Exposing & Prosecuting Judicial Corruption thru Common Law Discovery

by Marvin Bryer

Here's another edited transcript in which Rick Donaldson and Alfred Adask interviewed Marvin Bryer on KPBC on June 9, 1997. As usual, Donaldson and Adask's comments are italicized and Mr. Bryer's comments are in normal text.

In essence, this story again illustrates how the swaggering arrogant abuse of power by judges can cause common, seemingly inconsequential individuals to launch constitutional attacks on the judicial system that are almost amazing in their effectiveness. Based on the work by folks like Marvin Bryer, the judges in the country may soon have to admit they are smart enough to abuse their power and ignore the Constitution with impunity.

Marvin Bryer's discoveries started when his daughter became involved in custody battle for her child. The judge apparently accepted a bribe to rule against Mr. Bryer's daughter and, as a result, Mr. Bryer wound discovering a judicial slush fund bank account and a common law strategy for overcoming judicial immunity.

How'd your case get started, Mr. Bryer? My daughter and son-in-law and were co-defendants in a paternity/custody dispute where the son-in-law is conclusively presumed to be the father of the child under law. However, an outsider filed for paternity and custody when the child was nearly two years old.

Someone outside the marriage – not the husband or the wife?

That's the part where a lot of people don't understand. But it's not my daughter's case that's so unique here, it's what we uncovered involving a judicial slush fund and the Continuing Legal Education for lawyers program (which I believe is nationwide).

In other words, if there's a scheme in California where a group of Los Angeles judges extort money from the public in return for favorable verdicts, then there's a strong probability that a similar scheme may exist in other cities and states across the nation. Then, your story is significant because it may provide evidence of systemic judicial corruption across the USA. And more importantly, you seem to have found a strategy to overcome judicial immunity.

I'm investigating an area where they have absolutely no immunity – their <u>associations</u>. They can't claim immunity because an *association* can be sued.

In other words, if a single judge commits unlawful acts from the bench, he can easily hide behind his personal immunity. But if it can be shown that that judge is working in association with other judges, then just like a conspiracy, there is not only no collective immunity, there's no personal immunity either?

Exactly. They have immunity for what they do individually inside a court, but what they do outside — taking bribes and collectively setting up cases *in their associations* they have no immunity whatsoever because their "corporations" or associations have no immunity. That's an exciting insight and I'd like everyone in the USA to join me in a crusade to get our country back.

There's the old cliche', "All power corrupts, absolute power corrupts absolutely." But "absolute power" is the working definition of judicial immunity. If you can't try me for anything I do, then I have virtually absolute power — I can do virtually anything I want and get away with it.

Fortunately I think we are going to crack that immunity. And that's why I'm excited. That's why I was actually threatened with imprisonment in Orange County, to prevent me from doing any more discovery. Can you understand why?

Sure. But the court issued an order preventing you from doing more discovery?

That's right. My daughter was actually taken into court and they actually

closed the courtroom doors, put cardboard on the windows, locked the doors, and tried to coerce her into accepting illegal evidence against herself. When she refused, the y terminated her as a legal custodial parent of her child. These kinds of crimes by people who take bribes is phenomenal; the entire USA should be outraged.

There was an order to show cause to sanction my daughter \$1500 because she objected to the judge on the grounds that he is a witness in the case. In California under Evidence Code 703, a judge can't be a witness and a judge in the same case. She has all her facts so they tried to hold her in contempt. They lost. But in order to prevent us from hearing, they evacuated the court, locked the doors and put cardboard on the windows. They didn't want anyone in court to hear what transpired since it involved the judges themselves and custody evaluators and psychiatrists. We have a whole network of abuse that is so incredible that they don't want anyone else to know this is going on.

See, this wasn't a juvenile abuse hearing of any type. This was a civil matter, not in juvenile court, which makes the loss of parental rights even more unusual.

They weren't in juvenile court, the issue wasn't custody, and yet the judge terminated your daughter's parental rights for not going along with their program regarding other concerns?

Exactly. There's a document they tried to get my daughter to sign and no criminal would sign a document like this. They wanted her to stipulate to allow *hearsay* to be entered against her to allow evidence without foundation of fact and to raise no objection. They actually tried to force her to sign that document. They also tried to force her to stipulate to a custody evaluator that they'd obtain. Because she refused to sign, they terminated her parental rights. She was devastated.

I hope she takes that judge for everything he every intended to have, his house and car and all the money he's giving his mistress or his boyfriend.

We have something called the Judicial Commission on Performance of Judges — I really got a major following

behind me — and they've told me they believe that the judges will be found guilty in that performance.

What other support have you had? Any success reaching the media or local prosecutors?

We have a L.A. district attorney
— Joe Garsetti — of the OJ Simpson
trial. He had a prosecutor named Christopher Darden. Have you heard of him?

He's the African-American gentleman who helped Marsha Clark try to prosecute OJ Simpson.

Yes. Right before Nicole Simpson was killed, I contacted the DA's office and guess who I got - Christopher Darden. I have a letter from him saying, "L.A. doesn't have enough money to investigate my allegations concerning the judges." So I went out on my own, hired private investigators, and did all my own research — didn't charge the county a penny. But now, if one of my defendants (like the finance department of the Superior Court) is "raided" by the DA's office, that raid is a disguise, because they confiscate evidence for my case. There's actually a folder, a file on me in court that they don't want the public to see so they're actually involved in a conspiracy.

You're alleging that they're grabbing and concealing evidence?

Absolutely. There are documents inside that court involving the assistant presiding judge and one of the money launderers which were in my file. It's total damaging evidence so they actually confiscated it. Under law they have actually have the right to *conceal* everything they confiscated. They did it by "sealed" search warrants so you can't even find out what they took or why they went in there. It's a very clever scheme.

Don't they have an obligation to reveal all information to any defendant that might tend to exonerate them from guilt?

I'm not a crime suspect; the suspect is my defendant and they haven't filed criminal charges against him. But they are hiding that evidence. They selectively decided on what to review. They don't want to review evidence involving the money-laundering scheme. In fact, there are boxes of checks back to 1962 involving the judges and the court that the district attorney doesn't dare touch because once he touches



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them, he has to investigate.

This reminds me of the JFK assassination; after he was shot, his brain disappeared. And then there's front door at Waco, which also disappeared as part of the investigation. And of course, up in Oklahoma City, the whole bombedout federal building "disappeared" a couple of weeks after the first bombing when it was bombed again, knocked to the ground, and all the debris was hauled away and buried where no one can get at it. So it's hardly surprising if we see another example of boxes of evidence in government custody that just happen to "disappear".

I actually have copies of checks from a district attorney into the slush fund. That would certainly be a conflict of interest plus I have one of the lawyers actually donating \$2500 to Gil Garcetti.

What do they do with this slush fund?

Oh boy. They make checks out to cash, to a jewelry company, restaurants, country clubs, florists, and custody evaluators – there's almost no end to it. They're running all kinds of scams in L.A. and the public is not aware of this and I'll bet if I go into Texas I'll find the same thing there. I'm already finding it in Orange County. And as you know, in San Diego they finally prosecuted some of their judges down there.

Didn't they put some of them behind bars?

Yes they did.

That's excellent.

It took the federal authorities to step in because local authorities wouldn't act.

What happens to all those cases that the judge heard prior to going to jail? Do they get re-heard?

That's a fascinating possibility. In cases of police commit misconduct, those cases may have to be re-heard. My goal is to actually get these cases re-heard – and I'm talking thousands of cases.

Government will do everything it can to resist this — just from an administrative point of view — since they don't want to hear all these cases a second or a third time. To do so, they'd have to admit that they've committed fraud against the people. But it's got to be done because the government has to play by the law.

We believe in absolute power too. Power to the people.

I was looking through copies of three years of bank statements you sent. Most of them are from the Bank of America for the "LA Superior Court Judges' Association". How did you get hold of the documentation?

That's a heck of a story and a lot of people are still shaking their heads on how I did it. The courts can't even believe it. I used *common law*. A case called *Copley Press v. Superior Court* from San Diego around 1992.

Do you have a cite on that? Is it only a California case?

No, it's common law, so I'd say it's applicable across the USA and that's why it's such a phenomenal discovery. Once you invent the wheel — I think I have a wheel here for everyone. By using common law to argue the public has a right to know — certain information cannot be kept confidential. When you deal with the court you can't file a Freedom Of Information Act or even certain kinds of public record act requests. But under common law you certainly can

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make those requests and that's exactly what I've done.

With no cost to me, I first asked the bank for a list of the donations from the county bar to the Superior Court of Los Angeles. They got a little shook up and battled me for one month but finally

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Financial Enterprises CIO [Route 1, Box 275] Muld row [74948] Oklahoma gave it to me. However, they only gave me the *fronts* of checks. So I subpoenaed the *backs* of the checks deposited into the American International Bank—from there I followed the money trail (which is what we all have to do whether we're dealing with the Democratic National Party, the GOP, or anything where there's illegal money).

What's the significance of the back of the check compared to the front? For example, if the front of a check says it's going to the "L.A. Judges'Association," why do we want to see the check's back?

Fraud. What they've done is created aliases on the *fronts* of the checks where the checks are made out to a fund which does not even exist (it appears to be a court of law). Some of the checks I have are made out to "Family Court Services Special Fund" — but there is no such fund. But the *backs* of the checks show the money in one instance deposited to the "Judges' Miscellaneous Expense Fund".

We have a state law called State Penal Code 530 — when you take money under assumed character it's a felony and any money over \$400 is tantamount to grand theft larceny — State Penal Code 487. We're looking at major crime.

You're doing outstanding work.

Thank you so much. I appreciate the right to come on your show because I'm having a hard time in California getting my word out to the public.

I want people to march with me to Washington and, believe me, I am going to go to the Department of Justice. These are federal crimes; they've taken our Constitutional rights. When you take a person's child because they won't acquiesce to bribery we have a very sick system.

It's not just sick. People can make a legitimate argument that it's satanic and it certainly qualifies as fascist. This is no different from Nazi Germany. It is unconscionable that our government intentionally takes children, makes war on children, because their parents are politically incorrect. These officials should be thrown in the deepest hole we've got in the darkest American prison.

On the bank statements for October 1, 1996, we have five deposits:

\$343.00; \$440.00, \$468.00, \$784.00, and \$1,870. Then on 10/9 we've got three deposits and two deposits on 10/18. I find this curious since, whenever I make a bank deposit – if I have six checks to deposit, I list them all on one deposit slip and make a single deposit on one particular day reflecting the sum of the six checks. One day, one deposit. Why does the judges' bank account repeatedly include as many as five separate deposits on a single day?

I'll have to look at what you're saying because I haven't yet analyzed every piece of information.

There's another series of eight deposits for February 9, 1996. I find it curious that those deposits are first \$935, then \$935, another \$935 and guess how much the last four deposits are?

Are they each \$935.00?

Yep, which implies they're trying to hide something.

I'm fascinated with your discovery. I believe that under RICO, USC Title 18 — racketeering — if you have \$5,000 or more transactions in a given day, that is racketeering. I have witnesses and checks to indicate that the sheriff's department is involved in a custody monitoring scam where they illegally license people to be "custody monitors" and they actually extort people into paying to see their own children after the court appoints the same monitors.

One problem with corruption is you can't start a scam and make some money without other people seeing who want "in". Next thing you know, you've got everybody down to the guy who tunes the cars for the sheriff's department getting a cut.

That's a fabulous point. I think it started where they had so much immunity they didn't think too much about it and it just kept getting bigger and bigger. They're actually lying in court right now and that happens to be perjury in our state, state penal code 118. It's also a federal violation if you're in federal court. I think they "gotta lotta 'splaining to do" but boy I can't wait to get into those \$935 checks.

It costs me hundreds of dollars just to get Bank of America to be a witness

under consumer law as "custodian of the records" (checks) and give me the judges' checks. Now they don't want any more discovery. They told me I'm going to jail if I dare defy the judge and try to demand more discovery.

Caller: There's a case called US v. Prudden that refers to fraud. Headnote no. 7 in this case which is 424 F.2d 1021 says "violence can be equated with fraud only where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading." That's the law.

What's the significance?

Caller: The significance is you've got a government that won't tell you the truth. You've got bureaucrats that are hiding behind lies, deceit, fraud and trickery.

You're saying when there is a moral or legal obligation to speak up, if they refuse to reveal evidence and/or speak on this subject, it constitutes fraud?

Caller: I think most of those judges, no matter how rotten they are, take an oath of office don't they?

That's the theory.

Caller: You got it. Either 4 USC 101 or the state constitution, either one. The oath creates moral obligation?

Caller: Yes, and perjury of oath of office is another felony.

What year was that case?

Caller: April 10, 1970. U.S. Circuit Court of Appeals, Fifth Circuit.

OK, I'm going for it.

Caller 2: We have powers as a people to arrest these officials and take them to task. I think Marvin should think more about — if he's got the guts and he's got the people — he should go in and arrest these judges because, as citizens, we're classified as "peace officers" in the criminal code and have the same powers as any other "peace officer".

That's fascinating because I was contemplating arresting the judge outside the courts. The Orange County marshals actually come out after me, every judge in L.A. is disqualified from my case, and they're harassing me down in Orange County. The judge is actually involved in a felony. He got my case files without jurisdiction under gov-

ernment code section 6200 in our state and our state penal code 134 and I actually considered arresting the judge. Whether I have the guts or not to do that I haven't decided yet.

Before you "get the guts" to do that, you'd better get a lot of public support because I'll guarantee you do not want to arrest a judge all by yourself.

I'm a peaceful man.

If I were trying to arrest a judge, I'd want 50 or 100 people as witnesses.

I paid the Orange County sheriff to actually throw the summons at the judge. He refused so I used the California code of Civil Procedure 415.30 and I served the judge through the mail. That made him furious. So, believe me, they don't like me down there. I'm not sure I'm going to try to arrest them yet.

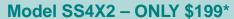
nother man you'll want to talk to is Roger Weidner, a former attorney up in Oregon. He's been fighting the courts for twelve or fourteen years on a dirty probate deal that included a couple of dead bodies. He's been disbarred. However, he's generated enough public support so when he

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goes to court 50 or 100 people go with him. On one instance the judge ordered everyone to leave the court while Weidner was in there but Weidner told everybody, "Sit tight, this is our court and we run this place!" The people stayed and the judge and the prosecuting attorney ran out of the courtroom. They just turned tail and ran. I'll put you in touch with Roger Weidner, if you give me a call tomorrow.

That's great. But I don't want to go for 12 or 14 years. I want to do this fast, and I do need help.

I understand. But I'll tell you how it works. It took Weidner 12 or 14 years because he was one of the first people to stick out his neck. The next guy after him will get it done in 5 or 6 years, and pretty soon we'll see it done in 6 months. You've been at this for how many years now?

I started to discover the fraud back in 1993 but the judges were able to conceal their information. I've spent \$100,000 of my money to save my daughter's child – and I'll tell you, if there's anything I'd ever cry about, it's my daughter's child.

I understand. They expect that. One of the reasons they'll go after the children is to destabilize people emotionally. It's not only that it will exhaust you financially. Once they destabilize you emotionally, you become unfit to handle your own case. They can even drive you into depression. They can get you screaming and shouting so even your supporters abandon you because you're too crazy to deal with.

You understand it perfectly. They bankrupt you. They take your property. They take your children. They really don't leave you with much of anything.

And they won't leave you with half. If they target you they'll take it all because, after they've gutted you, they don't want you to have any resources left to hire professional help to launch a counter-attack.

All the evidence I got, I got on my own without the help of any attorney.

It's a common story. You mentioned one case, I think you said "Copley Press v. Superior Court."

I think this is an exciting thing that I'd like to spread across the nation. Under common law we can basically go into these courts where they have these "continuing education" seminars where they're raising money and nobody knows where the money is going – and

under common law ask them where the money went? We're going to find out who took the bribes and I don't think they can stop us. Imagine everybody in the United States that has the guts to simply ask, "Where did you go with this money that was from your seminars?" They're actually charging money to hold seminars in our court. I assume that you have the same thing in other states.

In other words they have a Continuing Legal Education seminar?

Right. In California they call it MCLE - Mandatory Continuing Legal Education. It was formed by the California Judges' Association which includes every judge in California, along with judicial counsel. They orchestrated an educational ruse to set up a method of collecting money. But they don't tell you where the money goes. It's funded by the state legislation, we're tracking that money and it's driving them nuts. I see evidence of this across the United States, so I'm asking all Americans to start looking at their county bar associations. Check out their publications, and examine your city charity solicitation ordinances. For example, in L.A., no person shall solicit charitable contributions without first filing a notice of intent to do so. The county bar has filed no such notice. You follow all new trails, and you'd be amazed what you're going to find.

I'm getting after some very high profile cases where judges were actually involved in money laundering. I'm getting some really interesting support. I think you're going to hear about me.

One of the things that interested me about your bank statements is that the judges' bank account doesn't pay any interest.

Actually, I believe it does.

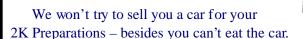
There's no evidence of interest on the bank statements I've seen. Do you know what that means? If it doesn't pay interest there's no reporting requirement to the federal government. There will be no 1099 on that account.

Well, I did see a taxpayer ID up in the right-hand side.

Could be, but if you don't receive any interest the bank has nothing to report.

We're trying to get the IRS to look

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into this since they are not a 501(c)(3) non-profit organization under the income tax. They even wrote a check to a country club. Do you think the divorce court judges keep their mind on children and justice while they're playing golf?

They were probably keeping an eye on the caddies or something like that. In the "best interest of the caddies" they were contributing money to the country club.

They also had checks to restaurants, etc.. It's just an amazing issue and everybody who looks at it is astounded.

The point is not just where they spent the money but where did it come from?

I have two checks from the county bar association, one for \$3,848 that was deposited on August 2, 1991 — four days before my daughter's trial. How do you like that? And the money came from the plaintiff's mother.

I understand that but she wrote it out to a trust.

Yeah, but that trust does not exist.

The point is that she writes this check to a trust, hands it over to the state bar and someone at the state bar deposits the check into the judge association's bank account.

According to the county bar there's a difference between the state bar

and the county bar in every state. The state bar is a licensing agency for attorneys, but the *county bar* has no immunity whatsoever, they have no ability to license, they're not part of the government and under California constitution Article 6 they have no immunity whatsoever.

That certainly gives them some legal liability.

Did the lady write the check to a charitable trust? If so, could she even deduct this from her income tax?

I haven't seen her income tax but I have the tax reports from the Los Angles County Bar Association – but it's not a legitimate donation.

It would be interesting if you could write a check for a bribe and deduct it from your income tax. A cost of doing business: bribing a judge. We just write bribe-checks as if they're going to some charitable trust fund, hand 'em over to our lawyers, and Presto! the judges get 'em, instead.

OK. We're trying to start some advocacy here. We want all the USA behind us.

There are plenty of people that have the guts to conduct investigations like yours, but they just don't know how to go about it. Only a few people like you learn how to get through the labyrinth and start finding some serious information. If we can propagate the "how" there's plenty of people that have the guts to "do".

That's our goal: to teach the "how" and to get everybody across this nation to save our children and to put these judges behind prison bars where they belong.

Absolutely right. Give us a contact phone number before the program ends.

My friend, Dave Silva is handling calls on this issue at 818-897-7767.

Marv Bryer's story represents at least another "near" victory by seemingly powerless common people over seemingly "almighty" judges. Constitutionalists—folks who study the law and are determined to make government obey it . . . even if it means acting alone—are placing corrupt judges in jeopardy and laying a foundation for restoring a government that obeys the laws and protects rather than diminishes our freedoms.

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