog poops on his lawn, of disturbing the public order; off the unlucky fellow goes into the local Gitmo. Last but not least, the crime of sedition will be resurrected and expanded to include disseminating information about government corruption and undermining the will of the State by challenging its authority. Calling for civil disobedience will be equated with threatening Homeland Security. Cadres in the Office of Cyberspace Security will expose you as a terrorist surrogate for sending sarcastic or satirical emails blaming Bush and Israel for 9/11. In the absence of actual “utterances”, cadres will manufacture them. Don’t laugh. Anti-terror legislation passed by Congress allows for secret searches of the homes of people who meet the nebulous criteria of “suspected terrorist.” Because these secret searches violate the Fourth Amendment, the government is devising “new tools that ease administrative burdens.”²³ Remember, CIA legal experts argued that Article 3 of the Geneva Conventions applies “only to sentencing for crimes, and does not prohibit a state from interning civilians or subjecting them to emergency detention when such measures are necessary for the security or safety of the state.” In this way indefinite detention, torture and summary execution, all carried out without

previous judgment pronounced by a regularly constituted court, are perfectly legal in the criminal Homeland Security state, because they result from “administrative procedures.” This is Phoenix, and this is what the National Security Establishment has in store for America.

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August 25, 2002

Flight of the Phoenix From Vietnam to Homeland Security

Douglas Valentine

"The implication or latent threat of force alone was sufficient to insure that the people would comply..."

William Colby, RIP

Imagine my surprise to learn that the Bruce Lawlor is serving as the Office of Homeland Security's Senior Director for Protection and Prevention!

I say this in a blatantly exclamatory fashion because I interviewed Lawlor for my book, The Phoenix Program, back in 1988, when he was just a small town lawyer in Vermont. Poor Bruce. He's always had big ambitions, and he'd run for attorney general of Vermont in 1984. But, as he told me with abiding bitterness, his political opponents exploited his self-proclaimed participation in the CIA's Phoenix Program in Vietnam. The bastards had used that awful fact to launch a successful smear campaign against him. And yes, he'd lost the primary election as a result.

Nearly 20 years later Lawlor is still licking his wounds, and there's no doubt that he holds a major general's grudge against the pacifists and peaceniks who smeared him with Phoenix. So now I'm wondering, what's he got in store for people like me?

Here We Go Again

Having former CIA Phoenix officers in important government positions is nothing new in America. I refer you to Congressman Rob Simmons, a friend of Lawlor's, whom Lawlor describes as a "liberal". Simmons, good liberal Episcopalian that he is, ran a CIA Province Interrogation Center in Vietnam. (See The Spook Who Would be a Congressman.)

Having potential war criminals in positions of power is nothing new, but I'm one of those people who believe that all former CIA officers—especially those involved in "extra-legal" counter-terror programs like Phoenix—should not be allowed to hold public office. I believe this, because the CIA is antithetical to democratic institutions. And that's why I was so surprised to see, that the guy I knew as "Bruce", is now Major General Lawlor, and a top-ranking official in the ominous Office of Homeland Security. By which I mean, he's someone who has access to Ashcroft's political blacklist, and he has control over the covert action teams that can be used to neutralize those dissidents.

To get right to the point, I have a sneaking suspicion that Lawlor, like Simmons, is still working for the CIA, and thus poses a major threat to democracy in America.

One of the reasons I have this crazy feeling, is that nowhere in any of Lawlor's official looking, on-line biographies is there any mention of his CIA service. It's like his biographers are deliberately trying to hide his CIA connection from us.

For example, The Executive Session on Domestic Preparedness, "a standing task force of leading practitioners and academic specialists concerned with terrorism and emergency management"

(sponsored by Harvard's JFK School of Government, the Department of Defense, and the Department of Justice), posted an official biography of Major General Bruce M. Lawlor. They mention that he was the "first" commanding general of the Joint Task Force Civil Support (JTF-CS) located at Fort Monroe. This is extremely important, because the JTF-CS was formed specifically to provide "command and control over Department of Defense consequence management forces in support of a civilian Lead Federal Agency (the CIA?) following a weapon of mass destruction incident in the United States, its territories or possessions (*italics added*)."

This sounds an awful lot like a prelude to the terror attacks of 11 September, and I'll raise the subject of the JTF-CS in a bit, but for now I'd like to point out that nowhere do Lawlor's friends from Harvard (he's a graduate of Harvard's National Security Fellows Program) or the Departments of Defense and Justice, say that Lawlor was once a CIA officer. (Please see <https://ksgnotes1.harvard.edu/BCSIA/ESDP.nsf/www/Contact>)

Likewise, in an earlier biography posted on the Internet, Lawlor was said to be "assigned as the Deputy Director, Operations, Readiness and Mobilization within the Office of the Deputy Chief of Staff for Operations and Plans in May 1998. As Deputy Director he monitors Army operations worldwide and oversees National Guard and Reserve Forces Integration efforts."

This too is incredibly important, and relates directly to the terror attacks of 11 September, in so far as the National Guard and Reserves are integral parts of Northcom, the military component of the forthcoming Department of Homeland Security, which will manage the "pacification" of the American people. But before we get into that, let's proceed with the problem of Lawlor's official biographies. In this particular biography, which was posted in November 2000, it says "The General's military service began in 1967. After service in Vietnam from 1971 to 1973, he received a Direct Commission in 1974 as an Intelligence Officer."

Once again, and rather conspicuously, there is no mention that Lawlor was a CIA officer in Vietnam. In fact, you get the feeling that he was in the military. You might go so far as to say that the folks at Homeland Security are dissembling, in order to hide the fact that one of their most senior officers probably still is a CIA officer!

Why would Lawlor consent to this subterfuge, if, in fact, he is an honorable man?

The Phoenix Program

I first read about Lawlor in *Everything We Had* by Al Santoli. I was researching the Phoenix Program at the time, and Santoli's interview with Lawlor was in a section titled "The Phoenix". Santoli identified Lawlor as having been a CIA case officer in I Corps, from November 1971-December 1973, and he quoted Lawlor as saying that in order to win the Vietnam War, "what we had to do was get in and eliminate the ability of the VC to control or influence the people. That's what pacification was all about. The buzzword was "root out." We tried to go in and neutralize their political structure."

For those who are unfamiliar with Phoenix and its jargon, "neutralize" meant to assassinate, imprison, or turn someone into a defector or double agent.

Lawlor apparently made some very provocative statements to Santoli, including this one: "We permitted the Vietnamese to corrupt the system and we did it because we basically were corrupt ourselves." Lawlor's position about Phoenix seemed to be that it was "an extermination program" that was "used to settle old scores."

In an effort to find out if this was Lawlor's position, I wrote to him and requested an interview. Lawlor agreed, and we did taped interviews, portions of which I included in my book, *The Phoenix Program*, between pages 407-411.

What Lawlor told me basically confirmed everything Santoli had attributed to him. Except there were some additional, startling details. To begin with, Lawlor told me that he joined the CIA in 1967, while he was getting his BA at George Washington University. The CIA hired him to work the night shift, and after he graduated, he was given the chance to become a regular CIA staff officer. He took the paramilitary course, which included instruction in weapons and military tactics, but he was also trained as a foreign intelligence officer, the kind who manages secret agents. After that he was assigned to the Vietnam Desk at Langley headquarters, where he received specialized training in agent operations in Vietnam, and took a language course in Vietnamese. During this time, Lawlor formed a rapport with the Vietnam Desk officer, Al Seal, and when Seal was assigned as the base chief in Danang, he asked that Lawlor accompany him. Lawlor, notably, was just as gung-ho about fighting the Viet Cong as John Kerrey. (See Bob Kerrey, the CIA and War Crimes.)

Lawlor arrived in Vietnam in November 1971 and was assigned as an undercover staff officer at the US Embassy's translation section. He arrived in Danang a few weeks later, at the beginning of 1972, and was assigned to regional headquarters, in the counter-intelligence office. He worked at that job through the Easter Offensive of 1972, but then things changed dramatically. Lawlor became the Police Special Branch advisor in Quang Nam Province, in which capacity, in the summer of 1972, he did what Rob Simmons had done in nearby Quang Ngai Province; he organized the most aggressive Special Branch officers into a paramilitary Special Intelligence Force Unit that hunted members of the Viet Cong Infrastructure in the hamlets and villages. As advisor to the Special Branch, Lawlor also ran the Quang Nam Province Interrogation Center, and there got to know the CIA's regional PRU advisor, Patry Loomis. Bored with merely filing reports, Lawlor jumped at the chance, when Loomis asked him if he'd like to out on some PRU operations. That's when Lawlor started dressing in tiger fatigues and going out on ambushes, and traditional PRU "snuff and snatch" operations.

For those unfamiliar with Phoenix lexicon, the PRU—Provincial Reconnaissance Unit—Program was a unilateral CIA operation, formed by the CIA, paid by the CIA, and staffed by mercenary Vietnamese who worked for the CIA, often against the interests of their own government. The PRU were originally called "counter-terror teams" and, according to Nelson Brickham (the man who created the Phoenix program) their job was to go into VC areas "to do to them what they were doing to us." Which means mutilating people, sticking their heads on poles after they were killed, killing the families of suspected VC terrorists or political chiefs, and other unconventional CIA terror tactics.

After the 1972 Easter Offensive the PRU were ostensibly placed under the jurisdiction of the Special Branch, and were renamed Special Reconnaissance Units. At this point the CIA still controlled the PRU purse strings, but it wasn't providing as much money and as a result, it lost a certain amount of control over the PRU leadership. The top ranking Vietnamese PRU officers turned

to graft, drug dealing, and shakedowns to make up the differential. Very bad things started happening. On one unforgettable occasion Lawlor walked into the Hoi An Interrogation Center and saw that a woman, who knew about the regional PRU chief's dirty dealings, had been raped and murdered. Her body was stretched over a table. "All of a sudden," Lawlor told me, "Mr. (Phan Van) Liem (the PRU chief) wants me to go on a mission with him, and the other PRU guys are telling me, 'Don't go!'"

This may seem a minor detail to the people at Homeland Security, or then again, it may be one reason why Lawlor's resume is so lacking in CIA information. You see, all CIA Province Interrogation Center advisors were obligated to report any incidents of torture, murder, or abuse they witnessed. So, where's Lawlor's report?

I believe Lawlor probably filed a report. Back in those rough and tumble Phoenix fighting days he was a man of conscience. For example, when Seal was replaced as the CIA's Regional Officer in Charge (ROIC) of I Corps, the new ROIC, Tom Flores, brought in a new staff. Having worked in the region's counter-intelligence office, Lawlor knew that an NVA spy ring still existed in the area, and that one of these NVA agents was the girl friend of Flores' operations chief. When Lawlor reported this to Flores, he was accused of having "gone native." So Lawlor told the CIA's security chief in Saigon, at which point his office furniture was confiscated and he was handed a ticket home.

"After that I became disillusioned," Lawlor confessed. He tendered his resignation to Ted Shackley in 1974. "The agency betrayed us," he said. "To go after the VCI, we had to believe it was okay. But we were too young to understand what happens when idealism cracks up against reality. We risked our lives to get information on the VCI, information we were told the President was going to read. Then guys who didn't care gave it to superiors more interested in booze and broads."

That's what Bruce Lawlor said to me back in 1988. He was definitely embittered, but there's something weird about him that makes him keep going back for more. When former Director of Central Intelligence William Colby heard that the Phoenix smear campaign had cost Lawlor the 1984 election in Vermont, he offered Lawlor his moral (as it was) support. Lawlor was summoned to Langley and interviewed for a job in the freewheeling Special Operations Division, which was then breaking every international law in places like Nicaragua and Afghanistan. But details of the "gone native" incident surfaced, and Lawlor was not, to his immense disappointment, rehired by the CIA.

Reprisal is the Name of the Homeland Security Game

People look for vindication in many different ways. Take, for example, the reaction of the right wing to America's humiliating defeat at the hands of the Vietnamese. Phoenix creator Nelson Brickham compared that reaction to the frustration and bitterness of the German nation after the First World War. As we all know, that frustration and bitterness enabled Hitler to do his thing.

Since the terror attacks of 11 September, we've seen the same phenomena here in America. Symbolically, that traumatic event wiped the slate clean. As a result, all the moral and psychological prohibitions on the reactionary right have been lifted, and all the anger and frustrations it cultivated during the Vietnam War, and the Carter and Clinton Administrations, is poised to be unleashed under the aegis of counter-terrorism, not only on the usual suspects—

foreign enemies sitting on vast oil reserves, suspected terrorists, and domestic dissidents—but on the unwitting, flag-waving American public as well.

I happen to believe that Bruce Lawlor is one of those frustrated, bitter people. And I believe that he subscribes to the fascist theories of Michael Ledeen. A former counter-terror expert in the corrupt Reagan Regime's State Department and National Security Council, Ledeen in a 1 October 2001 article for the National Review blamed the terror attacks of 11 September on Bill Clinton, "for failing to properly organize our nation's security apparatus."

According to Ledeen, Clinton's sneering lack of respect for security took "a terrible toll on the system, and (Tom) Ridge will not find it easy to instill a proper respect for proper secrecy, even in his own offices. It takes quite a while to stamp out corrupt habits of mind and action."

Ledeen's solution to the problem of domestic terrorism is ideological. It is "to stamp out" the "corrupt habits of mind (*italics added*)" that are still lingering around, somewhere. In other words, the reactionary right wing, as represented by the fascist Bush Regime, with its ambitions for a military dictatorship, must impose its "proper" ideology through the institution of an official Thought Police—the current Office of Homeland Security and the forthcoming Department of Homeland Security. Stamping out, or pacification, is what is required to create the politically correct, security conscious, uniform American citizenry, marching in lockstep with their fellow flag waving TIPsters, that is necessary to win the tough eternal war on terror that lies ahead. It's a matter of will power.

"This is time for the old motto, "kill them all, let God sort 'em out." New times require new people with new standards," Ledeen asserts. "The entire political world will understand it and applaud it. And it will give Tom Ridge a chance to succeed, and us to prevail."

It's obvious that many people with an axe to grind are jumping on the Homeland Security bandwagon. Knowing this, and fearing that Bruce Lawlor is of the Ledeen "reprisal" persuasion, I immediately tried to get an interview with him. I called his office at 202-456-5687 and spoke with his secretary. She said he would call me back, but he hasn't responded.

I know he was angry with me after The Phoenix Program was published. He did not like how I portrayed the CIA, or him, personally. He was so upset he helped a CIA-nik write a rebuttal to my book. So I'm a little concerned, not just for myself, but for anyone who opposed the Vietnam War, and now opposes the Bush Regime's blatantly fascist policies at home and abroad. So I'm writing this as an open letter to General Lawlor.

As far as I know, General Lawlor, we still live in a democracy. Although the Bush regime seems hell bent on using the uninvestigated terror attacks of 11 September as a pretext to turn America into a military dictatorship, we are not yet (as far as I know) under martial law. Public officials, like you, still have a responsibility to respond to our concerns. So speaking on behalf of people concerned by the gaping window of opportunity for the abuse of human rights and civil liberties presented by the corrupt Bush Regime, through its Homeland Security apparatus, here are the main questions that need to be answered:

Questions for Major General Bruce Lawlor

1) What happened in July 1995 to make you leave your law practice and go to the Army War College? Did the CIA have a role in that decision?

2) How did your education at the War College pave the way for your assignment as Special Assistant to the Supreme Allied Commander in Europe, from June to October 1996? CIA officers often go by the term "Special Assistant." Were you serving as the CIA's liaison to the Supreme Commander?

3) In May 1998 you got the very important job as Deputy Director of Readiness and Mobilization within the office of the Deputy Chief of Staff for Operations and Plans. Your job was managing the National Guard and Reserves around the world. Did the CIA help you get this job? How were you involved with the CIA in this position?

4) You were the first commander of the Joint Task Force, Civil Support at Fort Monroe. Your job was to work with civilians. Was this a CIA assignment? How were you involved with the CIA in this position? Was this assignment based in any way upon your Phoenix-related experiences as a CIA officer in Vietnam, and was it precisely that "Phoenix" sensibility that you brought, as your main qualification, to the job? What are your other qualifications? Who else bid for the job? Isn't this where General Wayne Downing was assigned after 11 September, and if so, what was and is your relationship with him, and the CIA, in terms of formulating Homeland Security policy?

5) In a 24 March 2000 statement to Congress, you seemed to be preparing for the Homeland Security job you have now. In a way you predicted the calamitous events of 11 September. Did you, in fact, have any foreknowledge of those attacks?

6) In your statement to Congress you said that as Commanding General of the JTF-CS, you created Civil Support Teams to assist in case of a weapon of mass destruction incident. Formerly known as Rapid Assessment and Initial Detection (RAID) teams, CSTs, you said, "are National Guard assets, and thus can function under state or federal authority. They are equipped with sophisticated communications systems that will enable local first responders to talk with neighboring jurisdictions or link up with federal centers of expertise. CSTs are also being equipped with state of the art detection equipment that will enable them to help local first responders quickly identify potential WMD agents." That's what you told Congress. Would you now please tell us what role the CIA plays in CST operations? It sounds like a great CIA cover outfit to me. Are they? Is there a Civil Support team near me? Will you allow me to observe how it functions?

7) In your role as Senior Director for Protection and Prevention at the Office of Homeland Security, what is your relationship with Northcom and the CIA? In fact, what is it that you do? Is it true that the Office of Homeland Security will be strategy-making part of the Homeland Security apparatus, and that the forthcoming Department of Homeland Security will be the tactical and operational part? What is the function of the Homeland Security Council, and what is your relationship with it? Can we have organization charts of these entities, including ones that show where the CIA is hiding its covert assets?

8) Last but not least, please explain the conspicuous absence of any reference to your CIA background in your official biographies. This seems to suggest that you are still CIA. Are you? And

tell us, please, if you and others like intend to use your power to seek revenge against your political opponents?

Lingering Doubts

From mid 1972 through 1973 Bruce Lawlor ran the same sort of anti-terror programs that are now in vogue. The CIA has already launched a worldwide Phoenix Program. Is that why he got the Homeland Security job? Is that why the CIA finally let him back inside the fold? Did he promise to allow the CIA to use his Homeland Security programs as a cover to repress political dissent in America? Will he become one of those corrupt officials he hated in Vietnam, and use his power to take revenge on his personal enemies? Is that what Homeland Security is really all about?

Like most Americans, those of us who oppose the Bush Regime's fascist policies are willing to participate in our own defense, if there is in fact a threat, and if in fact the CIA didn't manufacture the threat. We just want honest forthright leaders whose first responsibility is to defend the liberties we cherish, and not to subvert them under the aegis of Homeland Security.

Douglas Valentine is the author of *The Hotel Tacloban*, *The Phoenix Program*, and *TDY*, all of which are available through iUniverse.com. For information about Mr. Valentine and his books and articles, please visit his website at www.douglasvalentine.com

He can be reached at: redspruce@attbi.com

Douglas Valentine is the author of The Strength of the Wolf: The Secret History of America's War on Drugs, and The Strength of the Pack: The Personalities, Politics, and Espionage Intrigues that Shaped the DEA.



3,500+ ARCHITECTS & ENGINEERS CALL FOR NEW INVESTIGATION OF DESTRUCTION OF THE 3 WORLD TRADE CENTER SKYSCRAPERS ON 9/11/2001

The AE911Truth Petition

TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE OF THE UNITED STATES OF AMERICA

Please take notice that:

On Behalf of the People of the United States of America, the undersigned Architects & Engineers for 9/11 Truth and affiliates hereby petition for, and demand, a truly independent investigation with subpoena power in order to uncover the full truth surrounding the events of 9/11/01 – specifically the collapse of the World Trade Center Towers and Building 7. We believe there is sufficient doubt about the official story to justify re-opening the 9/11 investigation. The new investigation must include a full inquiry into the possible use of explosives that might have been the actual cause of the destruction of the World Trade Center Twin Towers and Building 7.

Sincerely,

The Undersigned

Architects (Degreed & Licensed – Active & Retired)

FAIA and AIA Architects

Patrick Ahearn

FAIA
M. Architecture
Syracuse University
Boston, MA US

Daniel Barnum, FAIA

B. Arch., Rice University
Houston, TX, US

Eason Cross

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Graduate School of Design
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Michael Somin

FAIA
University of Illinois
San Diego, CA US

Paul Adams

AIA
LEED AP
M. Architecture
Colorado Univ.
Denver, CO, US

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Item 2 B.



THE JOINT CHIEFS OF STAFF
WASHINGTON 25, D.C.

UNCLASSIFIED

13 March 1962

MEMORANDUM FOR THE SECRETARY OF DEFENSE

Subject: Justification for US Military Intervention
in Cuba (TS)

1. The Joint Chiefs of Staff have considered the attached Memorandum for the Chief of Operations, Cuba Project, which responds to a request of that office for brief but precise description of pretexts which would provide justification for US military intervention in Cuba.

2. The Joint Chiefs of Staff recommend that the proposed memorandum be forwarded as a preliminary submission suitable for planning purposes. It is assumed that there will be similar submissions from other agencies and that these inputs will be used as a basis for developing a time-phased plan. Individual projects can then be considered on a case-by-case basis.

3. Further, it is assumed that a single agency will be given the primary responsibility for developing military and para-military aspects of the basic plan. It is recommended that this responsibility for both overt and covert military operations be assigned the Joint Chiefs of Staff.

For the Joint Chiefs of Staff:

SYSTEMATICALLY REVIEWED
BY JCS ON 21 May 84
CLASSIFICATION CONTINUED

L. L. Lemnitzer

L. L. LEMNITZER
Chairman
Joint Chiefs of Staff

1. Enclosure

Memo for Chief of Operations, Cuba Project

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12 March 1962Page 2165

NOTE BY THE SECRETARIES

to the

JOINT CHIEFS OF STAFF

on

NORTHWOODS (S)

A report* on the above subject is submitted for consideration by the Joint Chiefs of Staff.

F. J. BLOUIN

M. J. INGELIDO

Joint Secretariat

* Not reproduced herewith; on file in Joint Secretariat

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9 March 1962

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REPORT BY THE DEPARTMENT OF DEFENSE AND
JOINT CHIEFS OF STAFF REPRESENTATIVE ON THE
CARIBBEAN SURVEY GROUP

to the

JOINT CHIEFS OF STAFF

on

CUBA PROJECT(TS)

The Chief of Operations, Cuba Project, has requested that he be furnished the views of the Joint Chiefs of Staff on this matter by 13 March 1962.

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Item 2 B.

JUSTIFICATION FOR US MILITARY INTERVENTION IN CUBA (TS)

THE PROBLEM

1. As requested* by Chief of Operations, Cuba Project, the Joint Chiefs of Staff are to indicate brief but precise description of pretext which they consider would provide justification for US military intervention in Cuba.

FACTS BEARING ON THE PROBLEM

2. It is recognized that any action which becomes pretext for US military intervention in Cuba will lead to a political decision which then would lead to military action.

3. Cognizance has been taken of a suggested course of action proposed** by the US Navy relating to generated instances in the Guantanamo area.

4. For additional facts see Enclosure B.

DISCUSSION

5. The suggested courses of action appended to Enclosure A are based on the premise that US military intervention will result from a period of heightened US-Cuban tensions which place the United States in the position of suffering justifiable grievances. World opinion, and the United Nations forum should be favorably affected by developing the international image of the Cuban government as rash and irresponsible, and as an alarming and unpredictable threat to the peace of the Western Hemisphere.

6. While the foregoing premise can be utilized at the present time it will continue to hold good only as long as there can be reasonable certainty that US military intervention in Cuba would not directly involve the Soviet Union. There is

* Memorandum for General Craig from Chief of Operations, Cuba Project, subject: "Operation MONGOOSE", dated 5 March 1962, on file in General Craig's office.

** Memorandum for the Chairman, Joint Chiefs of Staff, from Chief of Naval Operations, subject: "Instances to Provoke Military Actions in Cuba (TS)", dated 8 March 1962, on file in General Craig's office.

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as yet no bilateral mutual support agreement binding the USSR to the defense of Cuba, Cuba has not yet become a member of the Warsaw Pact, nor have the Soviets established Soviet bases in Cuba in the pattern of US bases in Western Europe. Therefore, since time appears to be an important factor in resolution of the Cuba problem, all projects are suggested within the time frame of the next few months.

CONCLUSION

7. The suggested courses of action appended to Enclosure A satisfactorily respond to the statement of the problem. However, these suggestions should be forwarded as a preliminary submission suitable for planning purposes, and together with similar inputs from other agencies, provide a basis for development of a single, integrated, time-phased plan to focus all efforts on the objective of justification for US military intervention in Cuba.

RECOMMENDATIONS

8. It is recommended that:

- a. Enclosure A together with its attachments should be forwarded to the Secretary of Defense for approval and transmittal to the Chief of Operations, Cuba Project.
- b. This paper NOT be forwarded to commanders of unified or specified commands.
- c. This paper NOT be forwarded to US officers assigned to NATO activities.
- d. This paper NOT be forwarded to the Chairman, US Delegation, United Nations Military Staff Committee.

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MEMORANDUM FOR THE SECRETARY OF DEFENSE

Subject: Justification for US Military Intervention
in Cuba (TS)

1. The Joint Chiefs of Staff have considered the attached Memorandum for the Chief of Operations, Cuba Project, which responds to a request* of that office for brief but precise description of pretexts which would provide justification for US military intervention in Cuba.

2. The Joint Chiefs of Staff recommend that the proposed memorandum be forwarded as a preliminary submission suitable for planning purposes. It is assumed that there will be similar submissions from other agencies and that these inputs will be used as a basis for developing a time-phased plan. Individual projects can then be considered on a case-by-case basis. D

3. Further, it is assumed that a single agency will be given the primary responsibility for developing military and para-military aspects of the basic plan. It is recommended that this responsibility for both overt and covert military operations be assigned the Joint Chiefs of Staff.

* Memorandum for Gen Craig from Chief of Operations, Cuba Project, subject, "Operation MONGOOSE", dated 5 March 1962, on file in Gen Craig's office

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APPENDIX TO ENCLOSURE A

DRAFT

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MEMORANDUM FOR CHIEF OF OPERATIONS, CUBA PROJECT

Subject: Justification for US Military Intervention
in Cuba (TS)

1. Reference is made to memorandum from Chief of Operations, Cuba Project, for General Craig, subject: "Operation MONGOOSE", dated 5 March 1962, which requested brief but precise description of pretexts which the Joint Chiefs of Staff consider would provide justification for US military intervention in Cuba.

2. The projects listed in the enclosure hereto are forwarded as a preliminary submission suitable for planning purposes. It is assumed that there will be similar submissions from other agencies and that these inputs will be used as a basis for developing a time-phased plan. The individual projects can then be considered on a case-by-case basis. X 7 3

3. This plan, incorporating projects selected from the attached suggestions, or from other sources, should be developed to focus all efforts on a specific ultimate objective which would provide adequate justification for US military intervention. Such a plan would enable a logical build-up of incidents to be combined with other seemingly unrelated events to camouflage the ultimate objective and create the necessary impression of Cuban rashness and irresponsibility on a large scale, directed at other countries as well as the United States. The plan would also properly integrate and time phase the courses of action to be pursued. The desired resultant from the execution of this plan would be to place the United States in the apparent position of suffering defensible grievances from a rash and irresponsible government of Cuba and to develop an international image of a Cuban threat to peace in the Western Hemisphere.

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5

Appendix to
Enclosure A

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Item 2 B.

4. Time is an important factor in resolution of the Cuban problem. Therefore, the plan should be so time-phased that projects would be operable within the next few months.

5. Inasmuch as the ultimate objective is overt military intervention, it is recommended that primary responsibility for developing military and para-military aspects of the plan for both overt and covert military operations be assigned the Joint Chiefs of Staff.

6

Appendix to
Enclosure A

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ANNEX TO APPENDIX TO ENCLOSURE A
PRETEXTS TO JUSTIFY US MILITARY INTERVENTION IN CUBA

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(Note: The courses of action which follow are a preliminary submission suitable only for planning purposes. They are arranged neither chronologically nor in ascending order. Together with similar inputs from other agencies, they are intended to provide a point of departure for the development of a single, integrated, time-phased plan. Such a plan would permit the evaluation of individual projects within the context of cumulative, correlated actions designed to lead inexorably to the objective of adequate justification for US military intervention in Cuba).

1. Since it would seem desirable to use legitimate provocation as the basis for US military intervention in Cuba a cover and deception plan, to include requisite preliminary actions such as has been developed in response to Task 33 c, could be executed as an initial effort to provoke Cuban reactions. Harassment plus deceptive actions to convince the Cubans of imminent invasion would be emphasized. Our military posture throughout execution of the plan will allow a rapid change from exercise to intervention if Cuban response justifies.

2. A series of well coordinated incidents will be planned to take place in and around Guantanamo to give genuine appearance of being done by hostile Cuban forces.

a. Incidents to establish a credible attack (not in chronological order):

- (1) Start rumors (many). Use clandestine radio.
- (2) Land friendly Cubans in uniform "over-the-fence" to stage attack on base.
- (3) Capture Cuban (friendly) saboteurs inside the base.
- (4) Start riots near the base main gate (friendly Cubans).

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- (5) Blow up ammunition inside the base; start fires.
- (6) Burn aircraft on air base (sabotage).
- (7) Lob mortar shells from outside of base into base.

Some damage to installations.

- (8) Capture assault teams approaching from the sea or vicinity of Guantanamo City.
- (9) Capture militia group which storms the base.
- (10) Sabotage ship in harbor; large fires -- naphthalene.
- (11) Sink ship near harbor entrance. Conduct funerals for mock-victims (may be lieu of (10)).

b. United States would respond by executing offensive operations to secure water and power supplies, destroying artillery and mortar emplacements which threaten the base.

c. Commence large scale United States military operations.

3. A "Remember the Maine" incident could be arranged in several forms:

a. We could blow up a US ship in Guantanamo Bay and blame Cuba.

b. We could blow up a drone (unmanned) vessel anywhere in the Cuban waters. We could arrange to cause such incident in the vicinity of Havana or Santiago as a spectacular result of Cuban attack from the air or sea, or both. The presence of Cuban planes or ships merely investigating the intent of the vessel could be fairly compelling evidence that the ship was taken under attack. The nearness to Havana or Santiago would add credibility especially to those people that might have heard the blast or have seen the fire. The US could follow up with an air/sea rescue operation covered by US fighters to "evacuate" remaining members of the non-existent crew. Casualty lists in US newspapers would cause a helpful wave of national indignation.

4. We could develop a Communist Cuban terror campaign in the Miami area, in other Florida cities and even in Washington.

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The terror campaign could be pointed at Cuban refugees seeking haven in the United States. We could sink a boatload of Cubans enroute to Florida (real or simulated). We could foster attempts on lives of Cuban refugees in the United States even to the extent of wounding in instances to be widely publicized. Exploding a few plastic bombs in carefully chosen spots, the arrest of Cuban agents and the release of prepared documents substantiating Cuban involvement also would be helpful in projecting the idea of an irresponsible government.

5. A "Cuban-based, Castro-supported" filibuster could be simulated against a neighboring Caribbean nation (in the vein of the 14th of June invasion of the Dominican Republic). We know that Castro is backing subversive efforts clandestinely against Haiti, Dominican Republic, Guatemala, and Nicaragua at present and possible others. These efforts can be magnified and additional ones contrived for exposure. For example, advantage can be taken of the sensitivity of the Dominican Air Force to intrusions within their national air space. "Cuban" B-26 or C-46 type aircraft could make cane-burning raids at night. Soviet Bloc incendiaries could be found. This could be coupled with "Cuban" messages to the Communist underground in the Dominican Republic and "Cuban" shipments of arms which would be found, or intercepted, on the beach.

6. Use of MIG type aircraft by US pilots could provide additional provocation. Harassment of civil air, attacks on surface shipping and destruction of US military drone aircraft by MIG type planes would be useful as complementary actions. An F-86 properly painted would convince air passengers that they saw a Cuban MIG, especially if the pilot of the transport were to announce such fact. The primary drawback to this suggestion appears to be the security risk inherent in obtaining or modifying an aircraft. However, reasonable copies of the MIG could be produced from US resources in about three months.

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7. Hijacking attempts against civil air and surface craft should appear to continue as harassing measures condoned by the government of Cuba. Concurrently, genuine defections of Cuban civil and military air and surface craft should be encouraged.

8. It is possible to create an incident which will demonstrate convincingly that a Cuban aircraft has attacked and shot down a chartered civil airliner enroute from the United States to Jamaica, Guatemala, Panama or Venezuela. The destination would be chosen only to cause the flight plan route to cross Cuba. The passengers could be a group of college students off on a holiday or any grouping of persons with a common interest to support chartering a non-scheduled flight.

a. An aircraft at Eglin AFB would be painted and numbered as an exact duplicate for a civil registered aircraft belonging to a CIA proprietary organization in the Miami area. At a designated time the duplicate would be substituted for the actual civil aircraft and would be loaded with the selected passengers, all boarded under carefully prepared aliases. The actual registered aircraft would be converted to a drone.

b. Take off times of the drone aircraft and the actual aircraft will be scheduled to allow a rendezvous south of Florida. From the rendezvous point the passenger-carrying aircraft will descend to minimum altitude and go directly into an auxiliary field at Eglin AFB where arrangements will have been made to evacuate the passengers and return the aircraft to its original status. The drone aircraft meanwhile will continue to fly the filed flight plan. When over Cuba the drone will begin transmitting on the international distress frequency a "MAY DAY" message stating he is under attack by Cuban MIG aircraft. The transmission will be interrupted by destruction of the aircraft which will be triggered by radio signal. This will allow ICAO radio

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stations in the Western Hemisphere to tell the US what has happened to the aircraft instead of the US trying to "sell" the incident.

9. It is possible to create an incident which will make it appear that Communist Cuban MIGs have destroyed a USAF aircraft over international waters in an unprovoked attack.

a. Approximately 4 or 5 F-101 aircraft will be dispatched in trail from Homestead AFB, Florida, to the vicinity of Cuba. Their mission will be to reverse course and simulate fakir aircraft for an air defense exercise in southern Florida. These aircraft would conduct variations of these flights at frequent intervals. Crews would be briefed to remain at least 12 miles off the Cuban coast; however, they would be required to carry live ammunition in the event that hostile actions were taken by the Cuban MIGs.

b. On one such flight, a pre-briefed pilot would fly tail-end Charley at considerable interval between aircraft. While near the Cuban Island this pilot would broadcast that he had been jumped by MIGs and was going down. No other calls would be made. The pilot would then fly directly west at extremely low altitude and land at a secure base, an Eglin auxiliary. The aircraft would be met by the proper people, quickly stored and given a new tail number. The pilot who had performed the mission under an alias, would resume his proper identity and return to his normal place of business. The pilot and aircraft would then have disappeared.

c. At precisely the same time that the aircraft was presumably shot down a submarine or small surface craft would disburse F-101 parts, parachute, etc., at approximately 15 to 20 miles off the Cuban coast and depart. The pilots returning to Homestead would have a true story as far as they knew. Search ships and aircraft could be dispatched and parts of aircraft found.

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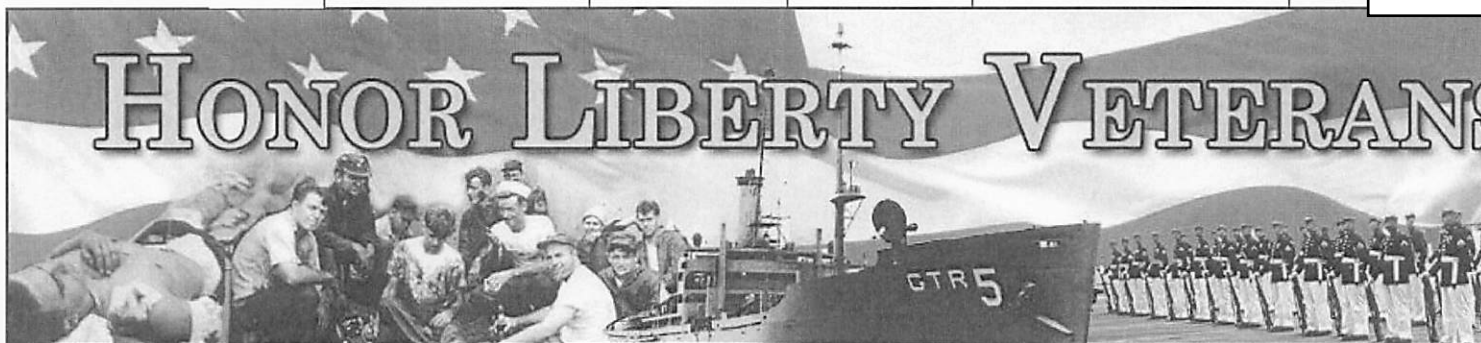
Annex to Appendix
to Enclosure A~~UNCLASSIFIED~~~~TOP SECRET~~ ~~SPECIAL HANDLING~~ ~~NOFORN~~

FACTS BEARING ON THE PROBLEM

2. The need for positive action in the event that current covert efforts to foster an internal Cuban rebellion are unsuccessful was indicated** by the Joint Chiefs of Staff on 7 March 1962, as follows:

3. It is understood that the Department of State also is preparing suggested courses of action to develop justification for US military intervention in Cuba.

* JCS 1969/303
** JCS 1969/313



Honoring the crew of the USS *Liberty*

Donate



The crew of the USS *Liberty* is the most decorated crew since World War II. It is among the most decorated crews for a single engagement in the entire history of the United States Navy. Yet, the attack has never received a full investigation, as required by law.



Basic Facts about USS *Liberty*

34 Killed in Action

174 Wounded in Action

Congressional Medal of Honor

2 Navy Crosses

38 Silver/Bronze Stars

208 Purple Hearts

TELL CONGRESS AND MEDIA COVER USS *LIBERTY*

ACTION ALERT: Contact your local media outlets (to include college newspapers), student veterans organizations and elected represent and ask that they interview survivor the attack. **Veterans' contact info**

Sign a Statement
and a Petition

FOLLOW US ON FACEBOOK

Honor Liberty Vets

OUR BILLBOARD IN THE NEWS

Fourteen Pennsylvania state legislators demanded we remove our billboards honoring USS *Liberty* veterans from highways. Read their letter, our detailed response, and see local TV coverage the controversy. [Click here](#)

AMERICAN LEGION BETRAY LIBERTY VETERANS

The American Legion is the nation's largest wartime veterans' assistance organization, officially committed to "devotion to our fellow servicemen and veterans." Yet, Legion managers have torpedoed resolutions supporting the *Liberty*, refused to allow a

Commonly Asked Questions about the USS *Liberty*

*Prepared by the Independent Commission of Inquiry,
chaired by Admiral Thomas H. Moorer, former Chairman, Joint Chiefs of Staff*

1. What happened to the USS *Liberty*?

The USS *Liberty* was a virtually unarmed American navy ship that was attacked by Israeli planes and torpedo boats on June 8, 1967.

2. What were the American casualties?

34 American sailors were killed and 172 injured that day, a casualty rate of 70%. This is among the highest casualty rates ever inflicted upon a U.S. naval vessel.

3. What was Israel's explanation for the attack?

Israel claimed the attack was "a case of mistaken identity"; that they didn't know it was an American ship.

4. Why would we question that explanation more than 30 years later?

The ship's survivors were afraid to speak out in the early years because of threats of "court martial, prison or worse" if they did not remain silent. However, as time passed, they have stepped forward to say the attack was deliberate.

Recently, high government and military officials have suggested that not only was the attack deliberate, but that the US government covered-up the incident. Today, an Independent Commission of Inquiry has found that Israel committed “an act of war” against the United States (see Findings of Independent Commission).

In addition, the Navy’s chief attorney to the original 1967 military Court of Inquiry has issued a statement that orders to cover-up the incident were issued by President Lyndon Johnson and Secretary of Defense Robert McNamara [see Statement of Captain Ward Boston, USN, JAG (Ret.)].

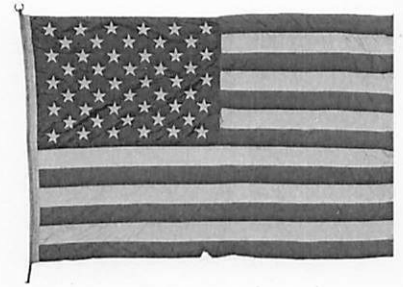
5. Did Israel have reason to believe the USS *Liberty* was an Egyptian ship?

Israel says its pilots and torpedo boat commanders confused the USS *Liberty* with the El Quseir, an Egyptian ship allegedly firing upon its forces in the Sinai. But there was no Egyptian naval bombardment that day; nor did the El Quseir (an unarmed 1920s-era horse carrier out of service in Alexandria) bear any resemblance to the *Liberty*.

6. Isn’t it difficult to identify a ship if you’re in an airplane?

In 1967, the USS *Liberty* was the most sophisticated intelligence ship in the world, with dozens of large antennas, including a large moon-bounce “satellite-dish” mounted on a tall structure near the stern. It may have been one of the most easily identifiable ships of any navy in the world. With a displacement of 10,000 tons, it was four times the size of the antique Egyptian transport it is claimed to have resembled. Freshly painted, the *Liberty* carried large white identification numbers on its bow. Egyptian hull numbers are painted black.

the *Liberty* Veterans Association at its 2013 national convention. **Item 2 B.**
publish a paid ad in support of the *Liberty* crew, and treated survivors and family members with arrogance and disdain. **Read more**



This is one of the three American flags shot down by Israeli forces during the attack on the USS Liberty.

7. Doesn't Israel say that the *Liberty* flew no flag?

According to American survivors, a 5-by-8 feet American flag was hoisted early that morning and was flying all day until it was shot away by attacking aircraft. Within several minutes, it was replaced by the giant 7-by-13 feet holiday ensign, which flew for the duration of the attack.

8. Could Israel have thought the ship was in a war zone, acting suspiciously?

According to surviving crewmembers, Israeli reconnaissance aircraft closely studied the *Liberty* over an eight-hour period prior to the attack, one flying within two hundred feet of the ship. At all times the *Liberty* was a clearly marked American ship in international waters, proceeding at a speed of only 5 knots.

9. What was the weather like the day of the attack?

Weather reports confirm that it was a clear day with unlimited visibility. The Israeli reconnaissance planes could have seen the *Liberty's* crew sunbathing on the upper decks just before the attack. The flag was flying in a 12-knot breeze for most of the afternoon.

10. Doesn't Israel say they ended the attack the minute they saw someone hoist an American flag?

The Israeli attack by combined air and naval forces spanned two hours — as long as the attack on Pearl Harbor. The air attack alone lasted approximately 25 minutes: consisting of more than 30 sorties by approximately 12 separate planes using napalm, cannon, and rockets which left 821 holes in the ship. Following the air attack, three Israeli motor torpedo boats torpedoed the ship, causing a 40'x 40' wide hole in her hull, and machine-gunning firefighters and stretcher-bearers attempting to save their ship and crew. More than 3,000 machine-gun bullet holes were later counted on the *Liberty's* hull. After the attack was thought to have ended, three life rafts were lowered into the water to rescue the most seriously wounded. The Israeli torpedo boats returned and machine-gunned these life rafts at close range. This was followed by the approach of two large Israeli Army assault helicopters filled with armed commandos carrying what appeared to be explosive satchels (they departed after hovering over the ship for several minutes, making no attempt to communicate).

11. Did the *Liberty* send out a distress signal when it was under attack?

Throughout the air attack, the *Liberty's* radio operators found it difficult to transmit a distress signal because the attacking Israeli aircraft jammed all five of the *Liberty's* American, not Egyptian, emergency radio channels. However, a call for help did reach the U.S. Navy command in the Mediterranean.

12. What was the American response time?

Although American carrier-based air support was only 40 minutes away, help did not reach the USS *Liberty* for seventeen hours. Navy fighters were launched from the aircraft carriers *America* and *Saratoga* while the *Liberty* was under attack. However, they were quickly recalled by the White House. This is the only instance in American naval history where a rescue mission was cancelled when an American ship was under attack.

13. Why would Israel have deliberately attacked an American ship?

Israel's motive for launching the attack has never been determined with certainty. This is why an impartial investigation is critical. One hypothesis is that Israel intended to sink the ship (with no survivors) and blame Egypt because this might have brought the United States into the 1967 war. Another hypothesis is that the *Liberty* was gathering intelligence about activities that Israel did not want revealed. Examples might include the

massacre of Egyptian prisoners of war that was then occurring in the Sinai, as well as Israel's impending invasion of Syria.

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14. Has the incident been investigated in the past?

Some people say that there have been "thirteen official investigations" all concluding the attack was a case of mistaken identity. Several were conducted by Israel. Upon examination, however, every one is based upon the conclusions of the original 1967 US Navy Court of Inquiry, which accepted the Israeli version, but which has been exposed and discredited by its chief attorney as a cover-up.

15. Did the surviving crewmembers testify in the other investigations?

In not one of these "investigations" were any of the *Liberty's* surviving crewmembers permitted to publicly testify.

16. Why would the White House prevent the rescue of an American ship?

This is, perhaps, the most disturbing question arising out of Israel's attack. It is why there needs to be a thorough investigation of the actions taken by the White House and the Secretary of Defense. Why did they order the recall of the planes that had been sent to rescue the *Liberty*? Why did they order that the survivors be silenced and the true facts be withheld from the American people?

17. What kind of investigation are you calling for?

We are calling for a new Court of Inquiry by the Department of the Navy, with congressional oversight, to take public testimony from surviving crewmembers and otherwise thoroughly examine the circumstances of the attack.

18. Why are you calling for a naval — and not a congressional — investigation?

We believe this would remove the inquiry from the political pressures traditionally exerted by special interest groups upon individual congressional offices. Fundraising and election pressures have prevented an honest investigation from being conducted for the past 36 years.

19. Why is this significant for the American people 36 years later?

We have a duty to the crew of the USS *Liberty*, while the survivors are still alive to testify, and while the perpetrators can be brought to justice. Furthermore, any policies that paralyze our elected leadership to the extent they become unable or unwilling to protect Americans and American interests, endangers not only the safety of all Americans but also the national security of the United States.

20. Doesn't America have a special relationship with Israel?

No nation or people should be above the law; nor should American interests be subordinated to the interests of any foreign nation. Those Israelis responsible for ordering the attack and the resulting murder of American sailors must be held accountable for their actions.

NEOCONSERVATIVES**“A New Pearl Harbor”**

Two years ago a project set up by the men who now surround George W Bush said what America needed was “a new Pearl Harbor.” Its published aims have, alarmingly, come true.

By John Pilger
New Statesman
December 16, 2002

The threat posed by US terrorism to the security of nations and individuals was outlined in prophetic detail in a document written more than two years ago and disclosed only recently. What was needed for America to dominate much of humanity and the world's resources, it said, was “some catastrophic and catalysing event – like a new Pearl Harbor”. The attacks of 11 September 2001 provided the “new Pearl Harbor”, described as “the opportunity of ages”. The extremists who have since exploited 11 September come from the era of Ronald Reagan, when far-right groups and “think-tanks” were established to avenge the American “defeat” in Vietnam. In the 1990s, there was an added agenda: to justify the denial of a “peace dividend” following the cold war. The Project for the New American Century was formed, along with the American Enterprise Institute, the Hudson Institute and others that have since merged the ambitions of the Reagan administration with those of the current Bush regime.

One of George W Bush's “thinkers” is Richard Perle. I interviewed Perle when he was advising Reagan; and when he spoke about “total war”, I mistakenly dismissed him as mad. He recently used the term again in describing America's “war on terror”. “No stages,” he said. “This is total war. We are fighting a variety of enemies. There are lots of them out there. All this talk about first we are going to do Afghanistan, then we will do Iraq... this is entirely the wrong way to go about it. If we just let our vision of the world go forth, and we embrace it entirely and we don't try to piece together clever diplomacy, but just wage a total war... our children will sing great songs about us years from now.”

Perle is one of the founders of the Project for the New American Century, the PNAC. Other founders include Dick Cheney, now vice-president, Donald Rumsfeld, defence secretary, Paul Wolfowitz, deputy defence secretary, I Lewis Libby, Cheney's chief of staff, William J Bennett, Reagan's education secretary, and Zalmay Khalilzad, Bush's ambassador to Afghanistan. These are the modern chartists of American terrorism. The PNAC's seminal report, *Rebuilding America's Defences: strategy, forces and resources for a new century*, was a blueprint of American aims in all but name. Two years ago it recommended an increase in arms-spending by \$48bn so that Washington could “fight and win multiple, simultaneous major theatre wars”. This has happened. It said the United States should develop “bunker-buster” nuclear weapons and make “star wars” a national priority. This is happening. It said that, in the event of Bush taking power, Iraq should be a target. And so it is.

As for Iraq's alleged “weapons of mass destruction”, these were dismissed, in so many words, as a convenient excuse, which it is. “While the unresolved conflict with Iraq provides the immediate justification,” it says, “the n

for a substantial American force presence in the Gulf transcends the issue of the regime of Saddam Hussain. Has this grand strategy been implemented? A series of articles in the Washington Post, co-authored by Bob Woodward of Watergate fame and based on long interviews with senior members of the Bush administration, reveals how 11 September was manipulated.

On the morning of 12 September 2001, without any evidence of who the hijackers were, Rumsfeld demanded that the US attack Iraq. According to Woodward, Rumsfeld told a cabinet meeting that Iraq should be "a principal target of the first round in the war against terrorism". Iraq was temporarily spared only because Colin Powell, the secretary of state, persuaded Bush that "public opinion has to be prepared before a move against Iraq is possible". Afghanistan was chosen as the softer option. If Jonathan Steele's estimate in the Guardian is correct, some 20,000 people in Afghanistan paid the price of this debate with their lives.

Time and again, 11 September is described as an "opportunity". In last April's New Yorker, the investigative reporter Nicholas Lemann wrote that Bush's most senior adviser, Condoleezza Rice, told him she had called together senior members of the National Security Council and asked them "to think about 'how do you capitalise on these opportunities'", which she compared with those of "1945 to 1947": the start of the cold war. Since 11 September, America has established bases at the gateways to all the major sources of fossil fuels, especially central Asia. The Unocal oil company is to build a pipeline across Afghanistan. Bush has scrapped the Kyoto Protocol on greenhouse gas emissions, the war crimes provisions of the International Criminal Court and the anti-ballistic missile treaty. He has said he will use nuclear weapons against non-nuclear states "if necessary". Under cover of propaganda about Iraq's alleged weapons of mass destruction, the Bush regime is developing new weapons of mass destruction that undermine international treaties on biological and chemical warfare.

In the Los Angeles Times, the military analyst William Arkin describes a secret army set up by Donald Rumsfeld, similar to those run by Richard Nixon and Henry Kissinger and which Congress outlawed. This "super-intelligence support activity" will bring together the "CIA and military covert action, information warfare, and deception". According to a classified document prepared for Rumsfeld, the new organisation, known by its Orwellian moniker as the Proactive Pre-emptive Operations Group, or P2OG, will provoke terrorist attacks which would then require "counter-attack" by the United States on countries "harbouring the terrorists".

In other words, innocent people will be killed by the United States. This is reminiscent of Operation Northwoods, the plan put to President Kennedy by his military chiefs for a phoney terrorist campaign - complete with bombings, hijackings, plane crashes and dead Americans - as justification for an invasion of Cuba. Kennedy rejected it. He was assassinated a few months later. Now Rumsfeld has resurrected Northwoods, but with resources undreamt of in 1963 and with no global rival to invite caution. You have to keep reminding yourself this is not fantasy: that truly dangerous men, such as Perle and Rumsfeld and Cheney, have power. The thread running through their ruminations is the importance of the media: "the prioritised task of bringing on board journalists of repute to accept our position".

"Our position" is code for lying. Certainly, as a journalist, I have never known official lying to be more pervasive than today. We may laugh at the vacuities in Tony Blair's "Iraq dossier" and Jack Straw's inept lie that Iraq has developed a nuclear bomb (which his minions rushed to "explain"). But the more insidious lies, justifying an unprovoked attack on Iraq and linking it to would-be terrorists who are said to lurk in every Tube station, are routinely channelled as news. They are not news; they are black propaganda.

This corruption makes journalists and broadcasters mere ventriloquists' dummies. An attack on a nation of 22 million suffering people is discussed by liberal commentators as if it were a subject at an academic seminar, at which pieces can be pushed around a map, as the old imperialists used to do.

The issue for these humanitarians is not primarily the brutality of modern imperial domination, but how “ba Item 2 B.
Saddam Hussein is. There is no admission that their decision to join the war party further seals the fate of perhaps
thousands of innocent Iraqis condemned to wait on America’s international death row. Their doublethink will not
work. You cannot support murderous piracy in the name of humanitarianism. Moreover, the extremes of American
fundamentalism that we now face have been staring at us for too long for those of good heart and sense not to
recognise them.

With thanks to Norm Dixon and Chris Floyd

- [The Assassination of JFK >](#)
- [Spies and Spymasters >](#)
- Edward Lansdale

▼ Primary Sources ▼

Edward Lansdale



Edward Lansdale was born in Detroit, Michigan, on 6th February, 1908. During the Second World War Lansdale was a member of the Office of Strategic Services (OSS), an organization that was given the responsible for espionage and for helping the resistance movement in Europe.

According to Sterling Seagrave, Lansdale was sent by General Charles Willoughby to the Philippines after the war. Lansdale "joined the torture sessions of Major Kojima Kashii "as an observer and participant". As Seagrave explains: "Since Yamashita had arrived from Manchuria in October 1944 to take over the defense of the Philippines, Kojima had driven him everywhere."

In charge of Kojima's torture was an intelligence officer named Severino Garcia Diaz Santa Romana (Santy). He wanted Major Kojima to reveal each place to which he had taken General Tomoyuki Yamashita, where bullion and other treasure were hidden." Ray Cline argues that between 1945 and 1947 the gold bullion recovered by Santy and Lansdale was moved by ship to 176 accounts at banks in 42 countries. Robert Anderson and CIA agent Paul Helliwell set up these black gold accounts "providing money for political action funds throughout the noncommunist world."

Promoted to the rank of major Lansdale was appointed Chief of the Intelligence Division in the Philippines. His main task was to rebuild the country's security services.

On his return to the United States in 1948 Lansdale became a lecturer at the Strategic Intelligence School in Colorado. However, in 1950, Elpidio Quirino, the president of the Philippines, requested Lansdale's help in his fight against the communist insurrection taking place in his country.

In the early 1950s, Allen Dulles gave Lansdale \$5-million to finance CIA operations against the Hukbalahap movement, the rural peasant farmers fighting for land-reform in the Philippines.

According to Sterling Seagrave Lansdale "was in and out of Tokyo on secret missions with a hand-picked team of Filipino assassins, assassinating leftists, liberals and progressives." CIA Director William Colby later commented: "Lansdale helped and perhaps created the best president

the Philippines ever had...turned American policy away from support of French colonial rule in Vietnam to support of a non-Communist nationalist leader...he preached for Americans to support those willing to fight for themselves... He was one of the greatest spies in history... the stuff of legends."

In 1953 Lansdale was sent to Vietnam to advise the French in their struggle with the Vietminh. Dulles told President Dwight Eisenhower that he was sending one of his "best men". The following year Lansdale and a team of twelve intelligence agents were sent to Saigon. The plan was to mount a propaganda campaign to persuade the Vietnamese people in the south not to vote for the communists in the forthcoming elections.

In the months that followed they distributed targeted documents that claimed the Vietminh and Chinese communists had entered South Vietnam and were killing innocent civilians. The Ho Chi Minh government was also accused of slaying thousands of political opponents in North Vietnam.

Colonel Lansdale also recruited mercenaries from the Philippines to carry out acts of sabotage in North Vietnam. This was unsuccessful and most of the mercenaries were arrested and put on trial in Hanoi. Finally, Lansdale set about training the South Vietnamese army (ARVN) in modern fighting methods. For it was coming clear that it was only a matter of time before the communists would resort to open warfare.

In 1955 Graham Greene published *The Quiet American*. The novel is set in Vietnam and involves the relationship between Thomas Fowler and Alden Pyle. Fowler is a veteran British journalist in his fifties, who has been covering the war in Vietnam for over two years. Pyle, the "Quiet American" of the title, is officially an aid worker, but is really employed by the CIA. It is believed that the Pyle character is partly based on that of Edward Lansdale.

Greene had worked for the British Secret Service during the Second World War. Although a fairly successful novelist at the time, Greene was also employed by *The Times* and *Le Figaro* as a journalist. Between 1951 to 1954 spent a long period of time in Saigon. In 1953 Lansdale became a CIA advisor on special counter-guerrilla operations to French forces against the Viet Minh.

While it is true that Graham Greene admitted that he never had the "misfortune to meet" Lansdale, the two men did know a lot about each other. Lansdale recalls that in 1954 he had dinner with Peg and Tilman Durdin at the Continental Hotel in Saigon. Greene was also there having a meal with several French officers. Lansdale claims that after he and the Durdins were leaving, Greene said something in French to his companions and the men began booing him.

Lansdale definitely thought that Pyle was based on him. He told Cecil B. Currey on 15th February, 1984: "Pyle was close to Trinh Minh Thé, the guerrilla leader, and also had a dog that went with him everywhere - and I was the only American close to Trinh Minh Thé and my poodle Pierre went everything with me."

In the book Pyle is sent to Vietnam by his government, ostensibly as a member of the American Economic Mission, but that assignment was only a cover for his real role as a CIA agent. According to one critic "Pyle was the embodiment of well-meaning American-style politics, and he blundered through the intrigue, treachery, and confusion of Vietnamese politics, leaving a trail of blood and suffering behind him." As Fowler points out in the novel, Pyle was attempting to "win the East for Democracy". However, according to Fowler, what the people of Vietnam really wanted was "enough rice" to eat. What is more: "They don't want to be shot at. They want one day to be much the same as another. They don't want our white skins around telling them what they want."

When the book was published in the United States in 1956 it was condemned as anti-American. Pyle (Lansdale) is portrayed as someone whose belief in the justice of American foreign policy allows him to ignore the appalling consequences of his actions. It was criticized by *The New Yorker* for portraying Americans as murderers.

The director, producer and screenwriter, Joseph L. Mankiewicz was chosen to make the film of *The Quiet American*. He visited Saigon in 1956 and was introduced to Edward Lansdale, whose cover was working at the International Rescue Committee's office. The most controversial scene in the book is the bombing of a Saigon square in 1952 by a Vietnamese associate of Lansdale's, General Trinh Minh Thé. In the novel, Greene suggests that Pyle/Lansdale, was behind the bombing. Lansdale suggested to Mankiewicz that the film should show that the bombing was "actually having been a Communist action".

When he returned home Mankiewicz wrote to John O'Daniel, the chairman of the American Friends of Vietnam that he intended to completely change the anti-American attitude of Greene's book. This included the casting of Second World War hero, Audie Murphy, as Alden Pyle.

In a letter that Edward Lansdale wrote to Ngo Dinh Diem he praised Mankiewicz's treatment of the story as "an excellent change from Mr. Greene's novel of despair" and "that it will help win more friends for you and Vietnam in many places in the world where it is shown."

As Hugh Wilford pointed out: "It was a brilliantly devious maneuver of postmodern literary complexity: by helping to rewrite a story featuring a character reputedly based on himself, Lansdale had transformed an anti-American tract into a cinematic apology for U.S. policy - and his own actions-in Vietnam."

Graham Greene was furious with Mankiewicz's treatment of his novel. "Far was it from my mind, when I wrote *The Quiet American* that the book would become a source of spiritual profit to one of the most corrupt governments in Southeast Asia."

In October, 1955, the South Vietnamese people were asked to choose between Bao Dai, the former Emperor of Vietnam, and Ngo Dinh Diem for the leadership of the country. Lansdale suggested that Diem should provide two ballot papers, red for Diem and green for Bao Dai. Lansdale hoped that the Vietnamese belief that red signified good luck whilst green indicated bad fortune, would help influence the result.

When the voters arrived at the polling stations they found Diem's supporters in attendance. One voter complained afterwards: "They told us to put the red ballot into envelopes and to throw the green ones into the wastebasket. A few people, faithful to Bao Dai, disobeyed. As soon as they left, the agents went after them, and roughed them up... They beat one of my relatives to pulp."



Edward Lansdale (1963)

After the election Ngo Dinh Diem informed his American advisers that he had achieved 98.2 per cent of the vote. Lansdale warned him that these figures would not be believed and suggested that he published a figure of around 70 per cent. Diem refused and as the Americans predicted, the election undermined his authority.

Another task of Lansdale and his team was to promote the success of the rule of President Ngo Dinh Diem. Figures were produced that indicated that South Vietnam was undergoing an economic miracle. With the employment of \$250 millions of aid per year from the United States and the clever manipulating of statistics, it was reported that economic production had increased dramatically.

Lansdale left Vietnam in 1957 and officially went to work for the Secretary of Defence in Washington. However, he was also employed as a senior officer in the Central Intelligence Agency. Posts held included: Deputy Assistant Secretary for Special Operations (1957-59), Staff Member of the President's Committee on Military Assistance (1959-61).

In March 1960, President Dwight Eisenhower of the United States approved a CIA plan to overthrow Fidel Castro. The plan involved a budget of \$13 million to train "a paramilitary force outside Cuba for guerrilla action."

When President John F. Kennedy took office, Lansdale was appointed as Assistant Secretary of Defence for Special Operations. He argued that the CIA should work closely with exiles in Cuba, particularly those with middle-class professions, who had opposed Fulgencio Batista and had then become disillusioned with Fidel Castro because of his betrayal of the democratic process. Lansdale was also opposed to the Bay of Pigs operation because he knew that it would not trigger a popular uprising against Castro. Kennedy respected the advice of Lansdale and selected him to become project leader of Operation Mongoose.

Over 400 CIA officers were employed full-time on this project. Sidney Gottlieb of the CIA Technical Services Division was asked to come up with proposals that would undermine Castro's popularity with the Cuban people. Plans included a scheme to spray a television studio in which he was about

to appear with an hallucinogenic drug and contaminating his shoes with thallium which they believed would cause the hair in his beard to fall out.

These schemes were rejected and instead Richard Bissell decided to arrange the assassination of Fidel Castro. In September 1960, Bissell and Allen W. Dulles, the director of the Central Intelligence Agency (CIA), initiated talks with two leading figures of the Mafia, Johnny Roselli and Sam Giancana. Later, other crime bosses such as Carlos Marcello, Santos Trafficante and Meyer Lansky became involved in this plot against Castro.

Robert Maheu, a veteran of CIA counter-espionage activities, was instructed to offer the Mafia \$150,000 to kill Fidel Castro. The advantage of employing the Mafia for this work is that it provided CIA with a credible cover story. The Mafia were known to be angry with Castro for closing down their profitable brothels and casinos in Cuba. If the assassins were killed or captured the media would accept that the Mafia were working on their own.

The Federal Bureau of Investigation had to be brought into this plan as part of the deal involved protection against investigations against the Mafia in the United States. Castro was later to complain that there were twenty CIA-sponsored attempts on his life. Eventually Johnny Roselli and his friends became convinced that the Cuban revolution could not be reversed by simply removing its leader. However, they continued to play along with this CIA plot in order to prevent them being prosecuted for criminal offences committed in the United States.

Lansdale later claimed that John F. Kennedy asked him to draft a contingency plan to overthrow Fidel Castro. But he added that the idea had not been viable because it depended on recruiting Cuban exiles to generate an uprising in Cuba, something that he said was impossible.

In 1963 Kennedy asked Lansdale to concentrate on the situation in Vietnam. However, it was not long before Lansdale was in conflict with General Maxwell Taylor, who was the military representative to the president. Taylor took the view that the war could be won by military power. He argued in the summer of 1963 that 40,000 US troops could clean up the Vietminh threat in Vietnam and another 120,000 would be sufficient to cope with any possible North Vietnamese or Chinese intervention.

Lansdale disagreed with this viewpoint. He had spent years studying the way Mao Zedong had taken power in China. He often quoted Mao of telling his guerrillas: "Buy and sell fairly. Return everything borrowed. Indemnify everything damaged. Do not bathe in view of women. Do not rob personal belongings of captives." The purpose of such rules, according to Mao, was to create a good relationship between the army and its people. This was a strategy that had been adopted by the National Liberation Front. Lansdale believed that the US Army should adopt a similar approach. As Cecil B. Currey, the author of Edward Lansdale: The Unquiet American pointed out: "Lansdale was a dedicated anticommunist, conservative in his thoughts. Many people of like persuasion were neither as willing to study their enemy nor as open to adopting communist ideas to use a countervailing force. If for no other reason, the fact makes Lansdale stand out in bold relief to the majority of fellow military men who struggled on behalf of America in those intense years of the cold war."

Lansdale also argued against the overthrow of Ngo Dinh Diem. He told Robert McNamara that: "There's a constitution in place... Please don't destroy that when you're trying to change the government. Remember there's a vice president (Nguyen Ngoc Tho) who's been elected and is now holding office. If anything happens to the president, he should replace him. Try to keep something sustained."

It was these views that got him removed from office. The pressure to remove Lansdale came from General Curtis LeMay and General Victor Krulak and other senior members of the military. As a result it was decided to abolish his post as assistant to the secretary of defense. He was awarded the Distinguished Service Medal for counter-insurgency work and became consultant to the Food for Peace program.

Lansdale continued to argue against Lyndon Johnson's decision to try and use military power to win the Vietnam War. When General William Westmoreland argued that: "We're going to out-guerrilla the guerrilla and out-ambush the ambush... because we're smarter, we have greater mobility and fire-power, we have more endurance and more to fight for... And we've got more guts." Lansdale replied: "All actions in the war should be devised to attract and then make firm the allegiance of the people." He added "we label our fight as helping the Vietnamese maintain their freedom" but when "we bomb their villages, with horrendous collateral damage in terms of both civilian property and lives... it might well provoke a man of good will to ask, just what freedom of what Vietnamese are we helping to maintain?"

Lansdale quoted Robert Taber (*The War of the Flea*): "There is only one means of defeating an insurgent people who will not surrender, and that is extermination. There is only one way to control a territory that harbors resistance, and that is to turn it into a desert. Where these means cannot, for whatever reason, be used, the war is lost." Lansdale thought this was the situation in Vietnam and wrote to a friend that if the solution was to "kill every last person in the enemy ranks" then he was "not only morally opposed" to this strategy but knew it was "humanly impossible".

Lansdale added "No idea can be bombed or beaten to death. Military action alone is never enough." He pointed out that since 1945 the Vietminh had been willing to fight against the strength of both France and the United States in order to ensure success of their own. "Without a better idea, rebels will eventually win, for ideas are defeated only by better ideas."

Lansdale was anti-communist because he really believed in democracy. Lansdale had been arguing since 1956 that the best way of dealing with the National Liberation Front was to introduce free elections that included the rights of Chams, Khmers, Montagnards and other minorities to participate in voting. Lansdale said that he went into Vietnam as Tom Paine would have done. He was fond of quoting Paine as saying: "Where liberty dwells not, there is my country."

He also distanced himself from the Freedom Studies Center of the Institute for American Strategy when he discovered it was being run by the John Birch Society. He told a friend: "I refused to have anything more to do with it... That isn't what our country is all about." Lansdale considered himself a "conservative moderate" who was tolerant of all minorities.

Lansdale continued to advocate a non-military solution to Vietnam and in 1965, under orders from President Lyndon B. Johnson, the new US ambassador in Saigon, Henry Cabot Lodge, put Lansdale in charge of the "pacification program" in the country. As *Newsweek* reported: "Lansdale is expected to push hard for a greater effort on the political and economic fronts of the war, while opposing the recent trend bombing and the burning of villages."

One of those who served under him in this job was Daniel Ellsberg. He liked Lansdale because of his commitment to democracy. Ellsberg also agreed with Lansdale that the pacification program should be run by the Vietnamese. He argued that unless it was a Vietnam project it would never work. Lansdale knew that there was a deep xenophobia among Vietnamese. However, as he pointed out, he believed "Lyndon Johnson would have been just as xenophobic if Canadians or British or the French moved in force into the United States and took charge of his dreams for a great

Society, told him what to do, and spread out by thousands throughout the nation to see that it got done."

In February 1966 Lansdale was removed from his position in control of the pacification program. However, instead of giving the job to a Vietnamese, William Porter, was given the post. Lansdale was now appointed as a senior liaison officer, with no specific responsibilities.

Unlike most Americans in Vietnam, Lansdale believed it was essential for Vietnamese leaders to claim credit for any changes and reforms. His attitude aroused antagonism in the hearts of many within the U.S. bureaucracy who didn't like the idea of allowing others to receive credit for successful programs – although they did not object to blaming Vietnamese leaders for projects that failed.

Most importantly, Lansdale thought that the military should be careful to avoid causing civilian casualties. As his biographer, Cecil B. Currey pointed out: "Lansdale was primarily concerned about the welfare of people. Such a stance made him anathema to those more concerned about search and destroy missions, agent orange, free fire zones, harassing and interdicting fires, and body counts."

According to Lansdale "we lost the war at the Tet offensive". The reason for this was that after this defeat American commanders lost the ability to discriminate between friend and foe. All Vietnamese were now "gooks". Lansdale complained that commanders resorted more and more on artillery barrages that killed thousands of civilians. He told a friend that: "I don't believe this is a government that can win the hearts and minds of the people." Lansdale resigned and returned to the United States in June 1968.

Lansdale retired in 1968 and his book, *The Midst of Wars*, was published in 1972. Lansdale argued that the United States could still retain control of third-world nations by exporting "the American way" through a blend of economic aid and efforts at "winning the hearts and the minds of the people."

Edward Lansdale died in McLean, Virginia, on 23rd February, 1987.

By John Simkin (john@spartacus-educational.com) © September 1997 (updated February 2022).



▲ Main Article ▲

Primary and Secondary Sources

(1) Cecil B. Currey, *Edward Lansdale: The Unquiet America* (1988)

Lansdale was a dedicated anticommunist, conservative in his thoughts. Many people of like persuasion were neither as willing to study their enemy nor as open to adopting communist ideas to use a countervailing force. If for no other reason, the fact makes Lansdale stand out in bold relief to the majority of fellow military men who struggled on behalf of America in those intense years of the cold war.

(2) Edward Lansdale, interview with Cecil B. Currey (15th February, 1984)

Graham Greene once told someone that he definitely did not have me in mind when he created the character Alden Pyle. I sure hope not... On the other hand Pyle was close to Trinh Minh Thé, the guerrilla leader, and also had a dog that went with him everywhere - and I was the only American close to Trinh Minh Thé and my poodle Pierre went everything with me."

(3) L. Fletcher Prouty, letter to Jim Garrison (6th March, 1990)

It is amazing how things work, I am at home recuperating from a major back operation (to regain my ability to walk); so I was tossing around in bed last night...not too comfortable...and I began to think of Garrison. I thought, "I have got to write Jim a letter detailing how I believe the whole job was done."

By another coincidence I had received a fine set of twenty photos from the Sprague collection in Springfield, Mass. As the odds would have it, he is now living just around the corner here in Alexandria. Why not? Lansdale lived here, Fensterwald lives here, Ford used to live here. Quite a community.

I was studying those photos. One of them is the "Tramps" picture that appears in your book. It is glossy and clear. Lansdale is so clearly identifiable. Why, Lansdale in Dallas? The others don't matter, they are nothing but actors and not gunmen but they are interesting. Others who knew Lansdale as well as I did, have said the same thing, "That's him and what's he doing there?"

As I was reading the paper the Federal Express man came with a book from Jim, that unusual "Lansdale" book. A terrible biography. There could be a great biography about Lansdale. He's no angel; but he is worth a good biography. Currey, a paid hack, did the job. His employers ought to have let him do it right.

I had known Ed since 1952 in the Philippines. I used to fly there regularly with my MATS Heavy Transport Squadron. As a matter of fact, in those days we used to fly wounded men, who were recuperating, from hospitals in Japan to Saigon for R&R on the beaches of Cap St Jacques. That was 1952-1953. Saigon was the Paris of the Orient. And Lansdale was "King Maker" of the Philippines. We always went by way of Manila. I met his team.

He had arrived in Manila in Sept 1945, after the war was over, for a while. He had been sent back there in 1950 by the CIA(OPC) to create a new leader of the Philippines and to get rid of Querino. Sort of like the Marcos deal, or the Noriega operation. Lansdale did it better. I have overthrown a government but I didn't splash it all around like Reagan and Bush have done. Now, who sent him there?

Who sent him there in 1950 (Truman era) to do a job that was not done until 1953 (Ike era)? From 1950 to Feb. 1953 the Director of Central Intelligence was Eisenhower's old Chief of Staff, Gen Walter Bedell Smith. Smith had been Ambassador to Moscow from 1946 to 1949. The lesser guys in the CIA at the time were Allen Dulles, who was Deputy Director Central Intelligence from Aug. 1951 to Feb. 1953. Frank Wisner became the Deputy Director, Plans (Clandestine Activities) when Dulles became DDCI. Lansdale had to have received his orders from among these four men: Truman, Smith, Dulles, and Wisner. Of course the Sec State could have had some input...i.e. Acheson. Who wanted Querino out, that badly? Who wanted HUKS there?

In Jan 1953 Eisenhower arrived. John Foster Dulles was at State and Gen Smith his Deputy. Allen Dulles was the DCI and General Cabel his deputy. None of them changed Lansdale's prior orders to "get" Querino. Lansdale operated with abandon in the Philippines. The Ambassador and the CIA Station Chief, George Aurell, did not know what he was doing. They believed he was some sort of kook Air Force Officer there...a role Lansdale played to the hilt. Magsaysay became President, Dec 30, 1953.

With all of this on the record, and a lot more, this guy Currey comes out of the blue with this purported "Biography". I knew Ed well enough and long enough to know that he was a classic

chameleon. He would tell the truth sparingly and he would fabricate a lot. Still, I can not believe that he told Currey the things Currey writes. Why would Lansdale want Currey to perpetuate such out and out bullshit about him? Can't be. This is a terribly fabricated book. It's not even true about me. I believe that this book was ordered and delineated by the CIA.

At least I know the truth about myself and about Gen. Krulak. Currey libels us terribly. In fact it may be Krulak who caused the book to be taken off the shelves. Krulak and his Copley Press cohorts have the power to get that done, and I encouraged them to do just that when it first came out. Krulak was mad!

Ed told me many a time how he operated in the Philippines. He said, "All I had was a blank checkbook signed by the U.S. government". He made friends with many influential Filipinos. I have met Johnny Orendain and Col Valeriano, among others, in Manila with Lansdale. He became acquainted with the wealthiest Filipino of them all, Soriano. Currey never even mentions him. Soriano set up Philippine Airlines and owned the big San Miguel beer company, among other things. Key man in Asia.

Lansdale's greatest strategy was to create the "HUKS" as the enemy and to make Magsaysay the "Huk Killer." He would take Magsaysay's battalion out into a "Huk" infested area. He would use movies and "battlefield" sound systems, i.e. fireworks to scare the poor natives. Then one-half of Magsaysay's battalion, dressed as natives, would "attack" the village at night. They'd fire into the air and burn some shacks. In the morning the other half, in uniform, would attack and "capture" the "Huks". They would bind them up in front of the natives who crept back from the forests, and even have a "firing" squad "kill" some of them. Then they would have Magsaysay make a big speech to the people and the whole battalion would roll down the road to have breakfast together somewhere...ready for the next "show".

Ed would always see that someone had arranged to have newsmen and camera men there and Magsaysay soon became a national hero. This was a tough game and Ed bragged that a lot of people were killed; but in the end Magsaysay became the "elected" President and Querino was ousted "legally."

This formula endeared Ed to Allen Dulles. In 1954 Dulles established the Saigon Military Mission in Vietnam...counter to Eisenhower's orders. He had the French accept Lansdale as its chief. This mission was not in Saigon. It was not military, and its job was subversion in Vietnam. Its biggest job was that it got more than 1,100,000 northern Vietnamese to move south. 660,000 by U.S. Navy ships and the rest by CIA airline planes. These 1,100,000 north Vietnamese became the "subversive" element in South Vietnam and the principal cause of the warmaking. Lansdale and his cronies (Bohanon, Arundel, Phillips, Hand, Conein and many others) did all that using the same check book. I was with them many times during 1954. All Malthusianism.

I have heard him brag about capturing random Vietnamese and putting them in a Helicopter. Then they would work on them to make them "confess" to being Viet Minh. When they would not, they would toss them out of the chopper, one after the other, until the last ones talked. This was Ed's idea of fun...as related to me many times. Then Dulles, Adm. Radford and Cardinal Spellman set up Ngo Dinh Diem. He and his brother, Nhu, became Lansdale protégés.

At about 1957 Lansdale was brought back to Washington and assigned to Air Force Headquarters in a Plans office near mine. He was a fish out of water. He didn't know Air Force people and Air Force ways. After about six months of that, Dulles got the Office of Special Operations under General Erskine to ask for Lansdale to work for the Secretary of Defense. Erskine was man enough to control him.

By 1960 Erskine had me head the Air Force shop there. He had an Army shop and a Navy shop and we were responsible for all CIA relationships as well as for the National Security Agency. Ed was still out of his element because he did not know the services; but the CIA sent work his way.

Then in the Fall of 1960 something happened that fired him up. Kennedy was elected over Nixon. Right away Lansdale figured out what he was going to do with the new President. Overnight he left for Saigon to see Diem and to set up a deal that would make him, Lansdale, Ambassador to Vietnam. He had me buy a "Father of his Country" gift for Diem...\$700.00.

I can't repeat all of this but you should get a copy of the Gravel edition, 5 Vol.'s, of the Pentagon Papers and read it. The Lansdale accounts are quite good and reasonably accurate.

Ed came back just before the Inauguration and was brought into the White House for a long presentation to Kennedy about Vietnam. Kennedy was taken by it and promised he would have Lansdale back in Vietnam "in a high office". Ed told us in OSO he had the Ambassadorship sewed up. He lived for that job.

He had not reckoned with some of JFK's inner staff, George Ball, etc. Finally the whole thing turned around and month by month Lansdale's star sank over the horizon. Erskine retired and his whole shop was scattered. The Navy men went back to the navy as did the Army folks. Gen Wheeler in the JCS asked to have me assigned to the Joint Staff. This wiped out the whole Erskine (Office of Special Operations) office. It was comical. There was Lansdale up there all by himself with no office and no one else. He boiled and he blamed it on Kennedy for not giving him the "promised" Ambassadorship to let him "save" Vietnam.

Then with the failure of the Bay of Pigs, caused by that phone call to cancel the air strikes by McGeorge Bundy, the military was given the job of reconstituting some sort of Anti-Castro operation. It was headed by an Army Colonel; but somehow Lansdale (most likely CIA influence) got put into the plans for Operation Mongoose...to get Castro...ostensibly.

The U.S. Army has a think-tank at American University. It was called "Operation Camelot". This is where the "Camelot" concept came from. It was anti-JFK's Vietnam strategy. The men running it were Lansdale types, Special Forces background. "Camelot" was King Arthur and Knights of the Round Table: not JFK...then.

Through 1962 and 1963 Mongoose and "Camelot" became strong and silent organizations dedicated to countering JFK. Mongoose had access to the CIA's best "hit men" in the business and a lot of "strike" capability. Lansdale had many old friends in the media business such as Joe Alsop, Henry Luce among others. With this background and with his poisoned motivation I am positive that he got collateral orders to manage the Dallas event under the guise of "getting" Castro. It is so simple at that level. A nod from the right place, source immaterial, and the job's done.

The "hit" is the easy part. The "escape" must be quick and professional. The cover-up and the scenario are the big jobs. They more than anything else prove the Lansdale mastery.

Lansdale was a master writer and planner. He was a great "scenario" guy. It still have a lot of his personally typed material in my files. I am certain that he was behind the elaborate plan and mostly the intricate and enduring cover-up. Given a little help from friends at PEPSICO he could easily have gotten Nixon into Dallas, for "orientation": and LBJ in the cavalcade at the same time, contrary to Secret Service policy.

He knew the "Protection" units and the "Secret Service", who was needed and who wasn't. Those were routine calls for him, and they would have believed him. Cabell could handle the police.

The "hit men" were from CIA overseas sources, for instance, from the "Camp near Athena, Greece. They are trained, stateless, and ready to go at any time. They ask no questions: speak to no one. They are simply told what to do, when and where. Then they are told how they will be removed and protected. After all, they work for the U.S. Government. The "Tramps" were actors doing the job of cover-up. The hit men are just pros. They do the job for the CIA anywhere. They are impersonal. They get paid. They get protected, and they have enough experience to "blackmail" anyone, if anyone ever turns on them...just like Drug agents. The job was clean, quick and neat. No ripples.

The whole story of the POWER of the Cover-up comes down to a few points. There has never been a Grand Jury and trial in Texas. Without a trial there can be nothing. Without a trial it does no good for researchers to dig up data. It has no place to go and what the researchers reveal just helps make the cover-up tighter, or they eliminate that evidence and the researcher.

The first man LBJ met with on Nov 29th, after he had cleared the foreign dignitaries out of Washington was Waggoner Carr, Atty Gen'l, Texas to tell him, "No trial in Texas...ever."

The next man he met, also on Nov 29th, was J. Edgar Hoover. The first question LBJ asked his old "19 year" neighbor in DC was "Were THEY shooting at me?" LBJ thought that THEY had been shooting at him also as they shot at his friend John Connally. Note that he asked, "Were THEY shooting at me?" LBJ knew there were several hitmen. That's the ultimate clue...THEY.

The Connallys said the same thing...THEY. Not Oswald.

Then came the heavily loaded press releases about Oswald all written before the deal and released actually before LHO had ever been charged with the crime. I bought the first newspaper EXTRA on the streets of Christchurch, New Zealand with the whole LHO story in that first news...photos and columns of it before the police in Dallas had yet to charge him with that crime. All this canned material about LHO was flashed around the world.

Lansdale and his Time-Life and other media friends, with Valenti in Hollywood, have been doing that cover-up since Nov 1963. Even the deMoreschildt story enhances all of this. In deM's personal telephone/address notebook he had the name of an Air Force Colonel friend of mine, Howard Burrus. Burrus was always deep in intelligence. He had been in one of the most sensitive Attache spots in Europe...Switzerland. He was a close friend of another Air Force Colonel and Attache, Godfrey McHugh, who used to date Jackie Bouvier. DeM had Burrus listed under a DC telephone number and on that same telephone number he had "L.B. Johnson, Congressman." Quite a connection. Why...from the Fifties yet?

Godfrey McHugh was the Air Force Attache in Paris. Another most important job. I knew him well, and I transferred his former Ass't Attache to my office in the Pentagon. This gave me access to a lot of information I wanted in the Fifties. This is how I learned that McHugh's long-time special "date" was the fair Jacqueline...yes, the same Jackie Bouvier. Sen. Kennedy met Jackie in Paris when he was on a trip. At that time JFK was dating a beautiful SAS Airline Stewardess who was the date of that Ass't Attache who came to my office. JFK dumped her and stole Jackie away from McHugh. Leaves McHugh happy????

At the JFK Inaugural Ball who should be there but the SAS stewardess, Jackie--of course, and Col Godfrey McHugh. JFK made McHugh a General and made him his "Military Advisor" in the White

House where he was near Jackie while JFK was doing all that official travelling connected with his office AND other special interests. Who recommended McHugh for the job?

General McHugh was in Dallas and was on Air Force One, with Jackie, on the flight back to Washington...as was Jack Valenti. Why was LBJ's old cohort there at that time and why was he on Air Force One? He is now the Movie Czar. Why in Dallas?

See how carefully all of this is interwoven. Burrus is now a very wealthy man in Washington. I have lost track of McHugh. And Jackie is doing well. All in the Lansdale--deM shadows.

One of Lansdale's special "black" intelligence associates in the Pentagon was Dorothy Matlack of U.S. Army Intelligence. How does it happen that when deM. flew from Haiti to testify, he was met at the National Airport by Dorothy?

The Lansdale story is endless. What people do not do is study the entire environment of his strange career. For example: the most important part of my book, "The Secret Team", is not something that I wrote. It is Appendix III under the title, "Training Under The Mutual Security Program". This is a most important bit of material. It tells more about the period 1963 to 1990 than anything. I fought to have it included verbatim in the book. This material was the work of Lansdale and his crony General Dick Stillwell. Anyone interested in the "JFK Coup d'Etat" ought to know it by heart.

I believe this document tells why the Coup took place. It was to reverse the sudden JFK re-orientation of the U.S. Government from Asia to Europe, in keeping with plans made in 1943 at Cairo and Teheran by T.V. Soong and his Asian masterminds. Lansdale and Stillwell were long-time "Asia hands" as were Gen Erskine, Adm Radford, Cardinal Spellman, Henry Luce and so many others.

In October 1963, JFK had just signalled this reversal, to Europe, when he published National Security Action Memorandum #263 saying...among other things...that he was taking 1000 troops home from Vietnam by Christmas 1963 and ALL AMERICANS out of Vietnam by the end of 1965. That cost him his life.

JFK came to that "Pro-Europe" conclusion in the Summer of 1963 and sent Gen Krulak to Vietnam for advance work. Krulak and I (with others) wrote that long "Taylor-McNamara" Report of their "Visit to Vietnam" (obviously they did not write, illustrate and bind it as they traveled). Krulak got his information daily in the White House. We simply wrote it. That led to NSAM #263. This same Trip Report is Document #142 and appears on page 751 to 766 of Vol. II of the Gravel Edition of the Pentagon Papers. NSAM #263 appears on pages 769-770 (It makes the Report official). This major Report and NSAM indicated an enormous shift in the orientation of U.S. Foreign Policy from Asia back to Europe. JFK was much more Europe- oriented, as was his father, than pro-Asia. This position was anathema to the Asia-born Luce, etc.

There is the story from an insider. I sat in the same office with Lansdale, (OSO of OSD) for years. I listened to him in Manila and read his flurry of notes from 1952 to 1964. I know all this stuff, and much more. I could write ten books. I send this to you because I believe you are one of the most sincere of the "true researchers". You may do with it as you please. I know you will do it right. I may give copies of this to certain other people of our persuasion. (Years ago I told this to Mae Brussell on the promise she would hold it. She did.)

Now you can see why I have always said that identification of the "Tramps" was unnecessary, i.e. they are actors. The first time I saw that picture I saw the man I knew and I realized why he was there. He caused the political world to spin on its axis. Now, back to recuperating.

(4) Cecil B. Currey, *Edward Lansdale: The Unquiet America* (1988)

In August 1962, SGA brought intelligence collection to an end. On 10 August, members of SGA met in the office of Dean Rusk, the secretary of state. Others who gathered that day included McNamara, John A. McCone, CIA; Edward R. Murrow, director of USIA; McGeorge Bundy, Kennedy's national security adviser; Edward Lansdale; and others. They met to decide on the next phase of Mongoose. Lansdale suggested they now enter Course B, a plan to "exert all possible diplomatic, economic, psychological and other overt pressures to overthrow the Castro-communist regime, without overt employment of U.S. military." Lansdale told his fellow SGA members, "We want boom and bang on the island."

Those present that day also discussed assassinating Castro. Given the Kennedys' fixation on getting rid of him and the activities of Harvey's Task Force W, it is difficult to believe that no such conversations occurred earlier. But that day is the first for which specific evidence exists. John McCone later recalled that it was one of the topics, although he claimed that he personally opposed any such action. He thought it may have been McNamara who brought it up, although the secretary of defense later claimed he could not recall any talk of assassination. Walter Elder, McCone's executive assistant, was in his boss's office when McCone telephoned McNamara shortly after the meeting broke up. Elder remembered that McCone told McNamara that "the subject you just brought up. I think it is highly improper. I do not think it should be discussed. It is not an action that should ever be condoned. It is not proper for us to discuss and I intend to have it expunged from the record."

Not knowing McCone's reluctance to have anything left on paper, Lansdale prepared an action memorandum, dated 13 August, which called for the preparation of contingency plans for "Intelligence, Political (including liquidation of leaders), Economic (sabotage, limited deception) and Paramilitary." He sent copies to William Harvey, to the State Department's Robert Hurwith, to General Benjamin Harris of the Defense Department, and to Donald Wilson, USIA.

Thirteen years later, the Church Committee of the United States Senate gave a long, hard look at allegations that the government of this country had been involved in various assassination attempts on leaders in other nations. The principals who were involved in Mongoose were called upon to give testimony. There was suddenly a veritable implosion of recall and memory. Few could remember anything pertinent, and those who did could do so only vaguely and with uncertainty.

William Harvey had died by that time so it was acceptable to remember his efforts at planning Castro's assassination. When asked if Harvey kept him advised of what he was doing - the CIA man mounted at least eight different attempts on Castro's life - Lansdale insisted he never knew any details. "It would," he recalled, "have been highly unusual for me to know." Lansdale testified before the Church Committee that "I had no knowledge of such a thing. I know of no order or permission for such a thing and I was given no information at all that such a thing was going on by people who I have now learned were involved with it."

As a matter of fact, it would have been "highly unusual" had he not known what was planned, given his grasp of detail, his tight control over Task Force W, and his insistence on staying on top of current activity. Yet when grilled by the Church Committee, Lansdale insisted that when the subject was raised on 10 August, "the consensus was ... hell no on this and there was a very violent reaction."

If that was the decision at the 10 August meeting, why then had Lansdale gone ahead to call for "liquidation" of Cuban leaders? He testified that "I thought it would be a possibility someplace down the road in which there would be some possible need to take action such as that [assassination]."

His position was simple and straightforward. Every means should be explored for removing the threat posed by Fidel Castro. For that reason he instructed Harvey to develop contingency plans in order to learn if the United States had the capability for "wet" actions.

Why had he circulated his memorandum? Lansdale waffled. "I don't recall that thoroughly. I don't remember the reasons why I would." Was it not his understanding that assassination efforts had already been vetoed at the 10 August meeting? "I guess it is, yes," the general replied. "The way you put it to me now has me baffled about why I did it. I don't know." Lansdale added another disclaimer in his plea of innocence. Although he "had doubts" that assassination was a "useful action, and [was] one I had never employed in the past, during work in coping with revolutions, and I had considerable doubts as to its utility ... I was trying to be very pragmatic." As a good soldier, he admitted that any responsibility must have been his own. General Benjamin Harris was a little more open. He testified that such activities are "not out of the ordinary in terms of contingency planning... it's one of the things you look at."

Harris was correct. It was not shameful for the Special Group Augmented to look into the possibility of assassination. In a committee composed of members of the highest level of government, it would rather be shameful had they not explored the subject, assigned as they were to promote the destabilization of Cuba. Whether destabilization itself was a proper subject for American attention is an altogether different question that could be fruitfully considered. That was not, however, the assignment given those men during 1962 by the American president!

When Harvey received Lansdale's memorandum, his first thought was of the danger of leaving such records for future investigative committees. He immediately called Lansdale's office and pointed out "the inadmissibility and stupidity of putting this type of comment in writing in such documents." He further added that CIA "would write no document pertaining to this and would participate in no open meeting discussing it." On 14 August, Harvey wrote Helms stating that although Secretary McNamara had brought up the topic of assassination and Lansdale had written a memorandum about it, liquidation of foreign leaders was not an appropriate subject for inclusion in official records and he further insisted the offending words be deleted from both Lansdale's memorandum and any minutes of the meeting.

Lansdale later recalled only one additional contact with Harvey. He had one brief conversation with the CIA agent after the 10 August meeting. At that time Harvey stated "he would look into it [the assassination of Castro and] see about developing some plans." That, Lansdale insisted, was the last he ever heard about assassinations.

(5) Daniel Ellsberg, interview with Cecil B. Currey (10th May 1967)

The French saw their mission civilatrice as bringing French culture, language, and history to the world. The British saw themselves as conferring the gift of administration, law, and order. Lansdale ... was pretty much an imperialist in the mold of the British except in his case... it was [to bring] democracy. He did think it was in the interest of the people he was working with, the Filipinos, the Vietnamese. At the same time he believed it was very much in their interest to be within the sphere of American influence... that our interest was to be served... by fostering a kind of nationalism and a relative independence which, however, would need American aid and influence but would be independent. It was a way of extending and ensuring a sphere of American influence for the good of America but also for the good of (other) people and against communism, which he despised.

(6) Lalo J. Gastriani, Fair Play Magazine, The Strange Death of Dorothy Hunt (November, 1994)

In the latest issue of Steam Shovel Press in an article by photo analyst Jack White, L. Fletcher Prouty describes one of several known Tramp photos. This particular photo shows the tramps being escorted along a service entrance to the TSBD wall comprised of two high chain-link gates with large diamond-shapes in the center of each. The tramps are facing the camera and a man is seen walking in the opposite direction, back to the camera. Prouty believes that the man walking away from the camera is Edward Lansdale. Lansdale, a planner with the Air Force Directorate and then the CIA-affiliated Office of Special Operations, worked closely with E. Howard Hunt. Lansdale's specialty, according to Prouty, who claims to have also worked closely with him, was staging real-time covers, diversions, and the general "smoke screens" under which assassinations took place. When asked to explain, Prouty alleges that it was Lansdale's job to provide "actors", and "screenplays" for certain black operations deployed by the covert operatives.

(7) Leroy Fletcher Prouty, *An Introduction to the Assassination Business* (1975)

Assassination is big business. It is the business of the CIA and any other power that can pay for the "hit" and control the assured getaway. The CIA brags that its operations in Iran in 1953 led to the pro-Western attitude of that important country. The CIA also takes credit for what it calls the "perfect job" in Guatemala. Both successes were achieved by assassination. What is this assassination business and how does it work?

In most countries there is little or no provision for change of political power. Therefore the strongman stays in power until he dies or until he is removed by a coup d'etat - which often means by assassination...

The CIA has many gadgets in its arsenal and has spent years training thousands of people how to use them. Some of these people, working perhaps for purposes and interests other than the CIA's, use these items to carry out burglaries, assassinations, and other unlawful activities - with or without the blessing of the CIA.

(8) Edward Lansdale, quoted by Cecil B. Currey in his book *Edward Lansdale: The Unquiet American* (1998)

I continue to be surprised to find Fletcher Prouty quoted as an authority. He was my "cross to bear" before Dan Ellsberg came along. Fletch is the one who blandly told the London Times that I'd invented the Huk Rebellion, hired a few actors in Manila, bussed them out to Pampanga, and staged the whole thing as press agency to get RM (Magsaysay) elected. He was a good pilot of prop-driven aircraft, but had such a heavy dose of paranoia about CIA when he was on my staff that I kicked him back to the Air Force. He was one of those who thought I was secretly running the Agency from the Pentagon, despite all the proof otherwise.

(9) Eric Pace, *The New York Times* (24th February, 1987)

Edward G. Lansdale, an Air Force officer whose influential theories of counterinsurgent warfare proved successful in the Philippines after World War II but failed to bring victory in South Vietnam, died yesterday at his home in McLean, Va. He was 79 years old and had a heart ailment.

A dashing Californian, Mr. Lansdale is widely thought to have been the model for characters in two novels involving guerrilla warfare in Southeast Asia: "The Quiet American" by Graham Greene and "The Ugly American" by Eugene Burdick and William J. Lederer. He retired from the Air Force as a major general in 1963.

As an adviser in the newly independent Philippines in the late 1940's and early 1950's the future general came to wield great influence in operations by the Philippine leader Ramon Magsaysay against the Communist-dominated Hukbalahap rebellion. Under the leadership of Mr. Magsaysay, who was elected President while the struggle was going on, the operations succeeded.

It was in the Philippines that General Lansdale framed his basic theory, that Communist revolution was best confronted by democratic revolution. He came to advocate a four-sided campaign, with social, economic and political aspects as well as purely military operations. He put much emphasis on what came to be called civic-action programs to undermine Filipinos' backing for the Huks.

Looking back on what he learned in Asia, he once said: "The Communists strive to split the people away from the Government and gain control over a decisive number of the population. The sure defense against this strategy is to have the citizenry and the Government so closely bound together that they are unsplitable."

With that victory behind him, General Lansdale initially commanded great respect in the 1960's as an adviser to South Vietnamese and United States military leaders, and to Ambassador Henry Cabot Lodge.

But his efforts to generate popular support for the embattled Saigon Government, at a time when the United States military role in Vietnam remained limited, failed to forestall an escalation of the insurgency to full-scale conventional warfare. Intellectual Direction

Early in the war, General Lansdale was considered to be the individual who provided the intellectual direction to the counterinsurgency and nation-building efforts. But he became less significant when the conflict left the counterinsurgency phase and became a more conventional war.

(10) Georgie Anne Geyer, *Washington Monthly* (June, 1989)

Who was Lansdale? To Graham Greene, he was Alden Pyle, "The Quiet American," a classic American innocent, not in Paris but in the poisoned, unfinished trouble spots of the world, nothing more than a CIA agent with "an unmistakably young and unused face." To Jean Larteguy, he was Colonel Lionel Teryman, "Le Male Jaune," a tough, brutal new American midwest version of Lawrence of Arabia. To the American writers William Lederer and Eugene Barnum Hillandale, "The Ugly American," practically the only American who understood how to mold with original hands the real and fractious world of new decolonized countries. To his brother, Benjamin Carroll Lansdale, he was always a "revolutionary." Quixotically and finally, Oliver North, totally unlike Lansdale in any sense of realism or proportion, looked upon himself as "Lansdalian"...

Lansdale was no angel. He took an important part in the CIA's "Operation Mongoose" to assassinate Cuban leader Fidel Castro. He strangely went against his own most treasured rules in Vietnam, when he was trying desperately to build support for Diem, by bribing generals of the many sects in Vietnam to bring their men behind Diem. In his own book, he then lied about this, an unpalatable act that was later revealed in the Pentagon Papers. And yet he knew things and he represented ideas and possibilities that were so far beyond the rigid and stratified - and, as it turned out, tragically unsuccessful - military thinking of his time that he remains a lone and original operational giant of modern warfare and America's role in it.

As Lansdale moved toward his death in 1987, he tried to call America to the real world of irregular conflict by recalling Continental troops at Valley Forge, officers and men under American guerilla leaders like Marion or Greene. He talked of the motivation of modern insurgent troops, of the use of propaganda. When Richard Nixon, who respected Lansdale, asked him in 1984 for some of his brief

thoughts about modern wars, Lansdale wrote that "conventional operations are more apt to widen the problem or to be more cosmetic than a cure." The people were the true battleground of war and "whoever wins them, wins the war."

(11) Review of *Edward Lansdale's Cold War* (2004)

A cultural biography of a legendary Cold War figure; The man widely believed to have been the model for Alden Pyle in Graham Greene's *The Quiet American*, Edward G. Lansdale (1908-1987) was a Cold War celebrity. A former advertising executive turned undercover CIA agent, he was credited during the 1950s with almost single-handedly preventing a communist takeover of the Philippines and with helping to install Ngo Dinh Diem as president of the American-backed government of South Vietnam. Adding to his notoriety, during the Kennedy administration Lansdale was put in charge of Operation Mongoose, the covert plot to overthrow the government of Cuba's Fidel Castro by assassination or other means. In this book, Jonathan Nashel reexamines Lansdale's role as an agent of American Cold War foreign policy and takes into account both his actual activities and the myths that grew to surround him. In contrast to previous portraits, which tend to depict Lansdale either as the incarnation of U.S. imperialist ambitions or as a farsighted patriot dedicated to the spread of democracy abroad, Nashel offers a more complex and nuanced interpretation. At times we see Lansdale as the arrogant "ugly American," full of confidence that he has every right to make the world in his own image and utterly blind to his own cultural condescension. This is the Lansdale who would use any conceivable gimmick to serve U.S. aims, from rigging elections to sugaring communist gas tanks. Elsewhere, however, he seems genuinely respectful of the cultures he encounters, open to differences and new possibilities, and willing to tailor American interests to Third World needs. Rather than attempting to reconcile these apparently contradictory images of Lansdale, Nashel explores the ways in which they reflected a broader tension within the culture of Cold War America. The result is less a conventional biography than an analysis of the world in which Lansdale operated and the particular historical forces that shaped him - from the imperatives of anticommunist ideology and the assumptions of modernization theory to the techniques of advertising and the insights of anthropology.

(12) Andrew J. Rotter, *Diplomatic History* (2005)

The authorized biography of Lansdale is Cecil Currey's *Edward Lansdale: The Unquiet American*, published in 1988. Currey had previously written a book critical of the performance of the U.S. military command in Vietnam, and in it he had quoted approvingly Lansdale's lament that the United States had failed in Vietnam despite its use of "overwhelming amounts of men, money, and material"; the implication was that counterinsurgency, including greater and more sympathetic contact with the Vietnamese people, would have been a better strategy. If not quite hagiographic, Currey's treatment of Lansdale was, as Nashel puts it, "adulatory" (p. 3). (Nashel mentions having found a poignant photograph of Currey pushing a wheelchair-bound Lansdale through Disneyworld late in Lansdale's life.) The other key source on Lansdale was Lansdale himself. His memoir, *In the Midst of Wars*, was published in 1972. Reviewers at the time pointed out that Lansdale had omitted some salient facts about his career, such as his lengthy employment by the CIA. However, the book was full of stories about Lansdale's exploits in the Philippines and Vietnam, disarmingly modest accounts of how he helped Ramon Magsaysay take charge in the Philippines, how he had tried to put some spine into South Vietnamese leader Ngo Dinh Diem and conducted psychological warfare against Diem's enemies in the North, and, most gleefully, how he had frustrated French authorities in their efforts to keep control of some portion of their Indochina colony during the mid-1950s. The memoir was written in the style of an adventure novel, as Nashel notes. It was skillful most of all in its ability to conceal the truth by dint of its seeming candor: Lansdale made himself sound so mischievous that it was impossible to believe that he was not telling the whole story. Readers charmed by his tales, disarmed by his humor and playfulness and mildly confessional tone, were not likely to ask whether there was anything dirtier he was up to, or to question his assumptions at all.

Nashel is hardly unsympathetic to Lansdale, though at times he seems appalled or amused by him. Each of his chapters treats a different facet of Lansdale's identity. Nashel first describes Lansdale as an advertising man, as indeed he was for a time during the 1930s and 1940s. Lansdale wrote ads for food products and blue jeans. He would later advertise democracy and modernity, and use an ad-man's images and slogans to undercut the appeal of the Huks in the Philippines and the Viet Minh in Vietnam. He communicated not only through language but by using gestures, friendly touches, and slaps on the back; he did not speak Tagalog or Vietnamese but never felt burdened by this, for he knew, he said, how to gain a man's confidence by acting confidential. As an advocate for consumerism, Lansdale sold Asians the American dream, or tried to. He was also, of course, a spy. The details of Lansdale's work for the CIA remain classified - when Lansdale's papers appeared at the Hoover Institution in the early 1980s, agents turned up and carted off to Washington all the documents that revealed his connection to the agency - and Lansdale appreciated what Nashel rightly terms "the power of secrets" (p. 77) to manipulate people. Lansdale's loathing of communism and his ad-man's understanding of the importance of communication made him the consummate secret agent, even as he enjoyed pretending that he was no such thing.

(13) **Sterling Seagrave**, *Edward Lansdale* (14th November, 2008)

It is an inescapable fact that from the beginning of the US occupation of Japan, General MacArthur, President Truman, John Foster Dulles, and others, knew all about the stolen treasure in Japan and the continuing extraordinary wealth of the Japanese elite, despite losing the war.

In an official report on the occupation prepared by MacArthur's headquarters and published in 1950, there is a startling admission: "One of the spectacular tasks of the occupation dealt with collecting and putting under guard the great hoards of gold, silver, precious stones, foreign postage stamps, engraving plates, and all currency not legal in Japan.

Even though the bulk of this wealth was collected and placed under United States military custody by Japanese officials, undeclared caches of these treasures were known to exist."

MacArthur's staff knew, for example, of \$2-billion in gold bullion that had been sunk in Tokyo Bay, later recovered. Another great fortune discovered by U.S. intelligence services in 1946 was \$13-billion in war loot amassed by underworld godfather Kodama Yoshio who, as a 'rear admiral' in the Imperial Navy working with Golden Lily in China and Southeast Asia, was in charge of plundering the Asian underworld and racketeers. He was also in charge of Japan's wartime drug trade throughout Asia. Kodama specialized in looting platinum for his own hoard. As this was too heavy to airlift to Japan, Kodama also helped himself to the finest gems looted by his men, taking large bags of gems to Japan each time he flew back during the war.

After the war, to get out of Sugamo Prison and avoid prosecution for war crimes, Kodama gave over \$100-million in US currency to the CIA. He was also, amazingly, put on General Willoughby's payroll, and remained on the CIA payroll for the rest of his life, among other favors brokering the Lockheed aircraft deal that became a major scandal for Japan's Liberal Democratic Party. Kodama personally financed the creation of the postwar political parties that merged into the Liberal Democratic Party (LDP), strongly backed to this day by Washington.

Both Kodama and his underworld associate Sasakawa Ryiochi, were then involved with the CIA in joint recoveries of Japanese war-loot from the Philippines.

On September 2, 1945, after receiving official notice of Japan's surrender, General Yamashita and his staff emerged from their mountain stronghold in the Kiangnan Pocket on Luzon, and presented their swords to a group of U.S. Army officers led by Military Police Major A.S. 'Jack' Kenworthy, who

took them to Bilibad Prison outside Manila. Because of gruesome atrocities committed earlier by Admiral Iwabuchi Kanji's sailors and marines in the city of Manila (after Yamashita had ordered them to leave the city unharmed), the general was charged with war crimes. During his trial there was no mention of war loot. But there was a hidden agenda.

Because it was not possible to torture General Yamashita physically without this becoming evident to his defense attorneys, members of his staff were tortured instead. His driver, Major Kojima Kashii, was given special attention. Since Yamashita had arrived from Manchuria in October 1944 to take over the defense of the Philippines, Kojima had driven him everywhere.

In charge of Kojima's torture was a Filipino-American intelligence officer named Severino Garcia Diaz Santa Romana, a man of many names and personalities, whose friends called him 'Santy'. He wanted Major Kojima to reveal each place to which he had taken Yamashita, where bullion and other treasure were hidden.

Supervising Santy was Captain Edward G. Lansdale, later one of America's best-known Cold Warriors. In September 1945, Lansdale was 37 years old and utterly insignificant, only an advertising agency copywriter who had spent the war in San Francisco writing propaganda for the OSS. In September 1945, chance entered Lansdale's life in a big way when President Truman ordered the OSS to close down. To preserve America's intelligence assets, and his own personal network, OSS chief Donovan moved personnel to other government or military posts. Captain Lansdale was one of fifty office staff given a chance to transfer to U.S. Army G-2 in the Philippines.

There, Lansdale heard about Santy torturing General Yamashita's driver, and joined the torture sessions as an observer and participant.

Early that October, Major Kojima broke down and led Lansdale and Santy to more than a dozen Golden Lily treasure vaults in the mountains north of Manila.

While Santy and his teams set to opening the rest of these vaults, Captain Lansdale flew to Tokyo to brief General MacArthur, then on to Washington to brief President Truman. After discussions with his cabinet, Truman decided to proceed with the recovery, but to keep it a state secret.

The treasure – gold, platinum, and barrels of loose gems – was combined with Axis loot recovered in Europe to create a worldwide covert political action fund to fight communism. This 'black gold' gave the Truman Administration access to virtually limitless unvouchered funds for covert operations. It also provided an asset base that was used by Washington to reinforce the treasuries of its allies, to bribe political leaders, and to manipulate elections in foreign countries...

After briefing President Truman and others in Washington, including McCloy, Lovett, and Stimson, Captain Lansdale returned to Tokyo in November 1945 with Robert B. Anderson. General MacArthur then accompanied Anderson and Lansdale on a covert flight to Manila, where they set out for a tour of the vaults Santy already had opened. In them, we were told, Anderson and MacArthur strolled down "row after row of gold bars stacked two meters tall". From what they saw, it was evident that over a period of 50 years (1895-1945) Japan had looted many billions of dollars in treasure from all over Asia. A far longer period than Germany had to loot Europe. Over five decades, Japan had looted billions of dollars' worth of gold, platinum, diamonds, and other treasure, from all over East and Southeast Asia. Much of this had reached Japan by sea, or overland from China through Korea. What was seen by Anderson and MacArthur was only some of the gold that had not reached Japan after 1943, when the US submarine blockade of the Home Islands became effective. From this it is obvious that what was looted by Japan on the Asian mainland from 1895-1943 had reached Japan

and been tucked away there in what the US Army statement called "undeclared caches of these treasures ... known to exist" .

Far from being bankrupted by the war, Japan had been greatly enriched, and -- thanks to Washington's intervention -- used this treasure to rise like a phoenix from the ashes, while its victims struggled on for decades.

The gold recovered in the Philippines was not put in Fort Knox to benefit American citizens. There has been no audit of Ft. Knox since 1950.

According to Ray Cline and others, between 1945 and 1947 the gold bullion recovered by Santy and Lansdale was discreetly moved by ship to 176 accounts at banks in 42 countries. The gold was trucked to warehouses at the U.S. Navy base in Subic Bay, or the U.S. Air Force base at Clark Field.

Preference went to the U.S. Navy because of the weight of the bullion. Secrecy was vital. If the recovery of a huge mass of stolen gold became known, the market price of gold would plummet, and thousands of people would come forward to claim it, and Washington would be bogged down resolving ownership.

The secrecy surrounding these recoveries was total. Robert Anderson and CIA agent Paul Helliwell traveled all over the planet, setting up these black gold accounts, providing money for political action funds throughout the noncommunist world. In 1953, to reward him, President Eisenhower nominated Anderson to a Cabinet post as secretary of the Navy. The following year he rose to deputy secretary of Defense. During the second Eisenhower Administration, he became secretary of the Treasury, serving from 1957 to 1961. After that, Anderson resumed private life, but remained intimately involved with the CIA's worldwide network of "black banks", set up by Paul Helliwell. Eventually, this led to Anderson being involved in the scandal of BCCI, the Bank of Credit and Commerce International, a Pakistani bank with CIA ties.

No one made better use of the recoveries than Lansdale. For his role in enabling the Black Eagle Trust, Lansdale became the darling of the Dulles brothers and their Georgetown coven, which included key officials in the CIA during the years it was run by Allen Dulles. Writing to the U.S. Ambassador in Manila, Admiral Raymond Spruance, Allen Dulles called Lansdale "our mutual friend". In the early 1950s, Allen Dulles gave Lansdale \$5-million to finance CIA operations against the Huks, rural peasant farmers fighting for land-reform in the Philippines. When he sent Lansdale to Vietnam in 1954, Dulles told Eisenhower he was sending one of his "best men". In the late 1950s, he was in and out of Tokyo on secret missions with a hand-picked team of Filipino assassins, assassinating leftists, liberals and progressives.

Lansdale was also close to Richard Nixon, and headed efforts to assassinate Cuba's Fidel Castro. Without exception, Lansdale's Asian adventures were costly failures. But Washington's effort to boost the LDP in Japan was a big success.

(14) Matthew Alford and Robbie Graham, *The Guardian* (14th November, 2008)

Everyone who watches films knows about Hollywood's fascination with spies. From Hitchcock's postwar espionage thrillers, through cold war tales such as *Torn Curtain*, into the paranoid 1970s when the CIA came to be seen as an agency out of control in films such as *Three Days of the Condor*, and right to the present, with the Bourne trilogy and Ridley Scott's forthcoming *Body of Lies*, film-makers have always wanted to get in bed with spies. What's less widely known is how much the spies have wanted to get in bed with the film-makers. In fact, the story of the CIA's involvement in Hollywood is a tale of deception and subversion that would seem improbable if it were put on screen.

The model for this is the defence department's "open" but barely publicised relationship with Hollywood. The Pentagon, for decades, has offered film-makers advice, manpower and even hardware - including aircraft carriers and state-of-the-art helicopters. All it asks for in exchange is that the US armed forces are made to look good. So in a previous Scott film, *Black Hawk Down*, a character based on a real-life soldier who had also been a child rapist lost that part of his backstory when he came to the screen.

No matter how seemingly craven Hollywood's behaviour towards the US armed forces has seemed, it has at least happened within the public domain. That cannot be said for the CIA's dealings with the movie business. Not until 1996 did the CIA announce, with little fanfare, that it had established an Entertainment Liaison Office, which would collaborate in a strictly advisory capacity with film-makers. Heading up the office was Chase Brandon, who had served for 25 years in the agency's elite clandestine services division, as an undercover operations officer. A PR man he isn't, though he does have Hollywood connections: he's a cousin of Tommy Lee Jones.

But the past 12 years of semi-acknowledged collaboration were preceded by decades in which the CIA maintained a deep-rooted but invisible influence of Hollywood. How could it be otherwise? As the former CIA man Bob Baer - whose books on his time with the agency were the basis for *Syriana* - told us: "All these people that run studios - they go to Washington, they hang around with senators, they hang around with CIA directors, and everybody's on board."

There is documentary evidence for his claims. Luigi Luraschi was the head of foreign and domestic censorship for Paramount in the early 1950s. And, it was recently discovered, he was also working for the CIA, sending in reports about how film censorship was being employed to boost the image of the US in movies that would be seen abroad. Luraschi's reports also revealed that he had persuaded several film-makers to plant "negroes" who were "well-dressed" in their movies, to counter Soviet propaganda about poor race relations in the States. The Soviet version was rather nearer the truth.

Luraschi's activities were merely the tip of the iceberg. Graham Greene, for example, disowned the 1958 adaptation of his Vietnam-set novel *The Quiet American*, describing it as a "propaganda film for America". In the title role, Audie Murphy played not Greene's dangerously ambiguous figure - whose belief in the justice of American foreign policy allows him to ignore the appalling consequences of his actions - but a simple hero. The cynical British journalist, played by Michael Redgrave, is instead the man whose moral compass has gone awry. Greene's American had been based in part on the legendary CIA operative in Vietnam, Colonel Edward Lansdale. How apt, then, that it should have been Lansdale who persuaded director Joseph Mankiewicz to change the script to suit his own ends.

The CIA didn't just offer guidance to film-makers, however. It even offered money. In 1950, the agency bought the rights to George Orwell's *Animal Farm*, and then funded the 1954 British animated version of the film. Its involvement had long been rumoured, but only in the past decade have those rumours been substantiated, and the tale of the CIA's role told in Daniel Leab's book *Orwell Subverted*.

The most common way for the CIA to exert influence in Hollywood nowadays is not through anything as direct as funding, or rewriting scripts, but offering to help with matters of verisimilitude. That is done by having serving or former CIA agents acting as advisers on the film, though some might wonder whether there is ever really such a thing as a "former agent". As ex-CIA agent Lindsay Moran, the author of *Blowing My Cover*, has noted, the CIA often calls on former officers to perform tasks for their old employer.

So it was no problem for CBS to secure official help when making its 2001 TV series *The Agency* (it was even written by a former agent). Langley was equally helpful to the novelist Tom Clancy, who was invited to CIA headquarters after the publication of *The Hunt for Red October*, an invitation that was regularly repeated. Consequently, when Clancy's *The Sum of All Fears* was filmed in 2002, the agency was happy to bring its makers to Langley for a personal tour of headquarters, and to offer access to agency analysts for star Ben Affleck. When filming began, Brandon was on set to advise - a role he repeated during the filming of glamorous television series *Alias*.

(15) **Hugh Wilford, *The Mighty Wurlitzer: How the CIA Played America* (2008)**

Perhaps the most remarkable instance of cooperation between Lansdale and the American Friends of Vietnam involved a third party: movie director, producer, and screenwriter Joseph L. Mankiewicz. Early in 1956 Mankiewicz, whose filmography included such popular and critical successes as *The Philadelphia Story* and *All About Eve*, visited Saigon to research locations for a cinematic version of Greene's *The Quiet American*. During this trip, he met both with staff of the International Rescue Committee's Vietnam office and Lansdale himself, who followed up the encounter with a long letter offering various pieces of advice about the project, chief of which was the suggestion that Mankiewicz depict an incident portrayed in Greene's novel, the bombing of a Saigon square in 1952 by a Vietnamese associate of Lansdale's, General Trinh Minh The (and attributed by Greene to the baleful influence of the American, Pyle), as "actually having been a Communist action."

On his return home, Mankiewicz contacted the chair of the AFV, Iron Mike O'Daniel, telling him that he intended "completely chang[ing] the anti-American attitude" of Greene's book. The U.S. ambassador to South Vietnam, Frederick Reinhardt, was sympathetic but skeptical, telling the American Friends of Vietnam's Executive Committee: "If (the book) were to be edited into a state of complete unobjectionableness, there might be nothing left but the title and scenery." This is, however, precisely what Mankiewicz proceeded to do, turning the American character into his hero and portraying Greene's fictional alter ego and Pyle's nemesis, the English journalist Fowler, as a communist stooge. Not only that, in an astonishing piece of casting apparently suggested by O'Daniel, the part of Pyle - in Greene's novel, a callow Ivy League Brahmin - was given to the World War II hero Audie Murphy, a fine soldier but limited actor, who reportedly distressed his English costar, Michael Redgrave, by storing a .45 and 500 rounds of ammunition in his Saigon hotel room to protect himself from Vietminh agents. "I figured if they were going to get me," he explained, "I'd give them a good fight first."

The resulting movie was a travesty of Greene's book, but Lansdale was delighted. After a premiere at Washington's Playhouse Theater, the proceeds of which were donated to the AFV, the spy wrote his friend Diem describing "Mr. Mankiewicz's 'treatment' of the story" as "an excellent change from Mr. Greene's novel of despair," and suggesting "that it will help win more friends for you and Vietnam in any places in the world where it is shown."

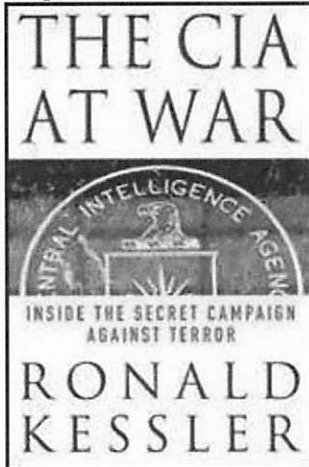
It was a brilliantly devious maneuver of postmodern literary complexity: by helping to rewrite a story featuring a character reputedly based on himself, Lansdale had transformed an anti-American tract into a cinematic apology for U.S. policy - and his own actions-in Vietnam. Greene himself was understandably furious. "Far was it from my mind, when I wrote *The Quiet American*," the Englishman raged, "that the book would become a source of spiritual profit to one of the most corrupt governments in Southeast Asia."

Found at: <https://spartacus-educational.com/COLDlansdale.htm>

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- [The Assassination of JFK >](#)
- [Operation Mongoose: History](#)

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Operation Mongoose



In March 1960, President [Dwight Eisenhower](#) of the [United States](#) approved a [Central Intelligence Agency](#) (CIA) plan to overthrow [Fidel Castro](#). The plan involved a budget of \$13 million to train "a paramilitary force outside Cuba for guerrilla action." The strategy was organized by [Richard Bissell](#) and [Richard Helms](#).

In September 1960, [Allen W. Dulles](#), the director of the CIA, initiated talks with two leading figures of the Mafia, [Johnny Roselli](#) and [Sam Giancana](#). Later, other crime bosses such as [Carlos Marcello](#), [Santos Trafficante](#) and [Meyer Lansky](#) became involved in this plot against Castro.

After the [Bay of Pigs](#) disaster President [John F. Kennedy](#) created a committee (SGA) charged with overthrowing Castro's government. The SGA, chaired by [Robert F. Kennedy](#) (Attorney General), included [Allen W. Dulles](#) (CIA Director), later replaced by [John McCone](#), [Alexis Johnson](#) (State Department), [McGeorge Bundy](#) (National Security Adviser), [Roswell Gilpatric](#) (Defense Department), [General Lyman Lemnitzer](#) (Joint Chiefs of Staff) and General [Maxwell Taylor](#). Although not officially members, [Dean Rusk](#) (Secretary of State) and [Robert S. McNamara](#) (Secretary of Defense) also attending meetings.

At a meeting of this committee at the White House on 4th November, 1961, it was decided to call this covert action program for sabotage and subversion against Cuba, Operation Mongoose. Attorney General [Robert F. Kennedy](#) also decided that General [Edward Lansdale](#) (Staff Member of the President's Committee on Military Assistance) should be placed in charge of the operation.

The CIA [JM/WAVE](#) station in Miami served as operational headquarters for Operation Mongoose. The head of the station was [Ted Shackley](#) and over the next few months became very involved in the attempt to overthrow [Fidel Castro](#). One of [Lansdale's](#) first decisions was to appoint [William Harvey](#) as head of [Task Force W](#). [Harvey's](#) brief was to organize a broad range of activities that would help to bring down Castro's government.

Sidney Gottlieb of the CIA Technical Services Division was asked to come up with proposals that would undermine Castro's popularity with the Cuban people. Plans included a scheme to spray a television studio in which he was about to appear with an hallucinogenic drug and contaminating his shoes with thallium which they believed would cause the hair in his beard to fall out.

On 12th March, 1961, William Harvey arranged for CIA operative, Jim O'Connell, to meet Sam Giancana, Santo Trafficante, Johnny Roselli and Robert Maheu at the Fontainebleau Hotel. During the meeting O'Connell gave poison pills and \$10,000 to Roselli to be used against Fidel Castro. As Richard D. Mahoney points out in his book: *Sons and Brothers*: "Late one evening, probably March 13, Roselli passed the poison pills and the money to a small, reddish-haired Afro-Cuban by the name of Rafael "Macho" Gener in the Boom Boom Room, a location Giancana thought "stupid." Roselli's purpose, however, was not just to assassinate Castro but to set up the Mafia's partner in crime, the United States government. Accordingly, he was laying a long, bright trail of evidence that unmistakably implicated the CIA in the Castro plot. This evidence, whose purpose was blackmail, would prove critical in the CIA's cover-up of the Kennedy assassination."

Lansdale also brought into Operation Mongoose a group of CIA operatives who had successfully overthrown President Jacobo Arbenz of Guatemala in 1954. This included Tracy Barnes, David Atlee Phillips, David Sanchez Morales, William (Rip) Robertson and E. Howard Hunt.

The Federal Bureau of Investigation had to be brought into this plan as part of the deal involved protection against investigations against the Mafia in the United States. Castro was later to complain that there were twenty CIA-sponsored attempts on his life. Eventually Johnny Roselli and his friends became convinced that the Cuban revolution could not be reversed by simply removing its leader. However, they continued to play along with this CIA plot in order to prevent them being prosecuted for criminal offences committed in the United States.

Robert F. Kennedy now took the leading role in trying to overthrow Fidel Castro. At a meeting in November, 1961, Kennedy accused Bissell of "not doing anything about getting rid of Castro and the Castro regime." CIA agent Sam Halpern complained that "Bobby (Kennedy) wanted boom and bang all over the island... it was stupid... the pressure from the White House was very great." Bissell did what he could to arrange the assassination of Castro. This included asking William Harvey to take over the Mafia contracts from Sheffield Edwards.

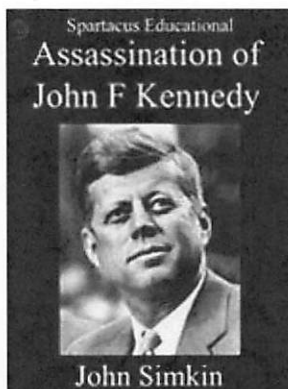
To counteract this policy Nikita Khrushchev sent Castro help. By October, 1962, the Soviet Union had 40,000 soldiers, 1,300 field pieces, 700 anti-aircraft guns, 350 tanks and 150 jets in Cuba in order to deter another invasion. He also began supplying Castro with nuclear-tipped ballistic missiles.

In 1962 Desmond FitzGerald was appointed Chief of the Cuban Task Force. In this post he personally organized three different plots to assassinate Fidel Castro. This included working with Rolando Cubela, a senior official in Castro's government. He was given the codename AM/LASH and reported to JM/WAVE. However, Joseph Langosch, of the Special Affairs Staff, suspected that Cubela was a "dangle" (a double agent recruited by Castro to penetrate the American plots against him". This idea was reinforced when Cubela refused to take a lie-detector test.

In September, 1963, Cubela had a meeting with the CIA in Sao Paulo, Brazil. It was suggested that Cubela should assassinate Fidel Castro. According to a CIA report Cubela asked for a meeting with Robert Kennedy: "for assurances of U.S. moral support for any activity Cubela undertook in Cuba." This was not possible but FitzGerald, now Chief of the Cuban Task Force, agreed to meet Cubela. Ted Shackley was opposed to the idea as he was now convinced that Cubela was a double-agent.

Desmond FitzGerald and Nestor Sanchez met Cubela in Paris on 29th October, 1963. Cubela requested a "high-powered, silenced rifle with an effective range of hundreds of thousands of yards" in order to kill Fidel Castro. The CIA refused and instead insisted on Cubela used poison. On 22nd November, 1963, FitzGerald handed over a pen/syringe. He was told to use Black Leaf 40 (a deadly poison) to kill Castro. As Cubela was leaving the meeting, he was informed that President John F. Kennedy had been assassinated.

On 7th April, 1964, the SGA officially brought an end to the sabotage operations against Cuba. John McCone, director of the CIA, stated that President Lyndon B. Johnson had abandoned the goal of overthrowing or "eliminating" Castro.



Assassination of John F. Kennedy Encyclopedia

By John Simkin (john@spartacus-educational.com) © September 1997 (updated January 2020).



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Primary and Secondary Sources

(1) Chauncey Holt was interviewed by John Craig, Phillip Rogers and Gary Shaw for Newsweek magazine (19th October, 1991)

There may be certain types of assassination that they're good at, but other types they're not. So they enlisted the better known names, Giancana, Roselli, in Operation Mongoose. And you had Edward Lansdale, and William King Harvey, all the guys who became legends. And there is no use in expounding on their careers and how they got involved in this.

Also, one of the lesser known people involved in this was Peter Licavoli. Licavoli was a confidant, close to both Giancana and Roselli. And he had a ranch in Tucson, Arizona. It was very nicely placed and had a landing strip on it. So he was involved in Mongoose because of the location (of his ranch), and it was a nice place to have meetings and they had meetings there. His involvement in Mongoose was a marginal type thing.

I really don't think that Roselli or Giancana or Maheu ever were all that serious about knocking off Castro. They wanted to get some leverage against the government. They were trying to deport Roselli, they were chasing Giancana all over the landscape and they were willing to use anything they could to actually give them an edge.

(2) Richard Bissell, *Reflections of a Cold Warrior* (1996)

(The Mafia-connection aspect) did not originate with me - and I had no desire to become personally involved in its implementation, mainly because I was not competent to handle relations with the Mafia. It is true, however, that, when the idea was presented to me, I supported it, and as Deputy Director for Plans I was responsible for the necessary decisions.... Sheffield Edwards, the director of the Agency's Office of Security - and his deputy became the case officers for the Agency's relations with the Mafia. Edwards was frank with me about his efforts, and I authorized him to continue... I do not recall any specific contact with the Mafia, but Doris Mirage, my secretary at the time, does...

I hoped the Mafia would achieve success. My philosophy during my last two or three years in the Agency was very definitely that the end justified the means, and I was not going to be held back. Shortly after I left the CIA, however, I came to believe that it had been a mistake to involve the Mafia in an assassination attempt. This is partly a moral judgment, but I must admit it is also partly a pragmatic judgment.

(3) **Richard D. Mahoney**, *Sons and Brothers: The Days of Jack and Bobby Kennedy* (1999)

Late one evening, probably March 13, Rosselli passed the poison pills and the money to a small, reddish-haired Afro-Cuban by the name of Rafael "Macho" Gener in the Boom Boom Room, a location Giancana thought "stupid."

Rosselli's purpose, however, was not just to assassinate Castro but to set up the Mafia's partner in crime, the United States government. Accordingly, he was laying a long, bright trail of evidence that unmistakably implicated the CIA in the Castro plot. This evidence, whose purpose was blackmail, would prove critical in the CIA's cover-up of the Kennedy assassination.

(4) **Leroy Fletcher Prouty**, *An Introduction to the Assassination Business* (1975)

Assassination is big business. It is the business of the CIA and any other power that can pay for the "hit" and control the assured getaway. The CIA brags that its operations in Iran in 1953 led to the pro-Western attitude of that important country. The CIA also takes credit for what it calls the "perfect job" in Guatemala. Both successes were achieved by assassination. What is this assassination business and how does it work?

In most countries there is little or no provision for change of political power. Therefore the strongman stays in power until he dies or until he is removed by a coup d'etat - which often means by assassination...

The CIA has many gadgets in its arsenal and has spent years training thousands of people how to use them. Some of these people, working perhaps for purposes and interests other than the CIA's, use these items to carry out burglaries, assassinations, and other unlawful activities - with or without the blessing of the CIA.

(5) Christopher Sharrett, *Fair Play Magazine*, *The Assassination of John F. Kennedy as Coup D'Etat* (May, 1999)

One phase of this narrative is represented in Gus Russo's *Live by the Sword*. The moralistic biblical admonition of this book's title offers its thesis: Kennedy got what he deserved. Russo's conception of the Kennedy brothers portrays them as the ultimate Cold Warriors, with RFK the instigator of plots against Fidel Castro that LBJ wanted to hide in the aftermath of the assassination in order to prevent a war with the Soviet Union. According to this narrative, LBJ believed that "Castro killed Kennedy in retaliation," an idea that has long had currency in the mass media. But this discourse ignores a large part of the historical record. Marvin Watson, a Johnson staffer, told the *Washington Post* in 1977 that

Capitola City Council

Agenda Report

Meeting: September 10, 2026

From: Public Works Department

Subject: Chapter 8.40: Capitola Municipal Code



Recommended Action: 1) Adopt an urgency ordinance amending Chapter 8.40 of the Capitola Municipal Code to remove the expiration language in Section 8.40.150(G), so the City's safe drug and sharps disposal requirements remain in effect; and 2) introduce for first reading, waiving further reading, an ordinance amending Chapter 8.40 of the Capitola Municipal Code to remove the expiration language in Section 8.40.150(G).

Background: Beginning in 2008, Santa Cruz County and the cities of Capitola, Santa Cruz, Scotts Valley, and Watsonville worked together to provide a regional system for collecting unwanted medications and household sharps. The original program was voluntary and locally funded. By October 2015, it included approximately 46 collection locations at pharmacies, police and sheriff's facilities, and local household hazardous-waste facilities throughout the County.

In 2015, Santa Cruz County initiated a transition to a producer-funded stewardship model under which manufacturers would be responsible for the cost of collecting, transporting, and disposing of unwanted medications and sharps. On December 8, 2015, the Santa Cruz County Board of Supervisors adopted Ordinance No. 5214, establishing the Santa Cruz County Safe Drug and Sharps Disposal Ordinance. The Board of Supervisors also encouraged each incorporated city within the County to adopt a similar ordinance so that the producer-funded program could operate throughout the region.

The City of Santa Cruz adopted its ordinance in August 2016, followed by Capitola in September 2016, Scotts Valley in December 2016, and Watsonville in 2017. Although the ordinances established legally separate local programs, they were developed as part of the coordinated regional effort and contain substantially similar requirements.

On September 8, 2016, Council adopted Ordinance No. 1006 (Attachment 1) adding Chapter 8.40, "Capitola Safe Drug and Sharps Disposal Ordinance." The ordinance language adopted by all jurisdictions included a provision that states the ordinance shall be in effect for a period of ten years following enactment.

The adopted code is intended to protect public health, safety, welfare, and the environment by providing for the safe and orderly collection and disposal of drug and sharps waste. The ordinance remains the basis for the City's approved stewardship program.

MED-Project USA is a non-profit organization that develops, implements, and operates safe, free, and compliant product stewardship programs for the disposal of household medicine and sharps, to help drug and sharps manufacturers comply with state and local legislation regarding product disposal. Since 2017, MED-Project has provided the City and our neighboring jurisdictions with product stewardship plans and receptacles for safe disposal. The Capitola program currently provides medication and sharps disposal services through four participating pharmacies, mail-back options, and a medication collection receptacle at City Hall.

Discussion: At the end of August 2026, City staff was contacted by Santa Cruz County staff reporting the county-wide safe drug and sharps disposal ordinances expired this late summer and fall, and that neighboring cities and the County had experienced seizure of MED-Project collection facilities due to the expiration. Staff from the County encouraged the City to take action to maintain the City's program and keep drop off facilities available to all residents.

Staff recommends the Council adopt an urgency ordinance that takes effect immediately and removes only the sunset clause. An urgency ordinance is appropriate because lapse of Chapter 8.40 could reduce

safe disposal options for medications and sharps in the community. Reduced access to safe disposal may increase the risk of needlestick injuries, improper disposal, and accidental ingestion. Staff has prepared urgency findings describing the immediate public health and safety basis for immediate effectiveness. The urgency ordinance (Attachment 2) would take effect immediately upon Council adoption and would remain in effect until the effective date of the regular ordinance (Attachment 3). Adoption of an urgency ordinance requires a 4/5 vote of the City Council, or unanimous vote if only four Council Members are present for a meeting.

Staff reviewed the ordinance and governing statutes and found no apparent state preemption issue with keeping Chapter 8.40 in place, provided the ordinance remains in continuous effect.

State law regulating drug and sharps take-back programs, Senate Bill 212 (SB 212), generally requires manufacturers to fund medication and sharps disposal programs approved and overseen by CalRecycle. However, under Public Resources Code Section 42036.2, the statewide program does not apply to a city whose local ordinance was already in effect before April 18, 2018. Capitola's ordinance took effect in 2016. Based on that timing, the City's program may continue as a pre-2018 local program. Staff understands that grandfathered status would be lost if the ordinance were repealed or allowed to lapse.

If the local ordinance is repealed or allowed to lapse and the statewide program becomes applicable, the statewide stewardship program must expand into the jurisdiction within 270 days. State law does not clearly require the statewide program to replace all local services immediately upon expiration of the local ordinance. No transition plan is presently in place to ensure uninterrupted service in Capitola during that period.

The statewide program also does not necessarily provide the same level or type of service as Capitola's local program. Medication collection location requirements are measured countywide rather than by individual city. For household sharps collection, the statewide program is primarily a mail-back program and does not require a physical sharps collection kiosk within Capitola. Consequently, continuation of the City Hall receptacle and existing pharmacy-based collection services would not be assured if Chapter 8.40 lapses.

Removing only the 10-year sunset provision in Section 8.40.150(G) would not repeal Chapter 8.40. Instead, deleting that sentence would keep the same 2016 ordinance continuously in force. Under that approach, the City's program would remain a pre-2018 local program rather than a new ordinance subject to state preemption.

If Council wishes to preserve the existing local framework, staff recommends adoption of the urgency ordinance as described above, as well as introduction of a regular ordinance.

Fiscal Impact: There is no direct fiscal impact associated with removing the expiration language. Chapter 8.40 requires producers, groups of producers, or stewardship organizations to pay administrative and operational costs associated with the product stewardship program, including City administration and enforcement costs as provided in the chapter.

Attachments:

1. Ordinance No. 1006
2. Proposed Ordinance (Urgency)
3. Proposed Ordinance (Regular)

Alignment with 2025-2029 Strategic Plan Priority: Accountable Government; Community Safety; Healthy Families, Community, and Environment

Report Prepared By: Jessica Kahn, Public Works Director

Reviewed By: Julia Gautho, City Clerk; Marc Tran, City Attorney

Approved By: Jamie Goldstein, City Manager

ORDINANCE NO. 1006**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CAPITOLA ADDING
CHAPTER 8.40 TO TITLE 8 OF THE CAPITOLA MUNICIPAL CODE
REQUIRING THE SAFE DISPOSAL OF DRUGS AND SHARPS**

The City Council of the City of Capitola hereby finds and declares the following:

WHEREAS, drugs and sharps are necessary medical technologies which allow us to live longer, healthier and more productive lives and reduce suffering at the end of life; and

WHEREAS, the public, particularly children, the elderly and public employees, are at significant and unnecessary risk of poisoning and injury due to improper or careless disposal of drugs and sharps; and

WHEREAS, our groundwater and drinking water are being contaminated by unwanted, leftover or expired drugs passing through our wastewater treatment centers; and

WHEREAS, there is no mandatory statewide stewardship program for unwanted drugs or sharps in California, and manufacturers, retailers and producers have not offered any support for a permanent collection program to date; and

WHEREAS, although state law (California Health and Safety Code Section 118286) requires that home-generated sharps be transported to a collection center in sharps containers or other containers authorized by the local enforcement agency, and prohibits the loose disposal of home-generated sharps waste in trash or recycling containers, many people continue to dispose of contaminated sharps in a manner that increases the risk that others will come into contact with them; and

WHEREAS, the lack of sufficient safe, convenient disposal locations for leftover, expired, and/or unwanted drugs creates significant risks to human health and to the environment. As a result, leftover, expired, and/or unwanted drugs are often left in homes where they can be accidentally ingested or abused by children, adults, and the elderly, increasing the risk of poisoning, addiction, and death; and

WHEREAS, unwanted drugs are also often flushed down toilets or sinks. However, municipal wastewater treatment plants are not designed to remove the complex compounds in the drugs that end up in the sewer system. As a result, drugs can pass through wastewater treatment systems and contaminate receiving waters; and

WHEREAS, an Environmental Protection Agency report on drinking water released in December 2013 tested effluent samples from 50 large wastewater treatment plants nationwide for active pharmaceutical ingredients and metabolites. Out of the 63 total compounds tested for, 43 were detected in at least one of the samples and all samples were found to contain at least one pharmaceutical compound. The presence of pharmaceuticals in surface water is well documented to have ecological impacts, including negative effects on fish and other aquatic life; and

WHEREAS, establishing a safe, convenient collection and disposal system for leftover, expired, and unwanted drugs will reduce unintentional poisonings and drug overdose deaths by making drugs less accessible to persons who might accidentally ingest or abuse them; and

WHEREAS, establishing a safe, convenient collection and disposal system for leftover, expired, and unwanted drugs will also reduce the quantity of pharmaceutical compounds that are discharged into the Monterey Bay National Marine Sanctuary and other environmentally sensitive waters throughout the City; and

WHEREAS, Extended Producer Responsibility (EPR) laws, sometimes referred to as Product Stewardship laws, place responsibility for end-of-life management of consumer products on the manufacturers and producers of the products, while encouraging product design that minimizes negative impacts on human health and the environment at every stage of the product's lifecycle; and

WHEREAS, many local and national governmental bodies support EPR, including CalRecycle (formerly the California Integrated Waste Management Board), the National Association of Counties, and the National League of Cities; and

WHEREAS, California has passed four significant products stewardship laws for mercury thermostats (AB 2347, enacted as Chapter 572 of the statutes of 2008), carpet (AB 2398, enacted as Chapter 681 of the statutes of 2010), paint (AB 1343, enacted as Chapter 420 of the statutes of 2010) and mattresses (SB 254, enacted as Chapter 388 of the statutes of 2013). All four laws require producers to establish and fund product stewardship programs for their waste streams; and

WHEREAS, in 2010, Congress passed the "Secure and Responsible Drug Disposal Act of 2010," Public Law No. 111-273, which authorized the Attorney General to expand the methods through which pharmaceuticals classified as controlled substances may be collected, including through collection at pharmacies. The goal of the bill was to increase opportunities for drug collection in order to reduce substance abuse, accidental poisoning, and the release of harmful substances into the environment. On October 9, 2014, the Drug Enforcement Agency promulgated regulations implementing that Act. These regulations, among other things, authorize retail pharmacies to maintain secure collection bins for controlled substances; and

WHEREAS, Mexico, a number of Canadian provinces, much of Europe and several other countries already have active, well-established EPR drug disposal programs in place. Many of the same drug companies that participate in these programs manufacture drugs sold in the United States; and

WHEREAS, in 2012, Alameda County became the first local government in the United States to pass legislation requiring pharmaceutical companies to design, fund, and operate a program to safely collect and dispose of unwanted drugs, similar to the take-back programs in Canada's pharmacies. On September 30, 2014, the Ninth Circuit Court of Appeal rejected a legal challenge to Alameda County's Ordinance brought by pharmaceutical trade associations. *Pharm. Research & Mfrs. Of Am. v. Cty. of Alameda*, 13~16833, 768 F.3d1037 (9th Cir. 2014). The U.S. Supreme Court subsequently declined to hear an appeal of this ruling; and

ORDINANCE NO. 1006**3042**

WHEREAS, King County, Washington as well as the City and County of San Francisco and the Counties of Santa Cruz, San Mateo, Santa Clara, San Luis Obispo and Marin have enacted similar ordinances requiring drug manufacturers to design, fund, and operate programs to safely collect and dispose of local residents' unwanted drugs and/or sharps; and

WHEREAS, beginning in 2008, the County of Santa Cruz has operated a voluntary County-funded collection program, pursuant to which the County of Santa Cruz and the City have been working together with the cities of Watsonville, Santa Cruz and Scotts Valley to provide a convenient and permanent system to collect unwanted pharmaceuticals. As of October 2015, this program consists of 46 locations at pharmacies, police departments, and sheriff's stations, which collect both controlled and non-controlled substances, as well as city and county household hazardous waste disposal sites. Participation in collection and disposal of unwanted drugs is still voluntary, resulting in a patchwork of businesses participating in one or both programs, leading to confusion among consumers and sometimes improper disposal in the wrong containers; and

WHEREAS, on December 8, 2015, the Santa Cruz County Board of Supervisors passed an Ordinance (Ordinance No. 5214, effective the 31st day after the date of final passage) requiring the safe disposal of drugs and sharps and establishing a Product Stewardship Program to safely collect and dispose of unused/unwanted pharmaceutical and sharps waste from county residents. This City Ordinance is intended to compliment and be consistent with Santa Cruz County's Safe Disposal of Drugs and Sharps Ordinance (Santa Cruz County Code Chapter 7.95); and

WHEREAS, a manufacturer and/or producer-funded collection and disposal program in the City for unwanted drugs and sharps would significantly increase convenient disposal options for City residents' unwanted drugs and sharps, enabling collection of larger quantities of unwanted drugs and sharps and reducing risks to public safety, health, and the environment.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA AS FOLLOWS:
SECTION I

The Capitola Municipal Code is hereby amended by adding Chapter 8.40 to read as follows:

Chapter 8.40 CAPITOLA SAFE DRUG AND SHARPS DISPOSAL

Sections:

8.40.010	Purpose and Intent
8.40.020	Title
8.40.030	Definitions
8.40.040	Product Stewardship Program
8.40.050	Product Stewardship Plan
8.40.060	Disposal of Unwanted Products
8.40.070	Product Stewardship Program Promotion and Outreach
8.40.080	Retailer and Provider Participation

- 8.40.090 **Lists of Producers and Manufacturers of Covered Drugs and Sharps**
- 8.40.100 **Reporting.**
 - 8.40.110 **Program Assessment and Collection of Data**
 - 8.40.120 **List of Producers**
 - 8.40.130 **Regulations and Fees**
 - 8.40.140 **Enforcement**
- 8.40.150 **Additional Provisions**
- 8.40.010 **Purpose and Intent**

The purpose of this chapter is to protect the health, safety and welfare of the public and of the environment by providing for the safe and orderly collection and disposal of drug and sharps waste and by placing responsibility for end-of-life management of drug and sharps products on the manufacturers and/or producers of the products, while encouraging product design that minimizes negative impacts on human health and the environment at every stage of the product's lifecycle. This chapter is intended to be consistent with the Santa Cruz County Safe Drug and Sharps Disposal Ordinance.

8.40.020 Title

This chapter may be cited as the "Capitola Safe Drug and Sharps Disposal Ordinance."

8.40.030 Definitions

For the purposes of this chapter, the following terms have the meanings given below.

- A. "City Council" refers to the City Council of the City of Capitola.
- B. "City" means the City of Capitola, California.
- C. "Consumer Generators" means residents of single and multiple family residences or other locations who possess, dispose of and/or abandon household Covered Drugs or Sharps. "Consumer Generators" does not include airport security, drug seizures by law enforcement, pharmacy waste, business waste, or any other source identified by the Department as a non-consumer source.
- D. "Controlled Substance" for purposes of this section shall mean any substance listed under California Health and Safety Code Sections 11053 through 11058 and/or Title 21 of the United States Code, Sections 812 and 813 or any successor legislation.
- E. "Cosmetics" means (i) articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to, the human body, or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance, and (ii) articles intended for use as a component of any such articles.
- F. "Covered Drug" means all brand name and Generic Prescription Drugs. Notwithstanding the foregoing sentence, "Covered Drug" does not include: (i) vitamins or supplements; (ii) herbal-based remedies and homeopathic drugs, products, or remedies; (iii) Cosmetics, soap (with or without germicidal agents), laundry detergent, bleach, household cleaning products, shampoos, sunscreens, toothpaste, lip balm, antiperspirants, or other personal care products that are regulated as Cosmetics under the Federal Food, Drug, and Cosmetic Act

("FFDCA") (21 U.S.C. Section 301 et seq. (2002)); (iv) Drugs for which Producers provide a take-back program as part of a Federal Food and Drug Administration managed risk evaluation and mitigation strategy (21 U.S.C. Section 355-1); (v) Drugs that are biological products as defined by 21 C.F.R. 600.3(h) as it exists on the effective date of this chapter if the Producer already provides a take-back program; and (vi) pet pesticide products contained in pet collars, powders, shampoos, topical applications, or other delivery systems.

- G. "County" means the County of Santa Cruz, California.
- H. "Department" means the City of Capitola City's Manager's Department.
- I. "City Manager" means the City of Capitola City Manager or his or her designee.
- J. "Drug Wholesaler" means a Person that sells or distributes Covered Drugs for resale to an Entity other than a consumer.
- K. "Drugs" means: (i) articles recognized in the official United States Pharmacopoeia, the official National Formulary, the official Homeopathic Pharmacopoeia of the United States, or any supplement to any of them; (ii) articles intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in humans or other animals; (iii) articles, other than food, intended to affect the structure or any function of the body of humans or other animals; and (iv) articles intended for use as a component of any article specified in clause (i), (ii), or (iii) of this definition. Notwithstanding the foregoing sentence, "Drugs" does not include or mean medical devices, their component parts or accessories.
- L. "Entity" means a Person other than an individual.
- M. "Generic" means a Drug that is chemically identical or bioequivalent to a brand name Drug in dosage form, safety, strength, route of administration, quality, performance characteristics, and intended use, though inactive ingredients may vary.
- N. "Hazardous Waste" means a "hazardous waste" as defined in the Federal Resource Conservation and Recovery Act (RCRA) of 1976, as amended (42 USCA § 6901 et seq.) and the implementing regulations (40 C.F.R. §§239 through 282), as amended. This waste includes, but is not limited to, bulk chemotherapy drugs, P-listed waste, U-listed waste and characteristic hazardous waste.
- O. "Manufacture" means the production, preparation, propagation, compounding, or processing of Covered Drugs or Sharps but does not include the activities of a Repackager, Drug Wholesaler or medical practitioner who distributes or dispenses such substances or devices in the ordinary course of his or her professional practice or prepares, compounds, packages or labels such substances or devices.
- P. "Manufacturer" means a Person engaged in the Manufacture of Covered Drugs or Sharps.
- Q. "Mail-back Program" means a system whereby Consumer Generators of Unwanted Products obtain prepaid and preaddressed mailing envelopes in which

to place Unwanted Products for shipment to an Entity that will dispose of them safely and legally.

- R. "Medical Waste" means "Medical waste" as defined in Section 117690 of the California Health and Safety Code, as amended.
- S. "Person" means an individual, firm, sole proprietorship, corporation, limited liability company, general partnership, limited partnership, limited liability partnership, association, cooperative, or other entity of any kind or nature, however organized.
- T. "Pharmacy" means a place licensed by the State of California Board of Pharmacy where the practice of pharmacy is conducted.
- U. "Plan" or "Product Stewardship Plan" means a product stewardship plan required under this chapter that describes the manner in which a Product Stewardship Program will be provided.
- V. "Plan Operator" means the Person that develops, implements and operates a Product Stewardship Plan, including but not limited to a Producer or Stewardship Organization.
- W. "Prescription Drug" means any Drug, including, but not limited to, any Controlled Substance, that is required by federal or state law, rule or regulation to be dispensed by prescription only or is restricted to use by practitioners only.
- X. "Producer" shall be determined, with regard to Covered Drugs and Sharps that are sold, offered for sale, or distributed in the City as meaning one of the following:
 - 1. The Person who Manufactures Covered Drugs or Sharps and who sells, offers for sale, or distributes Covered Drugs or Sharps in the City under that Person's own name or brand.
 - 2. If there is no Person who sells, offers for sale, or distributes Covered Drugs or Sharps in the City under the Person's own name or brand, the Producer of Covered Drugs or Sharps is the owner or licensee of a trademark or brand under which the Covered Drugs or Sharps are sold or distributed in the City, whether or not the trademark is registered.
 - 3. If there is no Person who is a Producer of Covered Drugs or Sharps for purposes of paragraphs (1) and (2), the Producer of Covered Drugs or Sharps is the Person who brings the Covered Drug into the City for sale or distribution.

Notwithstanding the foregoing, "Producer" does not include: (i) a Retailer or Repackager that only puts its label on a Covered Drug or Sharps; (ii) a pharmacist who dispenses Prescription Drugs to, or repackages or compounds a prescribed individual Drug product for a consumer; or (iii) a Drug Wholesaler who is not also a Manufacturer.

- Y. "Product Stewardship Program" or "Program" means a program financed, developed, implemented, and operated by Producers to collect, transport, and dispose of Unwanted Products.

- Z. "Provider" means any Person that sells or otherwise furnishes Covered Drugs or Sharps to consumers at a medical or veterinary office, clinic, hospital or approved needle-exchange program located in the City.
- AA. "Public Hearing" means any hearing held by the Department or the City which is open to the public for the purposes of collecting public comment. It does not necessarily refer to meetings of the City Council.
- BB. "Repackager" means a Person who owns or operates an establishment that repacks, repackages, and/or re-labels a product or package (including a Covered Drug and/or Sharps) for further sale or for distribution without a further transaction.
- CC. "Retailer" means any Person that sells Covered Drugs or Sharps directly to consumers at a business located in the City.
- DD. "Santa Cruz County Safe Drug and Sharps Disposal Ordinance" refers to Chapter 7.95 of the Santa Cruz County Municipal Code, entitled "Santa Cruz County Safe Drug and Sharps Disposal", as such may be amended.
- EE. "Sharps" means one or more hypodermic needles, pen needles, intravenous needles, lancets and other devices used to penetrate the skin for drawing blood, or for the delivery of medications or Drugs.
- FF. "Stewardship Organization" means an organization designated by a group of Producers to act as an agent on behalf of each Producers to operate a Product Stewardship Program.
- GG. "Unwanted Products" means Covered Drugs or Sharps no longer wanted by the owner or that have been abandoned, discarded, or are intended to be discarded by the owner.

8.40.040 Product Stewardship Program

- A. Requirement for Sale. This chapter shall apply only to Producers whose Covered Drugs and/or Sharps are sold and/or distributed in the City and to Retailers who sell Covered Drugs and/or Sharps in the City. This chapter shall apply only to areas within the City limits. This chapter shall be administered and implemented by the City of Capitola City Manager's Department. Each Producer shall participate in a Stewardship Program. Each Producer must:
 - 1. Operate, individually or jointly with other Producers, a Product Stewardship Program approved by the Department; or
 - 2. Enter into an agreement with a Stewardship Organization to operate, on the Producer's behalf, a Product Stewardship Program approved by the Department.
- B. Product Stewardship Program Costs.
 - 1. A Producer, group of Producers, or Stewardship Organization must pay all administrative and operational fees and costs associated with their Product

Stewardship Program and related Product Stewardship Plan, including, but not limited to, the cost of collecting, transporting, and disposing of Unwanted Products collected from Consumer Generators and the recycling and/or disposal of packaging collected with the Unwanted Product.

2. No Person or Producer may charge a specific point-of-sale fee to consumers to recoup the costs of their Product Stewardship Program, nor may they charge a specific point-of-collection fee at the time the Unwanted Products are collected from Consumer Generators or delivered for disposal.
3. A Producer, group of Producers, or Stewardship Organization must pay all costs and expenses incurred by the City, including but not limited to the Department, in the administration and enforcement of their Product Stewardship Program. Exclusive of fines and penalties, the City shall only recover its actual costs of administration and enforcement under this chapter and shall not charge any amounts under this chapter in excess of its actual administrative and enforcement costs.
4. A Producer, group of Producers, or Stewardship Organization must pay all collection and disposal costs and expenses as of the date that the ordinance codified in this chapter becomes effective. If the City incurs any costs or expenses due to delays in establishment of an approved Stewardship Plan, the Producer, group of Producers, or Stewardship Organization must reimburse the City in full for such costs.

8.40.050 Product Stewardship Plan

- A. Plan Content. Each Product Stewardship Program shall have a Product Stewardship Plan (which must be submitted, reviewed and approved in accordance with Section 8.40.050(B) below) that contains each of the following:
1. Certification that the Product Stewardship Program will accept all Unwanted Products regardless of who produced them, unless excused from this requirement by the Department as part of the approval of the Plan;
 2. Contact information (including the name, physical and mailing address, telephone number, and email address) for the individual and the Entity submitting the Plan, the Plan Operator, and each of the Producers participating in the Product Stewardship Program;
 3. A description of the methods by which Unwanted Products from Consumer Generators will be collected and handled at all retail sale facilities of Sharps and Covered Drugs in the City, including without limitation a description of bins to be used and collection methods;
 4. A description of the methods by which Unwanted Products from Consumer Generators will be collected and handled at all public health facilities in the City, as well as at such other locations as designated by the Department,

including without limitation a description of bins to be used and collection methods;

5. The location of each collection site and locations where envelopes for a Mail-back Program are available (if applicable);
 6. A list containing the name, location, permit status, and record of any penalties, violations, and/or regulatory orders received in the previous five years by each Person that will be involved in collecting and/or transporting Unwanted Products and each Medical Waste or Hazardous Waste disposal facility proposed to participate in the Product Stewardship Program;
 7. A description of how the Unwanted Products will be safely and securely tracked and handled from collection through final disposal and the policies and procedures to be followed to ensure security;
 8. A description of the public education and outreach activities required under this chapter and how their effectiveness will be evaluated;
 9. A description of how the scope and extent of the Product Stewardship Program are reasonably related to the amount of Covered Drugs and Sharps that are sold in the City, by the Producer or group of Producers;
 10. A starting date when collection of Unwanted Products will begin;
 11. A description of how support will be provided to any law enforcement agencies within the City that have, or later agree to have, a collection program for Controlled Substances, including, without limitation: (i) the provision of a collection kiosk with appropriate accessories and signage, (ii) an ability to accept Controlled Substances and other Covered Drugs, and (iii) technical support up to and including an appropriate Person to provide on-site assistance with the sorting and separation of Controlled Substances at no cost to a participating law enforcement agency;
 12. If more than one Producer will be involved in a proposed Product Stewardship Program, then the Product Stewardship Plan for that Program must include a fair and reasonable manner for allocating the costs of the Program among the participants in that Program, such that the portion of costs paid by each Producer is reasonably related to the amount of Covered Drugs and Sharps that Producer sells in the City.
- B. Existing County-Approved Product Stewardship Plan. If a Producer, group of Producers, or Stewardship Organization is/are operating a Product Stewardship Program within the County under an existing Product Stewardship Plan that has been approved by the County of Santa Cruz in accordance with Chapter 7.95 of the Santa Cruz County Code ("County-Approved Plan"), such Producer, group of Producers, or Stewardship Organization may comply with Section 8.40.050(A) above, by supplementing such County-Approved Plan to cover the City and include all items listed in Section 8.40.050(A) above. The Product Stewardship Plan, as supplemented, must be submitted to the Department for review and

approval of the provisions relating to and/or applicable to the City in accordance with Section 8.40.050(D) below.

C. Department Review and Approval; Updates.

1. No Producer, group of Producers, or Stewardship Organization within the City may begin collecting Unwanted Products to comply with this chapter until it has received written approval of its Product Stewardship Plan from the Department. The City may (in its discretion) continue collection on an interim basis if there is any delay in establishing a Stewardship Program as required under this chapter. Once approved by the Department, each Product Stewardship Plan must receive prior written approval from the Department for any proposed changes to the Plan.
2. All Product Stewardship Plans must be submitted to the Department for approval. Each Producer, group of Producers, or Stewardship Organization operating a Product Stewardship Program shall submit its initial Product Stewardship Plan (conforming to the above requirements) to the Department for review within sixty (60) days after the effective date of this chapter, or at a later date as approved in writing by the Department.
3. Within sixty (60) days after the Department's receipt and review of a Product Stewardship Plan, the Department will determine whether the Plan complies with the requirements of this chapter and of any regulations adopted pursuant to this chapter. The Department may at its sole discretion conduct a noticed Public Hearing as part of this process.
 - a. As part of its approval, the Department may set reasonable performance goals for the Program.
 - b. If the Department approves a Plan, it shall notify the applicant of its approval in writing.
 - c. If the Department rejects a Plan, it shall notify the applicant in writing of its reasons for rejecting the Plan. The Department may reject a Plan without conducting a Public Hearing.
 - d. An applicant whose Plan has been rejected by the Department must submit a revised Plan to the Department within thirty (30) days after receiving notice of the rejection. The Department may require the submission of a further revised Plan or, at its sole discretion, the Department may (without any obligation to do so) develop, approve and impose upon the applicant the Department's own Product Stewardship Plan or an approved Plan submitted by other Producer(s) pursuant to this chapter. The imposed Plan will be presented at a Public Hearing. The Department is not required, and nothing in this chapter shall be interpreted as requiring, the Department to create or impose a Product Stewardship Plan.
 - e. If the Department rejects a revised Product Stewardship Plan or any other subsequently revised Plan, the City Manager may deem

the Producer(s) at issue to be out of compliance with this chapter and subject to the enforcement provisions contained in this chapter.

4. At least every three (3) years, a Producer, group of Producers or Stewardship Organization operating a Product Stewardship Program shall update its Product Stewardship Plan, explaining any substantive changes to components of the Plan, and submit the updated Plan to the Department for review and approval.
5. A Producer who begins to offer a Covered Drug or Sharps for sale in the City after the effective date of this chapter, must submit a Product Stewardship Plan to the Department or provide evidence of having joined an existing approved Product Stewardship Program within sixty (60) days following the Producer's initial offer for sale of a Covered Drug or Sharp in the City.
6. Any proposed changes to a Product Stewardship Plan must be submitted in writing to the Department and approved by the Department in writing prior to implementation of any change. Notwithstanding the foregoing, for County-Approved Plans, only those changes relating to and/or applicable to the City must be submitted in writing to the Department for review and approval before implementation.
7. Required Plan Amendment. Within 60 days of the final promulgation of rules by the California Board of Pharmacy regarding collection of controlled substances by retail pharmacies in conformity with the U.S. Drug Enforcement Agency regulations implementing the Secure and Responsible Drug Disposal Act of 2010, each Producer, group of Producers or Stewardship Organization operating a Product Stewardship Program shall submit to the Department for review and approval an update to its Product Stewardship Plan that describes how the Plan will, within 120 days, comply with and conform to the requirements of such final rules of the California Board of Pharmacy.
8. The Department may audit the records of a Producer, group of Producers, or Stewardship Organization related to a Product Stewardship Plan and/or Product Stewardship Program, or request that the Producer, group of Producers, or Stewardship Organization arrange for the Department to inspect at reasonable times the facilities, vehicles, and equipment used in carrying out the Product Stewardship Plan.

8.40.060 Disposal of Unwanted Products

- A. Compliance with Applicable Law. Each Product Stewardship Program must comply with all local, state, and federal laws and regulations applicable to its operations, including, but not limited to, laws, rules, and regulations governing the treatment and disposal of Unwanted Products.
- B. Treatment and Disposal. Each Product Stewardship Program must treat Sharps waste by high heat sterilization and dispose of all unwanted Covered Drugs by incineration at a Medical Waste or Hazardous Waste facility authorized to accept

such waste. Each treatment and/or disposal facility utilized must be in possession of all required regulatory permits and licenses.

- C. **New Technologies.** Producers with Product Stewardship Programs may petition the Department for approval to use treatment and final disposal technologies, where lawful, that provide superior environmental and human health protection than provided by current Medical Waste or Hazardous Waste disposal technologies for Sharps and Covered Drugs if and when those technologies are proven and available. The proposed technology, at a minimum, must provide equivalent protection in each, and superior protection in one or more, of the following areas:
1. Monitoring of any emissions or waste;
 2. Worker health and safety;
 3. Reduction or elimination of air, water, or land emissions contributing to persistent, bioaccumulative, and toxic pollution; and
 4. Overall impact on the environment and human health.
- D. **Packaging Separation.** Each Product Stewardship Program shall encourage Consumer Generators to separate Unwanted Products from their original containers and packaging, when appropriate, prior to collection or disposal.

8.40.070 Product Stewardship Program Promotion and Outreach

- A. A Product Stewardship Program must promote the Program to Consumer Generators, pharmacists, Retailers of Covered Drugs and/or Sharps, and health care practitioners (including, but not limited to, doctors and other prescribers, veterinarians and veterinary hospitals) as to the proper and safe method to storage and dispose of Unwanted Products.
- B. A Product Stewardship Program shall include, but is not limited to, developing, and updating as necessary, educational and other outreach materials for use by Retailers of Covered Drugs and/or Sharps. These materials may include, but are not limited to, two or more of the following:
1. Signage that is prominently displayed and easily visible to the consumer.
 2. Written materials and templates of materials for reproduction by Retailers to be provided to the consumer at the time of purchase or delivery, or both.
 3. Advertising and/or other promotional materials related to the Product Stewardship Program.
- C. A Product Stewardship Program must prepare education and outreach materials that publicize the location and operation of collection locations in the City and disseminate the materials to health care facilities, Pharmacies, and other interested parties. The Program also must establish a website publicizing collection locations and Program operations and a toll-free telephone number that Consumer Generators can call to find nearby collection locations and understand how the Program works.

8.40.080 Retailer and Provider participation

- A. Every Retailer and every Provider of Covered Drugs and Sharps in the City shall establish a system consistent with the requirements of this chapter for the collection of consumer-generated Covered Drugs and Sharps waste for proper disposal during the Retailer's or Provider's normal hours of operation, except that:
1. A Retailer or Provider who does not sell or provide Sharps to consumers is not required to establish a collection system for Sharps waste; and
 2. A Retailer or Provider who does not sell or provide Covered Drugs to consumers is not required to establish a collection system for Covered Drugs waste.
- B. Each system established by a Retailer or Provider for the collection and disposal of consumer generated Covered Drugs and Sharps waste shall include, at a minimum, the following elements:
1. Subject to the limitations contained in subsection (A) of this Section above and subsection (E) of this Section below, each Retailer or Provider shall provide one of the following:
 - a. On-site collection system. Receptacles for the collection of consumer-generated Covered Drugs and Sharps waste within the Retailer or Provider establishment. The receptacle shall meet applicable state and federal standards for safe disposal of Covered Drugs and/or Sharps. The Retailer or Provider shall provide for the management and disposal of all consumer-generated Covered Drugs and/or Sharps waste that is collected at the Retailer or Provider establishment in a safe manner consistent with all state and federal laws and regulations; or
 - b. Mail-back collection system. Prepaid and preaddressed mail-back envelopes in sufficient capacity for safe disposal of the Covered Drugs and/or Sharps sold or provided to a consumer and meeting applicable state and federal standards for safe disposal of Covered Drugs and/or Sharps.
 2. Signage prominently displayed within five feet of every public entrance to the Retailer or Provider establishment and easily visible to the consumer, indicating that the Retailer or Provider establishment collects consumer-generated Covered Drugs and/or Sharps waste from consumers.
- C. A Retailer or Provider of Sharps must provide at no additional cost to the consumer an approved Sharps disposal container or containers sufficient to dispose of all Sharps purchased. A Retailer or Provider of Sharps may refuse to accept from a consumer Sharps waste that is not properly contained in an approved container. In the event of a refusal to accept Sharps waste, the Retailer or Provider shall provide the consumer with an appropriate container for proper disposal of said Sharps waste.

- D. Sharps disposal containers shall be either a rigid puncture-resistant container with a sealable lid approved by the U.S. Food and Drug Administration for the purpose of transporting Sharps for disposal or a pre-paid mail-back container approved by the U.S. Food and Drug Administration for the purpose of transporting Sharps for disposal.
- E. All costs of participation by Retailers and Providers shall be paid or reimbursed by the Producer, group of Producers, or Stewardship Organization as part of its Program as provided in this chapter. Retailers and Providers shall not be expected to incur any costs for participation in a Product Stewardship Program.

8.40.090 Lists of Producers and Manufacturers of Covered Drugs and Sharps

- A. Within sixty (60) days after the effective date of this chapter (or at a later date as approved in writing by the Department), each Drug Wholesaler that sells any Covered Drugs and/or Sharps in the City must provide a list of the Producers of those Covered Drugs and/or Sharps to the Department in a form prescribed by the Department. Drug Wholesalers must update and submit to the Department such list of Producers of Covered Drugs and/or Sharps by January 15th of each calendar year.
- B. Within six (6) months after the effective date of this chapter, or within six (6) months after a Retailer whose label appears on a Covered Drug or Sharps or on the Covered Drug's or Sharps' packaging starts selling the Covered Drug or Sharps in the City (or at a later date as approved in writing by the Department), and, thereafter, upon request from the Department, a Retailer whose label appears on a Covered Drug or Sharps or on the Covered Drug's or Sharps' packaging must provide the contact information of the Manufacturer from whom the Retailer obtains the Covered Drug or Sharps, including the mailing address, physical address, telephone number, and email address of the Retailer's point of contact at the Manufacturer.
- C. Within six (6) months after the effective date of this chapter, or within six (6) months after a Covered Drug or Sharps repackaged by a Repackager is first sold in the City (or at a later date as approved in writing by the Department), and, thereafter, upon request from the Department, a Repackager whose label appears on a Covered Drug or Sharps or on the Covered Drug's or Sharps' packaging must provide the contact information of the Manufacturer from whom the Repackager obtains the Covered Drug or Sharps, including the mailing address, physical address, telephone number, and email address of the Repackager's point of contact at the Manufacturer.

8.40.100 Reporting

- A. On or before July 1, 2017 (or at a later date as approved in writing by the Department) and in each subsequent year, every Producer, group of Producers, or Stewardship Organization operating a Product Stewardship Program in the City must prepare and submit to the Department an annual written report describing the Program activities during the previous reporting period. The report must include, at minimum, the following:
 - 1. A list of Producers participating in the Product Stewardship Program;

2. A list of Retailers and/or Providers participating in the collection of consumer-generated Covered Drugs and/or Sharps waste;
 3. The amount, by type and by weight, of Unwanted Products collected from Consumer Generators collected at each drop-off site and in the entire City and, if applicable, the total amount by type and by weight collected by a Mail-back Program;
 4. A description of the collection system, including, without limitation, the location of each collection site and if applicable, locations where envelopes for a Mail-back Program are provided;
 5. The name and location of disposal facilities at which Unwanted Products were disposed of and the weight by type of Unwanted Products collected from Consumer Generators disposed of at each facility;
 6. Whether policies and procedures for collecting, handling, transporting, and disposing of Unwanted Products, as established in the Plan, were followed during the reporting period and a description of any noncompliance;
 7. Whether any safety or security problems occurred during collection, handling, transportation, or disposal of Unwanted Products during the reporting period and, if so, what changes have or will be made to policies, procedures, or tracking mechanisms to alleviate the problem and to improve safety and security;
 8. A description of public education and outreach activities implemented during the reporting period and their effectiveness, including, without limitation, the methodology used to evaluate the outreach and Program activities;
 9. How the Product Stewardship Program complied with all other elements in the Product Stewardship Plan approved by the Department, including, without limitation, its degree of success in meeting any performance goals set by the Department as part of its approval of the Program; and
 10. Any other information that the Department may reasonably require.
- B. For the purposes of this section, "reporting period" means the period beginning January 1 and ending December 31 of the same calendar year.

8.40.110 Program Assessment and Collection of Data

- A. At least once per year, at a time to be determined by the Department, each Product Stewardship Program will conduct a detailed characterization study of Unwanted Products collected at specified locations to help assess effectiveness of the Product Stewardship Program

- B. Assessments shall be conducted in a secure location with proper supervision, in full compliance with federal and state laws, rules, and regulations, and in accordance with guidelines issued by the Department.
- C. Data collected from Program assessments shall be shared with the Department and other relevant agencies in a timely manner.
- D. The Department may require additional assessments as needed to address problems or to help determine Program needs.

8.40.120 List of Producers

The Department shall provide on its website a list of all Producers participating in Product Stewardship Programs approved by the Department and a list of all Producers the Department has identified as noncompliant with this chapter or any regulations adopted pursuant to this chapter.

8.40.130 Regulations and fees

- A. The City Manager may, after a noticed Public Hearing, adopt such rules and regulations as necessary to implement, administer, and enforce this chapter.
- B. The City Council authorizes the City Manager to charge Producers or a group of Producers participating in a Product Stewardship Program for any costs the City incurs in administering and enforcing this chapter. The amount charged shall not exceed actual costs to the City.

8.40.140 Enforcement

- A. The Department shall administer the penalty provisions of this chapter.
- B. It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this chapter.
- C. Any Person, Producer, Plan Operator or Product Stewardship Organization that violates or continues to violate the provisions of this chapter shall be subject to the penalties, remedies, and criminal, civil and/or administrative enforcement actions set forth in Title 4 of the Capitola Municipal Code. Each and every day a violation of this chapter exists constitutes a separate and distinct offense for which enforcement action may be taken.
- D. In determining the appropriate penalties, the Department shall consider the extent of harm caused by the violation, the nature and persistence of the violation, the frequency of past violations, any action taken to mitigate the violation, and the financial burden to the violator.
- E. Whenever the City finds that a Person has violated a provision or failed to meet a requirement of this chapter, the City may order compliance by written notice of violation to the responsible Person pursuant to Chapter 4.10 of the Capitola Municipal Code.

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- F. The Department may establish appropriate administrative rules for implementing this chapter, conducting hearings, and rendering decisions pursuant to this section.
- G. Upon the failure of any Person to comply with any requirement of this chapter and any rule or regulation adopted pursuant to this chapter, the City Attorney's office may petition any court having jurisdiction for injunctive relief, payment of civil penalties and any other appropriate remedy, including, without limitation, restraining such Person or Entity from continuing any prohibited activity and compelling compliance with lawful requirements. However, this subsection does not permit the City or any court of competent jurisdiction to restrain the sale of any Covered Drug or Sharps in the City.
- H. Any Person who knowingly and willfully violates the requirements of this chapter or any rule or regulation adopted pursuant to this chapter is guilty of a misdemeanor. A conviction for a misdemeanor violation under this chapter is punishable by a fine of not less than fifty dollars (\$50.00) and not more than five hundred (\$500.00) for each day per violation, or by imprisonment for a period not to exceed six (6) months, or by both such fine and imprisonment.
- I. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity.

8.40.150 Additional provisions

- A. Disclaimer. In adopting and implementing this chapter, the City is assuming an undertaking only to promote the general welfare. The City is not assuming or imposing on its officers and/or employees an obligation by which they could be liable in money damages to any Person or Entity who claims that a breach proximately caused injury.
- B. Conflict with State or Federal Law. This chapter shall be construed so as not to conflict with applicable federal, State, and/or Santa Cruz County laws, rules or regulations. Nothing in this chapter shall authorize any City agency or Department to impose any duties or obligations in conflict with limitations on municipal authority established by state or federal law at the time such agency or Department action is taken. The City shall suspend enforcement of this chapter to the extent that said enforcement would conflict with any preemptive State or federal legislation subsequently adopted.
- C. Severability. If any of the provisions of this chapter or the application thereof to any Person or circumstance is held invalid, the remainder of those provisions, including the application of such part or provisions to Persons or circumstances other than those to which it is held invalid shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this chapter are severable.
- D. Nothing in this chapter, or the Product Stewardship Program in which Producers of Sharps and Covered Drug products who sell Sharps and/or Covered Drugs in the are required to participate, is intended to protect anticompetitive or collusive conduct nor shall this chapter be construed to modify, impair, or supersede the

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ORDINANCE NO. 1006

operation of any of the antitrust laws or unfair competition laws of the State of California or of the United States.

- E. This chapter shall be construed in accordance with California state law, including but not limited to the Medical Waste Management Act set forth at California Health and Safety Code Section 117600, et seq., and shall not be construed in a way that would result in conflict with, or preemption by, any such state law.
- F. Environmental Findings. This chapter is entitled to a categorical exemption of the California Environmental Quality Act ("CEQA") pursuant to 14 California Code of Regulations sections 15307, which exempts "actions taken by regulatory agencies, as authorized by state or local ordinance, to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection."
- G. This chapter shall be in effect for a period of ten (10) years following enactment.

SECTION II

This Ordinance shall take effect on the 31st day after the date of final passage.

This ordinance was introduced on the 25th day of August, 2016, and was passed and adopted by the City Council of the City of Capitola on the 8th day of September, 2016, by the following vote:

AYES: Council Members Bertrand, Harlan, Norton, Termini, and Mayor Bottorff
NOES: None
ABSENT: None
ABSTAIN: None

APPROVED:



Ed Bottorff, Mayor

Attest:

 CMC
Susan Sneddon, City Clerk

ORDINANCE NO. _____

AN URGENCY ORDINANCE OF THE CITY OF CAPITOLA AMENDING SECTION 8.40.150 OF THE CAPITOLA MUNICIPAL CODE TO REMOVE THE SUNSET PROVISION FROM CHAPTER 8.40 (CAPITOLA SAFE DRUG AND SHARPS DISPOSAL), DECLARING THE URGENCY THEREOF, AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

WHEREAS, Article XI, Section 7 of the California Constitution authorizes the City of Capitola (the “City”) to make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws; and

WHEREAS, on September 8, 2016, the City Council adopted Ordinance No. 1006, which added Chapter 8.40 (“Capitola Safe Drugs and Sharps Disposal”) to the Capitola Municipal Code, establishing a producer-funded product stewardship program for the safe collection and disposal of unwanted drugs and sharps within the City; and

WHEREAS, subsection (G) of Section 8.40.150 of the Capitola Municipal Code provides that “[t]his chapter shall be in effect for a period of ten (10) years following enactment,” and, by operation of that provision, Chapter 8.40 will expire immediately unless the sunset provision is removed; and

WHEREAS, Public Resources Code section 42036.2 provides that the state program applies within a jurisdiction if the local ordinance “is repealed,” and a lapse of Chapter 8.40 would place the City’s program at risk of becoming subject to the state program, with the City potentially precluded from re-establishing its local program; and

WHEREAS, the amendment made by this Ordinance is narrow, removing only the sunset provision and leaving the remainder of Chapter 8.40 in full force and effect, and is intended to keep the existing pre-2018 local program continuously in effect rather than to enact a new program; and

WHEREAS, a lapse of Chapter 8.40 would result in the removal of manufacturer-funded sharps collection kiosks currently available to City residents, materially reducing safe disposal options and increasing the risk of improper disposal of drugs and sharps, accidental poisoning, needlestick injury, substance misuse, and environmental contamination, as more fully described in the recitals to Ordinance No. 1006; and

WHEREAS, an ordinance adopted through the ordinary process would not take effect until 30 days after its final passage and therefore could not prevent the imminent lapse of Chapter 8.40, such that immediate effectiveness is necessary to preserve, without interruption, the existing public health and safety protections provided by Chapter 8.40; and

WHEREAS, this Ordinance is adopted as an urgency ordinance for the immediate preservation of the public peace, health, and safety pursuant to Government Code section

36937(b), and may be passed immediately upon introduction pursuant to Government Code section 36934; and

WHEREAS, the City Council finds that adoption of this Ordinance is exempt from the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines (Title 14, California Code of Regulations) section 15307 and the common-sense exemption in section 15061(b)(3), consistent with the environmental findings made in connection with Ordinance No. 1006, because it can be seen with certainty that removing the sunset provision to continue an existing regulatory program will not have a significant effect on the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CAPITOLA DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Findings. The City Council of the City Capitola finds and declares that the Recitals set forth above are true and correct and are incorporated herein by this reference.

Section 2. California Environmental Quality Act. The City Council finds, for the reasons stated in the recitals, that adoption of this Ordinance is exempt from CEQA, and directs staff to file a Notice of Exemption if appropriate.

Section 3. Amendment to Section 8.40.150(G). Subsection G of Section 8.40.150 of the Capitola Municipal Code, which reads in its entirety, “This chapter shall be in effect for a period of ten (10) years following enactment,” is hereby deleted in its entirety. All other provisions of Section 8.40.150 and of Chapter 8.40 of the Capitola Municipal Code remain unchanged and in full force and effect.

Section 4. Declaration of Urgency. This Ordinance is an urgency ordinance adopted pursuant to Government Code section 36397(b) for the immediate preservation of the public peace, health, and safety. The facts constituting the urgency are those set forth in the recitals above, including, without limitation: the imminent expiration of Chapter 8.40 under its sunset provision; the resulting risk of the loss of the City’s exemption from the state pharmaceutical and sharps stewardship program under Public Resources Code section 42036.2; the removal of manufacturer-funded sharps collection kiosks that would follow the lapse of Chapter 8.40; and the increased risks to public health and safety from reduced safe disposal options for drugs and sharps. Because a regularly adopted ordinance would not take effect in time to prevent the lapse of Chapter 8.40, immediate effectiveness is necessary to preserve these existing protections without interruption.

Section 5. Severability. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have adopted this Ordinance, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 6. Effective Date. Pursuant to Government Code section 36937(b), this Ordinance shall take effect immediately upon its adoption by a four-fifths (4/5) vote of the City Council.

Section 7. Publication. The City Clerk shall cause this ordinance, or a summary thereof, to be posted and/or published in the manner required by law.

INTRODUCED AND ADOPTED as an urgency ordinance at a special meeting of the City Council of the City of Capitola on the __ day of ____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Margaux Morgan, Mayor

ATTEST: _____
Julia Gautho, City Clerk

APPROVED AS TO FORM:

Marc Tran, City Attorney

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF CAPITOLA AMENDING SECTION 8.40.150 OF THE CAPITOLA MUNICIPAL CODE TO REMOVE THE SUNSET PROVISION FROM CHAPTER 8.40 (CAPITOLA SAFE DRUG AND SHARPS DISPOSAL)

WHEREAS, Article XI, Section 7 of the California Constitution authorizes the City of Capitola (the “City”) to make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws; and

WHEREAS, on September 8, 2016, the City Council adopted Ordinance No. 1006, which added Chapter 8.40 (“Capitola Safe Drugs and Sharps Disposal”) to the Capitola Municipal Code, establishing a producer-funded product stewardship program for the safe collection and disposal of unwanted drugs and sharps within the City; and

WHEREAS, subsection (G) of Section 8.40.150 of the Capitola Municipal Code provides that “[t]his chapter shall be in effect for a period of ten (10) years following enactment,” and, by operation of that provision, Chapter 8.40 will expire immediately unless the sunset provision is removed; and

WHEREAS, the California Pharmaceutical and Sharps Waste Stewardship program (Senate Bill 212, Stats. 2018, ch. 1004), codified at Public Resources Code section 42036.2, does not apply to a jurisdiction that is subject to a local drug and sharps stewardship program pursuant to an ordinance that took effect before April 18, 2018, and provides that such a pre-existing local program may continue in operation; and

WHEREAS, Chapter 8.40 took effect before April 18, 2018, and the City’s local program is therefore exempt from the state program for so long as Chapter 8.40 remains continuously in effect; and

WHEREAS, the amendment made by this Ordinance is narrow, removing only the sunset provision and leaving the remainder of Chapter 8.40 in full force and effect, and is intended to keep the existing pre-2018 local program continuously in effect rather than to enact a new program; and

WHEREAS, a lapse of Chapter 8.40 would result in the removal of manufacturer-funded sharps collection kiosks currently available to City residents, materially reducing safe disposal options and increasing the risk of improper disposal of drugs and sharps, accidental poisoning, needlestick injury, substance misuse, and environmental contamination, as more fully described in the recitals to Ordinance No. 1006; and

WHEREAS, the City Council has concurrently adopted an urgency ordinance removing the same sunset provision effective immediately, and adopts this Ordinance through the ordinary legislative process to provide a permanent amendment of the Capitola Municipal Code; and

WHEREAS, the City Council finds that adoption of this Ordinance is exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines (Title 14, California Code of Regulations) section 15307 and the common-sense exemption in section 15061(b)(3), consistent with the environmental findings made in connection with Ordinance No. 1006, because it can be seen with certainty that removing the sunset provision to continue an existing regulatory program will not have a significant effect on the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CAPITOLA DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Findings. The City Council of the City Capitola finds and declares that the Recitals set forth above are true and correct and are incorporated herein by this reference.

Section 2. California Environmental Quality Act. The City Council finds, for the reasons stated in the recitals, that adoption of this Ordinance is exempt from CEQA, and directs staff to file a Notice of Exemption if appropriate.

Section 3. Amendment to Section 8.40.150(G). Subsection G of Section 8.40.150 of the Capitola Municipal Code, which reads in its entirety, "This chapter shall be in effect for a period of ten (10) years following enactment," is hereby deleted in its entirety. All other provisions of Section 8.40.150 and of Chapter 8.40 of the Capitola Municipal Code remain unchanged and in full force and effect.

Section 4. Severability. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have adopted this Ordinance, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 5. Effective Date. This Ordinance shall take effect thirty (30) days after its adoption by a majority vote of the City Council.

Section 6. Publication. The City Clerk shall cause this ordinance, or a summary thereof, to be posted and/or published in the manner required by law.

INTRODUCED at a special meeting of the City Council of the City of Capitola on the ___ day of ___, 2026, and **PASSED AND ADOPTED** at a regular meeting of the City Council on the ___ day of ___, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Morgaux Morgan, Mayor

ATTEST: _____
Julia Gautho, City Clerk

APPROVED AS TO FORM:

Marc Tran, City Attorney

Safe Drug and Sharps Disposal Ordinance

CMC

Chapter

8.40

City Council

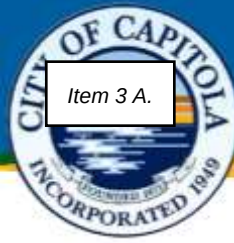
Special Meeting

September 10, 2026



Safe Drug & Sharps Disposal Ordinance

Capitola's Existing Program



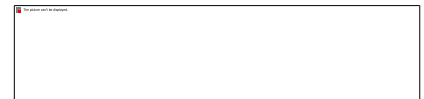
City adopted CMC 8.40 in 2016

- Coordinated countywide effort
- Requires manufacturers to fund safe collection and disposal



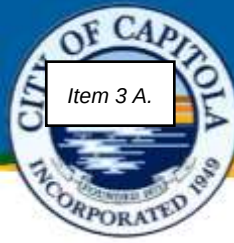
MED-Project program since 2017

- Mail-back options
- Collection receptacles participating pharmacies and City Hall



Safe Drug & Sharps Disposal Ordinance

State Program Established in 2018



SB 212 (2018)

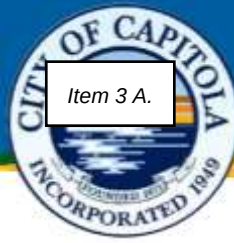
- Statewide, producer-funded program overseen by CalRecycle
- Pre-2018 local ordinances may remain in effect

Capitola's ordinance qualifies

- Only if it remains continuous
- If expired, cannot adopt replacement ordinance
- Statewide service may take up to 270 days to begin

Safe Drug & Sharps Disposal Ordinance

Ordinance Is Set to Expire



All local Ordinance contain 10-year sunset

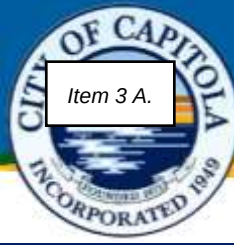
- Capitola: September 8, 2026
- Scotts Valley: December 2026
- Watsonville: early 2027

County & City of Santa Cruz expired

- Defaults to statewide program
- Collection for materials removed
- No transition plan for uninterrupted service

Safe Drug & Sharps Disposal Ordinance

Local and State Programs Are Different



Capitola's local program

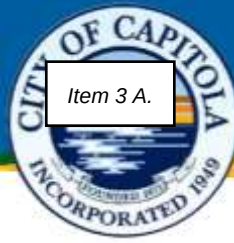
- Requires on-site collection or prepaid mail-back
- Requires free sharps disposal containers
- Requires support for a law-enforcement collection kiosk

Statewide SB 212 program

- Medication access measured countywide, not city by city
- Sharps disposal is primarily through mail-back
- A collection kiosk in Capitola is not required

Safe Drug & Sharps Disposal Ordinance

Proposed Ordinance Amendment



•Remove 10-year expiration language

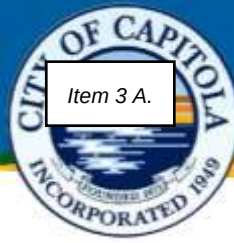
- No changes to program requirements
- Preserves the pre-2018 local program

•Recommended Action

- Adopt urgency ordinance for immediate effect
- Introduce regular ordinance for first reading
- *Urgency ordinance remains in effect until regular ordinance*

Safe Drug & Sharps Disposal Ordinance

Recommended Action



Adopt an urgency ordinance amending Chapter 8.40 of the Capitola Municipal Code to remove the expiration language in Section 8.40.150(G), so the City's safe drug and sharps disposal requirements remain in effect; and introduce for first reading, waiving further reading, an ordinance amending Chapter 8.40 of the Capitola

