

# ARIZONA SPOKESMAN

Volume 2  
Issue 12



## IT IS -NOT-

## ILLEGAL TO BE IN A MOTORCYCLE CLUB



Out of the Yuma heat a group of guys got together talking about all the things they love. They talked about riding motorcycles as a group; forming the brotherhood and camaraderie that only comes from being in a motorcycle club. With that in mind they sought guidance from other clubs to put together what is now known as the "SONS OF HELL MC". They had

their "coming out" ride in January of 2010. The ride around Yuma must have been pretty impressive as the local Yuma community was giving them the thumbs up, honking and waiving at the pack of motorcycles. Law enforcement was also impressed. They are often seen escorting some of the club member's home. Sometimes they stop them for a little visit and oc-

asionally taking souvenir pictures.

The Sons' mission was to show a positive image of bikers in our community and have fun doing it! The first year the Sons did just that. They did a fundraiser, raising almost \$8000 for an 18yr old girl who was just diagnosed with terminal cancer. Her family was so grateful. A year later they asked the

"Sons" to escort her funeral parade through town to the cemetery. Another poker run was scheduled to raise funds for a little girl who needed eye surgery. Working along with the other clubs in Yuma a run schedule is prepared so no event will clash with another run in town. The Sons encourage all the clubs in town to

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### WHAT'S INSIDE:

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Getting Involved: Motorcycle Day at the Dome | Know Your Rights | US Defenders Program

# Arizona Confederation of Motorcycle Clubs

## The Newspaper of the A.C.M.C.

Managing Editor: Still Ray  
Co-Editor/Advertising: Kat  
Graphic Design/Layout: Eric Hampton

Articles/Photographer/News:  
You, The clubs and supporters of the A.C.M.C.  
FMI Email: [acmcweb@yahoo.com](mailto:acmcweb@yahoo.com)  
Call: Kat 602.758.2201 or StillRay 928-445-8960  
Website: [www.azcmc.org](http://www.azcmc.org)

### What do we need from you?

To put this paper together for me (Kat) there are certain guidelines you should know:  
Send your articles in a text document without any formatting such as tabs or center justification. DO NOT embed photographs into the document. Please send the photos separately as JPEG etc. as high of a resolution as can set your camera. DO NOT use a specific font. The computer may not be able to read it. If you have a flyer please contact us for ad space, send it as an attachment and we will make it look good!  
The advertisers are the only way this paper survives!  
Please place a member ad from your Club/MRO/Association!

Respectfully,  
Still Ray Spokesman Editor  
Kat Co-Editor/Advertising  
Eric Hampton Graphic Design/Layout

## ACMC Mission Statement

The ACMC is made up of Arizona Motorcycle Clubs and Organizations which have come together in unity to facilitate and broaden communication amongst it's Members and with the motorcycling community and general public. It serves to educate both riders and the non-riding public of all of the positive aspects of motorcycling and to warn against and oppose any intrusion(s) upon their rights to live and ride free. It's goals are to promote and protect motorcyclist's rights. It will accomplish these goals by any lawful means necessary.

The ACMC does not approve organizations or in our language sanction Clubs. The ACMC are a select group of Elite Clubs and Organizations who have banded together in a fight for freedom and to stand in defense of people's rights, especially MC Clubs and Motorcyclists.

## Thank yous go out to...

**Articles, etc:** Still Ray (Journeyman MC), Pooh Bear (Sober Riders MC), Desert Road Riders MC, Rez Riders IMC, Bill Bish (NCOM), MRF, AMA, Abate, Sons of Hell MC, Snakebite-MMA, Brotherhood MC, Alexis and Mark Breyer Law, US Defenders Program, FlexYour-Rights.Org, Jean Cooper

**Ads:** Richard M Lester's Law Office, Breyer Law Offices, P.C., Christian Ackerley PLLC, GMR Performance, Hells Angels MC-Tucson, Journeyman MC, Medieval Maidens MC, Desert Road Riders MC, Desert Thunder MC, Emergency Support Riders MC, Sober Riders MC, Breathe Life Riders, Hooligans MC, ALMA MC, Cochise Riders MC, The Huns MC, Desert Eagles MC, East Side Rydaz, Survivors Clean and Sober MC, Red Iron Brotherhood MC, Wind & Fire MC, Poor Boys Motorcycle Association, Brotherhood RC, Huns MC, Loose Cannons MC, Sho Ryders MC, Stoned Sober MC, Tinnars MC, 64 Brothers RC, Sons of Hell MC, Marlins Motorcycle Shop,

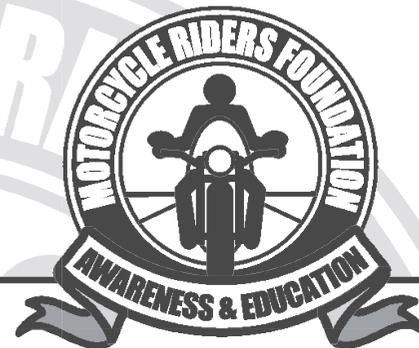
# OUR MISSION:

**Promote awareness and education in the motorcycle community to improve rider's safety. To Educate non-riders globally in the interest of all rider's safety.**

Please donate, we are a 501C3 Corporation. Your donation is Tax deductible. To donate go to our web site listed at the bottom.

**Motorcycle Riders Foundation  
Awareness & Education (MRFA&E)**  
236 Massachusetts Avenue NE, #510  
Washington, D.C. 20002  
(202) 546-0983

**[www.mrfae.org](http://www.mrfae.org)**



**Motorcycle Riders Foundation Awareness & Education (MRFA&E)** was established to promote motorcycle awareness and education due to an ever-increasing rider population. Motorcycle riders and activist have long recognized that motorcycle rider education and awareness are crucial in enhancing rider safety. No one is more concerned with rider safety than riders themselves, and obviously those best suited to educate newer riders are veteran riders.



**A.C.M.C. MEMBERSHIP**

ABATE of Arizona  
http://www.abateofaz.org/

ALMA MC  
http://www.almamc.com/

Arizona Sun Chasers MC  
http://www.arizonasunchasers.org/

Bikers for Christ MM  
http://www.bfcphoenix.org/

Brothers of The Third Wheel  
http://superbtw.com

Cochise Riders MC  
http://www.cochiseridersmc.com

Desert Road Riders MC  
http://www.desertroadriders.com

Desert Thunder MC  
http://www.desertthundermc.com

Devil's Disciples MC

Emergency Support Riders MC  
http://www.meetup.com/esr-mc/

Hawg Ridin Fools MC  
http://www.hawgridinfoolsmcariz.com

Hells Angels MC  
http://www.hells-angels.com

IOOB MC - Tucson Tribe  
guruioob@gmail.com

Journeyman MC  
http://journeymc.com

Leathernecks MC

Limey Riders MC  
skypilotlrmc@earthlink.net

Loners Motorcycle Club  
http://www.lonersmc.org

Loose Cannons MC

Lost Dutchman MC  
http://www.lostdutchmanmc.com

Medieval Maidens MC  
http://www.medievalmaidensmc.com

MMA of Arizona  
http://www.mma-az.org

Nomaden MC  
harryabrams@msn.com

Red Iron Brotherhood MC  
http://www.redironbrotherhoodmc.com/

River Riders MC  
http://www.riverridersmc.com

Rollin Knights MC  
http://www.rollinknightsmc.com

Rough Riders MC  
http://www.rough-riders-mc.com/rrmc

The Huns MC  
http://www.thehunsmc.com

The Scythe MM  
http://www.myspace.com/thescythemc

Sho Ryders MC  
http://www.sho-ryders.com

Sober Riders MC  
http://www.soberridersmc.org

Soldiers for Jesus MC  
http://www.soldiersforjesusmc.com

Sons of Aesir MC  
http://www.sonsofaesirmc.com

Southern Arizona Harley Riders MC  
www.sahr.us

Spartan Riders MC  
http://www.spartanridersmc.com

Stoned Sober MC  
moseshealer@comcast.net

Sun Riders MC  
http://www.tucsonsunridersmc.com

The Americans MC  
boogybod@tabletoptelephone.com

Vietnam Vets/Legacy MC  
vnmstitch@yahoo.com

VIII Society

Yaqui Warriors MC  
yaquiwarriorsmcaz@hotmail.com

ACMC Associates/Start Date

64 Brothers RC 3/3/12  
American Cruisers MC 3/6/10  
Blood Bought MC 11/5/11  
Breathe Life 3/23/10  
Brotherhood RC 7/9/11  
Cerberus MC 1/8/11  
Desert Demons 6/11/11  
Desert Eagles MC 6/14/10  
Devils Dozen 11/5/11  
Devils Own MC 3/6/10  
Exiled Few MC 3/3/12  
Horde 11/5/11  
Hooligans MC 1/24/10  
Latin Riders MC 3/5/11  
Lords of Exile 9/10/11  
Marines MC 3/6/10  
Mountain Motorcycle Association of AZ 8/7/10  
New Founders of Freedom 1/8/11  
Night Riders MC 1/7/12  
Nine Pieces of One RC 1/8/11  
Outsiders 3/29/10  
Poor Boys 7/9/11  
Privateers Riders 9/10/11  
Renegades MA 8/6/10  
Rez Riders IMC 9/11/10  
Sacred Skulls MC 7/9/11  
Sons of Hell MC 7/10/10  
Survivors Clean and Sober MC 3/6/10  
Sword of Truths 9/10/11  
Tinnors MC 5/1/10  
Triple Threat TC (Added 18 months) 9/6/09  
Union Brotherhood 11/5/11  
Veteran's Militia MC 3/3/12  
Wind and Fire MC 7/10/10  
Wolves MC Tucson 11/6/10

For Information and/or any Business please use the below address :

Arizona Confederation of Motorcycle Clubs, 530 E Hunt Hwy, Suite 103-151, San Tan Valley, AZ 85143

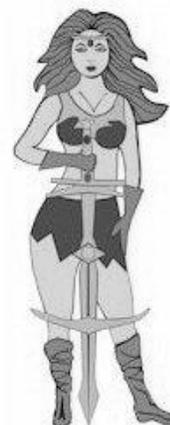
**HELLS ANGELS MC  
TUCSON**

**SUPPORTS THE ACMC IN  
THEIR EFFORTS AND FIGHT  
AGAINST THE  
DISCRIMINATION AND  
PROFILING OF BIKERS IN AZ  
WWW.HAMCZSON.COM**



PRESCOTT

THE JOURNEYMEN MC SUPPORT THE ACMC  
AND THE EFFORTS TO ABOLISH UN-CONSTITUTIONAL  
TREATMENT OF AMERICAN CITIZENS IN ARIZONA.



**Medieval Maidens MC**  
We pledge our support to the ACMC  
for it's work on anti-discrimination in  
the state of Arizona.

www.MedievalMaidensMC.com

**FOR FEDERAL CASE USE ONLY**

DEFENDANT, in person or by an authorized representative, alleges: (use for Federal Restoration of Civil Rights only)

5. A Judgment of Guilt was entered against the defendant on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, on the conviction of: \_\_\_\_\_, in the:

- Federal District Court for the district of: \_\_\_\_\_
- Received from the Director of the Federal Bureau of Prisons an absolute discharge and has attached a copy of all supporting documents.

\* Federal Case use only – Complete all required information on page 1 (disregard questions 1 – 4). Complete the required information for question 5, sign, date and attach to the first page of the Application.

Defendant's Signature \_\_\_\_\_ Date \_\_\_\_\_  
\* Required for Federal Case use only\*

SUPPLEMENTAL INSTRUCTIONS  
RESTORATION OF CIVIL RIGHTS APPLICATION

Please read and follow the instructions in the Application packet carefully and completely. Information needed from the court record to fully complete the Application is available at the Customer Service Center located at 601 West Jackson, Phoenix. Hours are 8:00 a.m. to 5:00 p.m., excluding Holidays and weekends. Further information may be found at: <http://www.clerkofcourt.maricopa.gov/copies.asp>

Persons sentenced to prison *must* obtain a copy of an Absolute Discharge from the Department of Corrections (DOC). DOC is located at 1601 West Jefferson, Phoenix, AZ. The Department of Corrections may require proof of payment of all financial obligations. If required, you may request a payment history report by contacting the Criminal Financial Obligations Section of the Clerk's Office at 602-506-8621. Further information may be found at: <http://www.azcorrections.gov/adc/email.asp>

Persons sentenced to a term of probation may also have outstanding balances remaining on financial sanctions imposed by the court. A payment history report may be obtained by contacting the Criminal Financial Obligations Section of the Clerk's Office at 602-506-8621.

RESTORATION OF CIVIL RIGHTS  
RESTORATION OF GUN RIGHTS  
SET ASIDE JUDGMENT OF GUILT

Listed below are the ways in which a person can apply to the Superior Court to set aside a judgment of guilt, and/or restore civil rights in Arizona. The attached Application must be completely filled out, dated and signed. If requesting a Notice of the hearing date, an email address must be provided. If required, an Absolute Discharge from the Department of Corrections must accompany the application.

Before proceeding there are three (3) important points to be considered:

1. If you were convicted of a misdemeanor, you never lost any of your civil rights; therefore, part of the process described doesn't apply to you.
2. Questions concerning convictions in justice courts or magistrate courts (city) must be asked directly to the court where the convictions occurred.
3. If you were convicted of multiple offenses, the court must act on each one separately in one of the following ways:
  - a. If you had more than one case number you must prepare and file a separate application for each case number.
  - b. For each case number or count listed, you must note if it was a felony or misdemeanor.
  - c. If you had two or more counts under any case number (i.e., CR123456, Counts II and IV), the respective count number must be written in on the last line in #1 on the application, after the words "on the conviction of..."

**EXAMPLE:**

"On the conviction of Count II, possession of marijuana, class 6 misdemeanor; Count IV, burglary 3<sup>rd</sup> degree, class 5 felony

**NOTE:** Be sure to answer question #3 on the application

# SONS OF HELL MC MARDI GRAS

Friday March 17th was the Sons of Hell MC's first annual Mardi Gras party held at their clubhouse in Yuma. The event kicked off at 7 PM with events scheduled every 30 minutes to keep the action moving. The door was \$10 and included was multiple dishes of New Orleans Cajun favorites such as; gumbo, jambalaya, chili, and of course Mardi Gras beads. On tap was world famous Hurricanes that flowed all night with ice cold drinks of one's choice behind the bar. By 8:30, the place was packed with independents and Club members from Yuma and across the State.

The games were unique to say the least; a slow race on BMX bikes with beer cans taped to the floor as obstacles, a tank slide (similar to curling but with a gas tank?), best costume, helmet toss, and most Mardi Gras beads award. All games had \$40 cash prizes for male and female winners and the Sons had two raffle drawings for \$300 cash. Chicken shit bingo was ran by the Privateer Riders MC and all proceeds

went to Saddles of Joy, a local non-profit which helps disabled children through therapeutic horse riding. Toward the end of the night, all of the Clubs kicked in \$20 each and entered one member to determine who the Yuma County, MC Slow Race Champion of 2012 would be; congrats to Buff with the Rough Riders MC, although he should've been disqualified for staying sober. The party lasted til around midnight with no interference or harassment by interested parties that may have been concerned for "public safety". Special thanks goes to: ALMA MC, Hooligans MC, Rough Riders MC, Privateer Riders MC, Christian Motorcycle Association, Border Jumpers MC, Desert Road Riders MC, and the countless independents that made the event a success. This will definitely be annual event in Yuma. On a side note, the Sons of Hell MC are in the process of relocating to a different location with information to come as soon as a final decision is made.



## ABC'S OF GANG INTELLIGENCE, OR NOT!

By Kat Grover

As I read a list of criteria by the **Minnesota Gang and Drug Oversight Council** most of the criteria looked curiously familiar to how Motorcycle Clubs are defined today by Law Enforcement, Government and the General Public. Some of the criteria included "admitting gang membership or association, being in a **photograph** with known gang members and being **identified** as a gang member by a **reliable source**". I am guilty of ALL three. The State law in Minnesota stated that to be a "confirmed gang member, someone must be at least 14 years old, been convicted of a gross misdemeanor or felony-level crime involving narcotics or crime against persons offense, and meet at least 3 of the 10 gang identification criteria". I have no convictions so I would not be in the Gang Pointer File but, I still fit the criteria to get into GangNet. **What are the "gang" identification criteria and what makes someone categorized as a "confirmed gang member" you might ask?**

In 1997, the Minnesota Legislature directed the **Minnesota Bureau of Criminal Apprehension to create a database of gang members**. Also started that year was the Minnesota Gang Strike Force, the

predecessor of the Metro Gang Strike Force. A state law enforcement coordinating panel called the **Gang and Drug Oversight Council** came up with these **10 criteria for inclusion**: "1. Admits gang membership or association. 2. Is observed to associate on a regular basis with known gang members. 3. Has tattoos indicating gang membership. 4. Wears gang symbols to identify with a specific gang. 5. Is in a photograph with known gang members and/or using gang-related hand signs. 6. Name is on a gang document, hit list or gang-related graffiti. 7. Is identified as a gang member by a reliable source. 8. Is arrested in the company of identified gang members or associates. 9. Corresponds with known gang members or writes and/or receives correspondence about gang activities. 10. Writes about gangs (graffiti) on walls, books and paper".

The law said the **Bureau of Criminal Apprehension (BCA)** would create and maintain "a computerized criminal gang investigative data system for the purpose of assisting criminal justice agencies in the investigation and prosecution of criminal activity by gang members." To be entered into the **Gang Pointer File** Minnesota State law further defined a "confirmed gang member," as someone **who must be at least 14 years**

**old, been convicted of a gross misdemeanor or felony-level crime involving narcotics or crime against persons offense, and meet at least 3 of the 10** gang identification criteria as developed by the Gang and Drug Oversight Council. After the Pointer File was created, "it was clear we needed to have a system in place to collect the data **prior to the 3 of 10 criteria** being met," Sheriff Bob Fletcher said. **The Ramsey County sheriff's office started GangNet** in 1998 with a grant from the Department of Public Safety. GangNet was created as a repository of information about **possible gang members**. What are the **criteria for law enforcement** to enter a person into **GangNet**? Meet **1 of the 10 criteria** AND be someone who **must be at least 14 years old**. Gang Members were not required to have been convicted of a felony or gross misdemeanor.

After an independent report urged changes to this law enforcement database of possible gang members, the Ramsey County sheriff's office has deleted more than one-third of the names and added a parental notification component for juveniles. In the past, names in GangNet were purged when individuals met no new criteria in 10 years. Now, names will be purged if new criteria aren't met in five years. This prompted deletion of about 6,000 names, stated Fletcher in a meeting of Minnesota's Gang and Drug Oversight Council. Sheriff Bob Fletcher stated the change of purging timeline to five years "strikes the right balance between law enforcement's need to know about who is involved with gang activity and individual rights."

The current Sheriff Matt Bostrom said in August 2011, "that it wasn't the best vehicle for law enforcement to share information about the state's most violent offenders". Then the GangNet, the controversial database system that tracks gang members in Minnesota based on a 10-point criteria system, is going out of commission on August 15 by order of Ramsey County Sheriff Matt Bostrom. The demise of GangNet does not mean the end of extensive law enforcement databases includ-

ing people not charged with or convicted of crimes, according to experts. The shutdown of GangNet offers insight into what can go wrong with such databases and raises questions about other efforts currently underway. You might ask: How do you get your name off either list? Names are **removed from GangNet** if there are **no new convictions or criteria in 5 years**. Then the person's name is **purged from the system**. Names are removed from the **Pointer File** if there are **no new convictions or criteria in 3 years**. Then the **person's name is purged** from the system. (With permission-copyright Pioneer Press)

Here is the current Minnesota Statute: (which is being revamped this year-2012) **Minnesota § 299C.091. Criminal Gang Investigative Data System**

**Subdivision 1. Establishment.** The bureau shall administer and maintain a computerized criminal gang investigative data system for the purpose of assisting criminal justice agencies in the investigation and prosecution of criminal activity by gang members. The system consists of data on individuals whom law enforcement agencies determine are or may be engaged in criminal gang activity. Notwithstanding section 260B.171, subdivision 5, data on adults and juveniles in the system and data documenting an entry in the system may be maintained together. Data in the system must be submitted and maintained as provided in this section. **Subd. 2. Entry of data into system.** (a) A law enforcement agency may submit data on an individual to the criminal gang investigative data system only if the agency obtains and maintains the documentation required under this subdivision. Documentation may include data obtained from other criminal justice agencies, provided that a record of all of the documentation required under paragraph (b) is maintained by the agency that submits the data to the bureau. Data maintained by a law enforcement agency to document an entry

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# October 19 - 21, 2012

# ACMC

ADULTS ONLY-NO ONE ADMITTED UNDER 18



## HOSTS

# RIOT ON THE RIVER

All types of Vendors  
Bike Games  
50/50 Drawing  
Raffle Tickets

Live Music  
Friday & Saturday

Soft Drinks & Beer  
\$1...yes \$1  
Food & Mixed Drinks Available

\$30.00 per couple for the week end  
\$20.00 per person for the week end  
\$10.00 for Saturday pass

Come with your Camper, RV or Tent. Take advantage of the nice park facilities, and the Gila River at the edge of the park known as "Winkelman Flats"

Take the 60 (Superstition Frwy) to Superior and head East on Hwy 177. Go until it ends at Hwy 80. Go straight across Hwy 77 and down into the Winkelman Flats City Park. The whole trip is miles from Mesa.

**THE DESERT EAGLES MC  
SUPPORT THE EFFORTS  
OF THE ACMC  
IN THEIR FIGHT AGAINST  
DISCRIMINATION**

## IT IS NOT ILLEGAL TO BE IN A MOTORCYCLE CLUB

support each club's events so as to not only benefit the charity, but to enjoy each other's friendship on the road.

Twice a year the "Sons" work together with two local bars to host Red & White Support Runs. Crazy Earls Tucson Red & White Support Run in March and The Mine Shaft Tucson Red & White Support Run in December. Both runs are the largest in town and the proceeds are partially shared with a charity as well. This has gained so much recognition in Yuma that the local Law Enforcement provides free surveillance and back up for the riders. The "Sons" have told them a million times, although this is very flattering that they care so much, it is not necessary and a waste of taxpayer dollars. Wanting to make it more interesting this year "Sons" thought it would be a lot more fun for all the participants if they could pick their own route. They were given a list of stops. They could go to 1 or all 15 in any direction they chose. Man, bikes were everywhere in town. You couldn't go any direction without seeing a group here and there!

When it comes to planning and executing events the "Sons" never cease to amaze the Yuma riders. In 2012 they added a Mardi Gras party with games, money prizes, and chicken shit bingo with a real chicken! OMG! Check their web page with pictures of the events! The charities for 2012 were: Saddles of Joy, Families in Need, Yuma Regional Medical Center School Fund, Down Bikers and helping two families that were brought to their attention with some special needs. They also attended events put on by other clubs. It's not just working on events that keep the "Sons" together. They plan to attend events in Yuma, Phoenix and Tucson as well as other Club functions throughout Arizona.

Just last July they decided to attend and support the "Too Broke for Sturgis" event put on by Abate of Arizona. During the event, a really unfortunate thing happened; a fellow from Phoenix shot his wife and killed himself in a domestic dispute. As unfortunate as this was, it had NOTHING to do with the Sons of Hell MC. Hours after a murder-suicide was discovered,

again, Law Enforcements' curiosity to know more about the SONS OF HELL MC, was too much for them to bear. They taped off the "Sons" camp about 11pm. Then they got all the club members and guests up and out of bed at gun point. We were in pajamas, underwear or whatever we wore to bed. They lined everyone up across from our camp in the dirt to get a good look at us. I didn't understand why they handcuffed a few guys and some women with zippy ties. I was glad they ran out of ties by the time the rest of us got out of bed. I never woke up to a swat gun in my face before. I thought it was a joke at first. When the enforcement officers didn't get the warm welcome they had hoped for, they took pictures of everyone's face and tattoos. Then they took our names and addresses. Officers laughed when the ladies asked for blankets to cover themselves or use the rest room. Being kept captive for about 4 hours didn't wear down the "Sons" spirit. The humiliation wouldn't break up the group, it just made them stronger. We tried to laugh and joke about how each other looked. Ladies huddled together to stay warm. We were all hoping this

didn't show up on U-tube. This pride was more than law enforcement could handle. They finally sent us back to bed and told us not to leave. No worries. We were too cold and tired for that.

The SONS OF HELL MC Yuma have done a lot of good in the community and have a lot of fun doing it. They have pride in themselves and what they do. Riding motorcycles, giving to others when they can, but most of all STAND UP for all Motorcyclist Rights! It is NOT illegal to be in a motorcycle club.

Next time you are on the road and see a Sons of Hell MC member give them the biker waive. They stand strong and tall for all they believe in. You will see them for a very long time. Now there is a new Charter in Tucson.

You can stay informed by checking their web page: [sonsofhellmcyu-maco.com/](http://sonsofhellmcyu-maco.com/)  
Check out facebook: [SonsofHell Yuma Az](https://www.facebook.com/SonsofHellYumaAz)

Once you have completed the application in its entirety, you may mail or deliver the application to:

Clerk of the Superior Court  
Criminal file Counter  
201 West Jefferson Street  
Phoenix, AZ 85003  
ATTN: Restoration of Civil Rights Clerk

### I. REPRESENTATION BY ATTORNEY

If you are represented by an attorney, you must submit and attach an authorization in writing allowing the attorney to act on your behalf. The attorney's address (including email address) must appear on the application.

### II. SUPERIOR COURT OF ARIZONA

A person convicted of a felony in Superior Court can apply to the court to set aside a judgment of guilt and restore civil rights.

- If you were placed on probation in the Superior Court of Maricopa County *and* successfully completed probation, complete all required information on the Application. Be sure to complete question #1 and #2 on the application. This information will be given to you by the Probation Office on request or by calling 602-506-7249. You may also obtain a copy of your probation release from the Clerk's Office, Customer Service Center at 601 W. Jackson.
- If you were sentenced to prison, or any Department of Corrections facility, you must obtain a copy of that Absolute Discharge and attach it to the application. The Absolute Discharge must be \*at least two (2) full years ago. Be sure to complete question #1 and #2 on the application.

\* If this is your first felony conviction and you served prison time, you are not required to wait two (2) full years before applying.

### III. FEDERAL COURT

A person convicted in the U.S. District Court in Arizona may apply to the Superior Court for restoration of civil rights *only*. Your application must include copies of your: Indictment or Complaint, Plea Agreement, Sentencing and Discharge paperwork (Contact the U.S. District Court for copies). You are required to provide proof (certified mail receipt) of notification to the Federal prosecuting attorney. Complete pages 1 (disregarding questions 1 - 4) *and* page 3 of the Application.

### IV. REQUEST TO POSSESS FIREARMS

Attach to your Application the "Request to Restore Right to Possess or Own Firearms". If you are requesting gun rights to be restored to you, please complete the entire top section of the Request. In the body of the Request, please state to the judge what you are wanting and why you want them. Sign and date the bottom of the Request and submit it with the Application.

### V. REQUEST FOR RECONSIDERATION

Attach to your Application the "Request for Reconsideration". If you are requesting reconsideration, please complete the entire top section of the Request. In the body of the Request, please state to the judge what you are wanting and why you are requesting reconsideration. Sign and date the bottom of the Request and submit it with the Application.

### VI. PROCEDURE AFTER FILING

Upon receipt of the Application, the Court will give notice to the appropriate state prosecutors as required by law. If an email address is made available, you or your attorney will receive a copy of this notice and will provide to you the date *on or after* your application will be considered. This is not an open hearing and the application is ruled upon in a closed session. No appearance is required. You will receive a signed copy of the Order granting or denying all or part of your request(s) at the address listed on the Application form.

If you have any questions regarding your rights, please refer to The Arizona Rules of Court or Title 13 of the Arizona Revised Statutes located at:

<http://government.westlaw.com/linkedslice/default.asp?SP=AZR-1000>

<http://www.azleg.state.az.us/FormatDocument.asp?inDoc=/ars/13/00905.htm&Title=13&DocType=ARS>

If you have a question regarding your application, you may contact the Restoration Clerk at 602-506-0478.

CIVIL RIGHTS VIOLATION COMPLAINT FORM

Name of complainant: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

The Law: "Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State ... subjects, or causes to be subjected, any citizen of the United States or other person ... the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law..." 42 USC § 1983.

The wearing of colors by members of motorcycle clubs is a means of identifying Club Members and symbolizes their common interests and beliefs. Prohibiting speech of this nature constitutes an attack on a particular viewpoint. Sammartano v. First Judicial District Court, in and for the County of Carson City, 303 F.3d 959, 971-72 (9th Cir. 2002).

In Sammartano, the Carson City courthouse enacted a rule to prohibit admission of those with "clothing, attire or 'colors' which have symbols, markings or words indicating an affiliation with street gangs, biker or similar organizations," because "such clothing or attire can be extremely disruptive and intimidating, especially when members of different groups are in the building at the same time." 303 F.3d at 964. The Ninth Circuit reasoned that the rule singles out bikers and similar organizations for the message their clothing is presumed to convey, and held that the rule impermissibly discriminates against a particular point of view - the view of biker clubs as opposed to garden clubs and gun clubs. Id. at 971-72.

Complaint Information

Provide names, address, phone number, organization, business, or any other identifying information of the PERSONS ACTING UNDER COLOR OF LAW to violate your rights. (Example: Officer Dom Foke, Small Town Police Department, badge #0666).

Describe in detail what the person acting under color of law (the police or their agents such as business proprietors) did and said regarding your wearing colors or being present at the location wearing colors. State date, time, location, names of persons present and what they might be able to testify to. Be prepared to make a truthful, accurate statement under oath.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Complete and mail to: Still Ray Fitzgerald, 1634 W. Pine Cone Way, Prescott, AZ 86303

Limited Power of Attorney

I \_\_\_\_\_ hereby  
give \_\_\_\_\_ power of attorney to claim, pick up  
and receive "my personal property including but not limited to my  
vehicle/motorcycle/trike

\_\_\_\_\_

which is being held at \_\_\_\_\_

All persons holding said property are to immediately release property to

\_\_\_\_\_

This power of attorney is limited to 30 days, after being signed, dated and witnessed.

Signed \_\_\_\_\_ Date \_\_\_\_\_

Witnessed by \_\_\_\_\_ Date \_\_\_\_\_

Witnessed by \_\_\_\_\_ Date \_\_\_\_\_

The form printed is for the benefit of Bikers from  
Aid to Injured Motorcyclists and Law Offices of Richard M. Lester

If In an accident call 1-800-On A Bike  
Accident Attorneys who Ride

Documentation of Discrimination

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_

NAME OF ESTABLISHMENT: \_\_\_\_\_

BUSINESS PHONE (with area code): \_\_\_\_\_

BUSINESS - FULL ADDRESS: \_\_\_\_\_

NAME / POSITION OF PERSON ENFORCING POLICY: \_\_\_\_\_

\_\_\_\_\_

WRITTEN STATEMENT OF DISCRIMINATION (use back if needed): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

YOUR NAME (please print): \_\_\_\_\_

YOUR PHONE (with area code): \_\_\_\_\_

YOUR SIGNATURE: \_\_\_\_\_

\*\*\* INCLUDE ANY PICTURES OF DISCRIMINATING SIGNS POSTED \*\*\*

Complete and mail to: Still Ray Fitzgerald, 1634 W. Pine Cone Way, Prescott, AZ 86303

Documentation of Incident/Profiling

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_

REASON GIVEN TO PULLOVER OR DETAIN: \_\_\_\_\_

\_\_\_\_\_

LOCATION WHERE IT OCCURRED: \_\_\_\_\_

NAME OF OFFICER AND POSITION: \_\_\_\_\_

\_\_\_\_\_

WRITTEN STATEMENT OF INCIDENT (use back if needed):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

YOUR NAME (please print): \_\_\_\_\_

YOUR PHONE (with area code): \_\_\_\_\_

YOUR SIGNATURE: \_\_\_\_\_

INCLUDE ANY PICTURES IF YOU HAVE THEM.

Send form to StillRay Fitzgerald at 1634 W. Pine Cone Way Prescott, AZ 86303

**ABATE OF ARIZONA**  
Fighting for your right to ride free.

# Too Broke For Sturgis

## 21ST ANNUAL BIKER PARTY

**JULY 27TH - 29TH, 2012**  
MORMON LAKE - AZ

18 years and older, proof of age required with or without parent/guardian

**ADMISSION:**  
\$30 per person for weekend pass • \$20 per person Saturday pass  
ABATE members get \$5 off per person for weekend passes

Featuring **Cell Phone Cowboys**  
BYOB No Cash Bar in the Arena  
Package Liquor available at the Lodge Bar & Store

**AVAILABLE ONSITE:**  
LOG CABINS • GENERAL STORE-GROCERIES • RV SPACES w/HOOKUPS • BEVERAGES & ICE  
GAS • RESTAURANT • COIN OPERATED SHOWERS • HORSEBACK RIDING

LIVE MUSIC Fri & Sat Nites • BIKE SHOW • CAMPING Fri & Sat Nites • EVENT PINS to the first 1500  
POKER RUN • POKER WALK • MS. TOO BROKE • WET T-SHIRT CONTEST • 50/50 RAFFLE  
TATTOO CONTEST • BIKE GAMES • PEOPLE GAMES

Mention ABATE for 10% discount on cabin and RV Hook-ups • For more info (928)354-2227 • FOR VENDOR INFO (520)371-1735  
NO 4 WHEELERS IN TENT AREA ~ NO ATTITUDES ~ NO REFUNDS

**NO OPEN CARRY OF WEAPONS**  
WWW.TOOBROKEFORSTURGIS.COM

## WHEN WRITING YOUR ELECTED OFFICIALS

Your Name

Your Address

Your City, State, Zip

[I have seen everything left justified and is acceptable although not formally correct. However be sure to skip a line here. A header is also acceptable for organization letter-head or stationary]

Date

[Date can be left or right justified. However be sure to skip a line]

Honorable Addressee Name  
Addressee Address  
Addressee Address [line 2 if needed]  
Addressee City, State, Zip

[I often include an email and/or Phone number, although not technically formal according to websites I have referenced]

Dear Representative or Senator, [Salutation or Greeting]

Introduction [Identify Self and any professional or personal experience relevant to the purpose of the letter. State the purpose, for example the issue and a proposed resolution. Formal letters are indented for each paragraph, but again the digital age and Internet often ignores paragraph indenting and have seen acceptable letters written without indents, and instead spaces between paragraphs]

Body Paragraphs [Limit to about three paragraphs. Cite data sources and recommend solutions to each problem, as well as, the effects of the problems. Provide an alternative that the legislator can work with rather simply stating a complaint or disagreement]

Conclusion [Ask for reply or action (be polite). I have even asked for alternative resolutions not stated, but always clearly state the grievance or resolutions that are unacceptable and why if the preceding body paragraphs. For example any resolution that continues to violate my 4th Amendment rights is unacceptable. Include a statement of follow up action and intentions on you yourself or organization.

Thank them for their time, efforts, consideration, etc... [Always maintain a polite and respectful tone. Stay on the high road. I know it can be difficult at times, but remember this letter whether electronic or hardcopy may be distributed and circulated and the content and tone reflects not just the author, but the organization the author represents.]

Respectfully, [Closing - End the letter with "Regards," or "Faithfully," if you do not know the person or well and "Sincerely," for those who you know by person. If there is a disagreement, "Respectfully," is appropriate.]

[Typically 3-4 Spaces and sign hardcopies here]

Your Name

Email Address [and/or]

Phone number [if different or not included in top right/header]

Tip 1: Try to keep to one page, I have reduced to the font to ten, shrunk the margins to 0.75" and made the addresses "in-line" to accomplish, which are technically incorrect, but acceptable. You can always includes attachments rather than going into detail to save space.

Tip 2: Use the same format for emails as often one may print the content portion and then your contact information is then disconnected from the letter content or even addressee.

### IRREVOCABLE CONSENT AGREEMENT

I, \_\_\_\_\_, am a member of a club known as \_\_\_\_\_ that has adopted a distinctive insignia/patch. The patch is and shall remain property of the club irregardless if the member \_\_\_\_\_ purchased the patch with their own funds. No one is permitted to possess or wear this patch unless they are current members in good standing with the club. In the event my membership privileges are suspended or terminated, I agree to immediately surrender my patch upon request. I understand and affirm that my patch is solely club property and my consent is irrevocable. Further, I consent to the club's use of whatever legal means necessary to immediately regain their property and I agree to indemnify and hold harmless all members, the club and any third parties who are involved in regaining possession of the club property, including court costs, attorney fees and all litigation expense. Time is of the essence in regaining club property to prevent confusion among members, the public and for the protection of the club property.

I hereby irrevocably agree to all the above this the \_\_\_\_\_ day of \_\_\_\_\_, 2010.

Member/Probate/Other \_\_\_\_\_

Club Officer \_\_\_\_\_

# ACMC Runs, Events and Happenings



Compiled by Kat

## May 2012

### May 5th.....ALMA MC'S CINCO DE MAYO FIESTA

ALMA MC's 3rd Annual Cinco de Mayo Fiesta. \$10 includes meal and poker walk. May 5th, 2012. The fun starts at 4pm. ALMA MC Clubhouse 27th Ave & McDowell. Buy tickets early and be entered in a \$100 drawing. [www.ALAMMC.com](http://www.ALAMMC.com), [Soy.Chapo@gmail.com](mailto:Soy.Chapo@gmail.com).

May 5th.....ACMC Meeting  
To All ACMC Members: Next ACMC Meeting is May 5th at 12 noon. Please send at least 2 representatives from your Club or Organization who has the authority to vote, if needed. The ACMC Meeting will be hosted by Hells Angels MC Tucson at their Clubhouse at 2819 S. 12th Ave Tucson, AZ. Anything to address at the meeting please contact Still Ray. His info is on the Contacts Page of this website. If you have business with the ACMC please also contact Still Ray-Chairman. Any questions or concerns please contact a Board Member. [www.azcmc.com](http://www.azcmc.com).

Following Directly after the ACMC meeting at the same location - Hells Angels Tucson Clubhouse: 2819 S. 12th Ave - Tucson.

Eddie & Mark's Cinco de Mayo Birthday Extravaganza.  
Date: May 5th - 2012 Around 2pm - after the ACMC meeting. Suggested Donation: \$10. Great Mexican Food by Chef Brian \* Margarita Specials \* Live Music \* Refreshments Available.

Germany Biker News - Largest Biker Mag in attendance covering this Southern AZ Event. Taking photos/interviews for possible future overseas publication.

For those who may want to stay on to the evening we will have the "Mayweather VS Cotto" on our Big Big Screen.

And if you want to spend the night in Tucson - we have numerous hotels/motels within close proximity.

For questions, additional information, or hotel list please email: [onepercenter@hotmail.com](mailto:onepercenter@hotmail.com)

May 5th....20th Annual Run to the Border Southern Arizona Harley Riders MC 20th Annual Run to the Border, May 5 gates open at 8 AM, \$10.00 per person, Free Dry Camping on site, B & B hotel in Bisbee \$75.00 a night with Breakfast and shuttle to the Rally, RV park with in 4 miles from Rally Site with full hookups price TBD, Rally held at the Western Junction (formaly Mikes arena) just outside Bisbee, AZ, 3 live bands, bike show, bike games, dunk tank, wet Tshirt contest, 50/50, Charity Auction, Bon Fire, vendors, and more. Contact Suzi Q, call or text 520-249-3939 or email [suzibrack@powerc.net](mailto:suzibrack@powerc.net) see our website for more details [www.sahr.us](http://www.sahr.us).

### May 6th.....AZ Nomads May Day Poker Run

May Day Poker Run. Sign-ups from 9am-10am at Gurley Street Sportman Bar in Prescott. 2nd stop Jackass Bar in Prescott Valley. Last stop Billy Jack's Bar in Humboldt. Last bike in at 3pm. There will be a band at Billy Jacks for the last stop.

### May 10-13th....27th Annual NCOM Conference

Come to commiserate with your brother and sister bikers at the 27th Annual National Coalition Of Motorcyclists on May 10-13 2012 in J W Marriott 10 S West Street Indianapolis, IN 46204. reservations call 800-266-9432 or go to: <http://resweb.passkey.com/go/motorcycle>.

PRE-REGISTRATION IS NOW TO RESERVE YOUR PLACE IN HISTORY \$80.00 Convention Registration( includes Silver Spoke Award Banquet). Please circle main course preference: Chicken Beef Vegetarian. If you do not choose - a beef entree will be provided for your dinner. \$45.00 Registration ONLY (Banquet not included). MAKE Checks payable to RICHARD M LESTER and Mail to: NCOM- 7334 Topanga Canyon Blvd. Ste 200, Canoga Park, CA 91303. PRE - REGISTRATION MUST BE RECEIVED BEFORE APRIL 30, 2012. Note: your Convention packet WILL NOT be mailed to you. Upon arrival at the NCOM Convention check in at the Pre-registration booth in the hotel lobby to pick up your wristband and convention information. THIS WRISTBAND MUST BE WORN for admittance into all workshops and seminars. No one will be admitted without it. You will also receive you Banquet ticket(s) if your pre- registration included the Silver Spoke Award Banquet on

Saturday evening. You will need your banquet ticket to be admitted into the Sil

ver Spoke Awards Banquet. ALL

MOTORCYCLISTS WELCOME. Go to: <http://resweb.passkey.com/go/motorcycle>. FMI: Steve Muskrat at 520.426.0069.

May 12th...D O & VIII PARTY  
DEVILS OWN VIII SOCIETY PARTY  
3PM - 7PM AT JAKES O MINE 1/2  
PRICE BLOWJOBS AFTER PARTY AT  
VIII SOCIETY CLUB HOUSE COME  
PARTY WITH THE DEVILS AND VIIS  
PACK ROLLS OUT AT 7PM 10 SINGLE  
15 COUPLE SINGLE GIRLS  
FREE.

### May 12th..... Motorcycle Awareness Event

MMA Red Mountain District May 12th, Saturday from 10am-3pm at El Dorado Bar and Grill at 8708 E McDowell Road (West of 101 on McDowell) come support MMA Red Mountain District sponsoring 1st Annual Motorcycle Safety Awareness Month Event. "Come help us remind all drivers and road users to safely "share the road" with motorcyclists". Live Music by Unknown Associates (Evil Twin Band). All you can eat Taco bar-100% of the proceeds donated to MMA. Food and Drink Specials. Door Prizes. 50/50 Drawing. Bikini Bike Wash. Vendors. FMI: Tammy Barber at 480-440-5578.

May 17th.....The Huns Aspen Cash  
The Alamogordo Chapter of The Huns of the Southwest is attending a special three day event in Ruidoso, NM where they will have a booth. All are invited to see our Brothers in New Mexico from May 17th through the 20th. For more information call Mr. Ed @ 575.491.0464.

### May 19th.... Sho Ryders MC 9th Annual BBQ

Come enjoy our famous BBQ and celebrate through the night with the Sho Ryders for our 9th Annual. [www.shoryders.com](http://www.shoryders.com) or [tipzee@shoryders.com](mailto:tipzee@shoryders.com).

### NEW LOCATION:

Redline Sports Bar and Grill  
445 W. Wetmore Rd., Tucson, AZ  
Time: 12:00pm to 5:00pm

All you can eat BBQ ( \$10 donations), Bike Show, Trophies, Jumping Castle, Vendors, 50/50, Prize Raffles.. and more.

After Party  
Location: Redline Sports Bar and Grill  
Time: 9pm - Till  
Trophies for Most Represented

May 19th.....Jester Memorial Run  
MMAVV  
17Th Anual Jester memorial Run

5/19/2012

Presented by the MMA of Verde Valley.

Poker Run (High/Low hand) 50/50 and Raffles Run Shirts and Pins available.

Come out and show support for our lost Brother and Sisters. Registration 8:30am KA Cycles 595 S 6th st. Cottonwood. Presentation starts @ 10am Kick stands up @ 10:30am Enjoy a scenic ride thru the Verde Valley and Sedona. [TPaynehogs@yahoo.com](mailto:TPaynehogs@yahoo.com).

### May 19th....RUN TO THE HILLS Abate-Yavapai

On Saturday May 19th, Run to the Hills 2 Jerome Arizona hosted by Abate of Arizona Yavapai Chapter. \$10 person camping included. Vending available. Gold King Mine 1000 Perkinsville Rd Jerome, AZ. Gates open at 10am. 21 and over ONLY. Bike show, People games, Wet T Shirt Contest, Live Classic Rock, Treasure Hunt, Raffle. OLD SKOOL Bring Your Own Everything!!! Brought to you by Abate Yavapai Chapter. Email [Longhair@NorthernArizonaProductions.com](mailto:Longhair@NorthernArizonaProductions.com) or [ralo@NorthernArizonaProductions.com](mailto:ralo@NorthernArizonaProductions.com).

May 19th... 5 Years--Remembering Waldo WE'RE HAVING A PARTY!!!! On May 19th, 2012 join in the "Remembering Waldo" and mark the 5 year Anniversary of his passing. What better way then with a Party. 10-2-55 to 5-4-07. Starts at 1pm until ?? Kid Chilleen's Steakhouse 33125 S Coldwater Rd Black Canyon City, AZ 85324 (on I-17 at Exit 244). Live Music, FREE ADMISSION, Everyone welcomed! Share some memories and pay your respects to a man who has left a lasting mark on AridZona's Biker Community. Charity-Welcome Home from her last deployment. FMI: 480-855-4023.

### May 25th.....Sons of Aesir MC Bike Night

Sons of Aesir MC is hosting a Bike night at the Steel Horse Saloon. 7pm until whenever. Entertainment by Rizon, 1818 West Bell Road, Phoenix, AZ 85023 FMI: [az.hooligan.dave@gmail.com](mailto:az.hooligan.dave@gmail.com) [sonsofaesirmc.com/upcoming-events--useful-links.html](http://sonsofaesirmc.com/upcoming-events--useful-links.html)

May 25th... Limey Riders Open house  
Details: At our clubhouse..6739 N 60th Ave. E.Z. FMI: email: [oldhippy13@gmail.com](mailto:oldhippy13@gmail.com)

May 26th.....Spartan Riders- OPEN HOUSE  
Spartan Riders MC Glendale - OPEN HOUSE- Saturday nite 6002 West Maryland Ave, Glendale AZ.starts at 7pm til whenever...as always food is free, bever

# ACMC Runs, Events and Happenings

ages and a good time... [www.spartanridersmcglendale.com](http://www.spartanridersmcglendale.com) or [jc@spartanridersmcglendale.com](mailto:jc@spartanridersmcglendale.com).

May 26th.... LOOSE CANNONS M.C. CANNON BALL  
our 4th annual cannons ball run is a poker run. last stop is at apache junction charters clubhouse 2221 w ohio st. food, 50/50, door prizes, \$100.00 to the high hand. this is going to be one hell of a great time. come on out. FMI: [Alibi loosecannon-smc1@hotmail.com](mailto:Alibi loosecannon-smc1@hotmail.com).

May 26th....The Huns Memorial Party  
The Tucson Chapter of The Huns of the Southwest is holding its annual Memorial Party in celebration of Brothers passed. All are invited. For more information call Fester @ [thetraveler333@gmail.com](mailto:thetraveler333@gmail.com). Or [thehunsmc.com](http://thehunsmc.com).

May 26th.... SPRING BREAK OUT - MESA 81  
Your browser may not support display of this image.  
MESA HELLS ANGELS SPRING BREAK OUT PARTY & BIKINI BIKE WASH. - CLUB 910 - 910 N McKLIN-TOCK DR, TEMPE. LIVE MUSIC BY WISKEY DOGZ. BIKE WASH STARTS AT 5PM, BAND STARTS PLAYING AT 6PM. 81 SUPPORT GEAR, DRINK SPECIALS.

May 26th.... Memorial Day  
Memorial Day Run "S" Chapter Viet Nam Vets/Legacy Vets MC & Sorry Gulch Saloon Present 2012 Memorial Day Run. Sat 26 May. 4:00pm - ?? 5pm-FOOD, 6pm-LIVE Music, 526 West Fry BLVD.,Sierra Vista. \$5 cover. There will be special bike parking, Band, & plenty of giveaways.

## JUNE 2012

June 9th.... The Huns Heatstroke Drag Races  
The Tucson Chapter of The Huns of the Southwest invites all to attend its annual Heatstroke Drag Races that benefits the American Diabetes Association at the Southwestern International Raceway (SIR) AT 1130 S. Houghton Rd., south of Tucson. For more information Call Fester @ [thetraveler333@gmail.com](mailto:thetraveler333@gmail.com). Or [thehunsmc.com](http://thehunsmc.com).

June 9th.... LRMC Beach Party  
Celebrating Pop's 91st Birthday! 6739 N 60 Ave..1 Blk S of Glendale Ave..7PM. FMI: E.Z. at [oldhippy13@gmail.com](mailto:oldhippy13@gmail.com)

June 9th.... BIKINI BIKE WASH PARTY-MESA 81 - MESA HELLS ANGELS BIKINI BIKE WASH PARTY. 12PM-4PM, RUBS SPORT GRILL - 2103 W GUADALUPE RD, MESA. \$5 DONATION. LIVE MUSIC, SUPPORT GEAR, DRINK SPE

CIALS.

June 16th.... The Huns BAR-B-QUE  
The Alamogordo Chapter of The Huns of the Southwest invites all to attend its First Annual Bar-B-Que Fundraiser. Place and location will be announced soon. For more information call Mr. Ed @ [575.491.0464](mailto:575.491.0464). or [mr.ed@tularosa.net](mailto:mr.ed@tularosa.net) or [thehunsmc.com](http://thehunsmc.com).

June 23rd.... PHX Birthday Bash  
Come celebrate the birthday of a few of our members. For more information visit our website... [www.HAMCPHX.net](http://www.HAMCPHX.net).

June 23rd.... DO IT IN THE DARK  
Save the date. Will be back with details or visit:  
<http://www.lostdutchmanmc.com/Home-1.html>.

June 23rd.... BIKINI BIKE WASH PARTY-MESA81  
MESA HELLS ANGELS BIKINI BIKE WASH PARTY - 4PM-8PM. JIMBO'S GOOD TIMES GRILL, 6102 E MAIN ST, MESA. \$5 DONATION. LIVE MUSIC, SUPPORT GEAR, DRINK SPECIALS.

June 29rd.... Sons of Aesir MC Bike Night  
Sons of Aesir MC is hosting a Bike night at the Roosters. 8pm until whenever. 3731 E. Main Street Mesa, AZ 85205. FMI: [sonsofaesirmc.com/upcoming-events--useful-links.html](http://sonsofaesirmc.com/upcoming-events--useful-links.html)  
Hooligan Dave at [az.hooligan.dave@gmail.com](mailto:az.hooligan.dave@gmail.com).

## JULY 2012

July 1st....AZ Nomads Run to the Pines  
July 1st, 2012, 4th of July Party. Run in the Pines.The location is the Sportsman Chalet Bar & Grill in Strawberry Az. The address is 5081 North Highway 287. The party will start at noon and go till it's over. We encourage everyone to beat the heat and come support and party with the Az Nomads.

July 7th.... ACMC Meeting  
To All ACMC Members: Next ACMC Meeting is July 7th 2012 at 12 noon. Please send at least 2 representatives from your Club or Organization who has the authority to vote, if needed. The Next ACMC Meeting will be hosted by ALMA MC at their Clubhouse at 1446 N. 27th Ave. Phoenix, AZ 85009. 27th Ave/McDowell. Anything to address at the meeting please contact Still Ray. His info is on the Contacts Page of this website. If you have business with the ACMC please also contact Still Ray-Chairman. Any questions or concerns please contact a Board Member. FMI: [www.azcmc.com](http://www.azcmc.com). Or Con

tact: [katmmmc@yahoo.com](mailto:katmmmc@yahoo.com).

July 7th.... The Huns Club & Country  
The Sierra Vista Chapter of The Huns of the Southwest will be holding its Annual Club & Country celebration at the Sorry Gulch Saloon in Sierra Vista. For more information call Greezy @ [520.226.5882](tel:520.226.5882). or [ceanogrady@yahoo.com](mailto:ceanogrady@yahoo.com) or [thehunsmc.com](http://thehunsmc.com).

July 14th.... SUMMER BLAST PARTY-MESA81  
MESA HELLS ANGELS SUMMER BLAST PARTY - STARTS AT 7PM - DETAILS TO BE ANNOUNCED.

July 14th.... Spartan Riders- OPEN HOUSE  
Spartan Riders MC Glendale - OPEN HOUSE- Saturday nite 6002 West Maryland Ave, Glendale AZ.starts at 7pm til whenever...as always food is free, beverages and a good time...FMI: [www.spartanridersmcglendale.com](http://www.spartanridersmcglendale.com) or [jc@spartanridersmcglendale.com](mailto:jc@spartanridersmcglendale.com).

July 21st.... 5th annual beat the heat  
Loose Cannons m.c. presents there 5th annual beat the heat poker run. this is our biggest and best. food is great. \$100.00 goes to highest hand, door prizes. 50/50..... last stop is at our clubhouse, 2221 w ohio st apache junction AZ 85220. FMI: [Alibi at loosecannonsmc1@hotmail.com](mailto:Alibi at loosecannonsmc1@hotmail.com).

July 21st.... The Huns Hawg Roast (North)  
The Mammoth Chapter of The Huns of the Southwest invites all from the valley and Tucson to get out of the beat and join us for the Annual Hawg Roast and the celebration of the passing of our Brother "Owl". The event will be in the mountains at Show Low, AZ. For more information call Buck @ [520.360.6514](tel:520.360.6514). OR [thehunsmc.com](http://thehunsmc.com). OR [buckskin0369@yahoo.com](mailto:buckskin0369@yahoo.com).

July 27th.... Sons of Aesir MC Bike Night  
Sons of Aesir MC is hosting a Bike night at the Dodey's Bar. 7pm until whenever. Wet T-shirt Contest / Best Booty Contest. 3114 E. Cactus Road, Phoenix, AZ 85032. Hooligan Dave at [az.hooligan.dave@gmail.com](mailto:az.hooligan.dave@gmail.com).

## AUGUST 2012

August 18th.... AZ Nomads Shootout Party  
August 18th, 2012 Shootout Party. More information to follow.

August 25th.... Spartan Riders OPEN HOUSE  
Spartan Riders MC Glendale - OPEN HOUSE- Saturday nite 6002 West Maryland Ave, Glendale AZ.starts at 7pm til

whenever...as always food is free, beverages and a good time. FMI: [www.spartanridersmcglendale.com](http://www.spartanridersmcglendale.com) or [jc@spartanridersmcglendale.com](mailto:jc@spartanridersmcglendale.com).

August 25th.... The Huns Enchilada Dinner - The Alamogordo Chapter of The Huns of the Southwest will be holding an Enchilada Dinner at the Knights of Columbus Hall in Alamogordo, NM. For more information call Mr. Ed @ [575.491.0464](tel:575.491.0464). [thehunsmc.com](http://thehunsmc.com) or [mr.ed@tularosa.net](mailto:mr.ed@tularosa.net).

## SEPTEMBER 2012

SEPT 8th.... ACMC Meeting  
To All ACMC Members: Next ACMC Meeting is Sept 8th 2012 at 12 noon. Please send at least 2 representatives from your Club or Organization who has the authority to vote, if needed. The Next ACMC Meeting will be hosted by The Huns MC Clubhouse at 531 E. Alturas in Tucson. Anything to address at the meeting please contact Still Ray. His info is on the Contacts Page of this website. If you have business with the ACMC please also contact Still Ray-Chairman. Any questions or concerns please contact a Board Member.

Sept 13th--15th.... The Huns Golden Aspen Rally - The Alamogordo Chapter of The Huns of the Southwest will be holding its Hill Climb in Ruidoso NM. All are invited to attend and show-off you speed and agility on the hill. For more information call Mr. Ed @ [575.491.0464](tel:575.491.0464). [thehunsmc.com](http://thehunsmc.com) or [mr.ed@tularosa.net](mailto:mr.ed@tularosa.net).

Sept 22nd... PARTY WIT DA PREZ  
Hold this date. More details to follow. Check back here or [www.ALAMAMC.com](http://www.ALAMAMC.com) or Chapo at [Soy.Chapo@gmail.com](mailto:Soy.Chapo@gmail.com).

Sept 22nd-23rd.... AZ Nomads Fall Colors Run  
September 22nd-23rd Fall Colors Run Weekend. More information to follow.

Sept 29th.... Spartan Riders OPEN HOUSE  
Spartan Riders MC Glendale - OPEN HOUSE- Saturday nite 6002 West Maryland Ave, Glendale AZ.starts at 7pm til whenever...as always food is free, beverages and a good time. FMI: [JC at jc@spartanridersmcglendale.com](mailto:JC at jc@spartanridersmcglendale.com). OR [www.spartanridersmcglendale.com](http://www.spartanridersmcglendale.com).

Sept 29th.... HOWL @ THE MOON  
This is our 4th annual howl at the moon poker run . This run will be ending at our clubhouse in apache junction az, 2221 w ohio st 85220. great food,\$100.00 to the high hand. door prizes. 50/50. lets ride and have a time to remember. FMI: [Alibi at loosecannonsmc1@hotmail.com](mailto:Alibi at loosecannonsmc1@hotmail.com).

# WE ALL ARE CONNECTED IN OUR MOTORCYCLE COMMUNITY: THE HISTORY OF ABATE

Easyriders magazine editor, Lou Kimsey, made a plea in issue #3, October 1971, for bikers to come together to fight impending restrictions by joining a new national organization called the National Custom Cycle Organization, but because of a conflict with the acronym the name was changed in February 1972 to A Brotherhood Against Totalitarian Enactments (ABATE). Easyriders began granting state charters around 1974, and Keith Ball was the original national coordinator (Keith was for many years the editor of Easyriders). ABATEs which came into existence around this same time were chartered in Kansas, Virginia, Maryland, Pennsylvania, South Carolina and New York. Also started were the Modified Motorcycle Organization (MMA) of California, the MMA of Massachusetts, the New Hampshire Motorcycle Rights Organization, Rhode Island Motorcycle Association, Connecticut Motorcycle Rights Organization, and the Wisconsin Better Bikers Association. Easyriders published their contact information and soon the network began to grow. Around this time biker author Bob Bitchin was granted the original charter for ABATE of California. Ron Roloff and others had already founded the MMA of California. Its interesting to note that Easyriders' original name for their rights group was similar to MMA's because the bigger threat, aside from the original federal helmet mandates, was that the U.S. DOT was investigating ways to restrict modified or customized "choppers" which they deemed unsafe, especially due to extended forks. The 60's fad of ridiculously high sissy bars also came about because the government started requiring "grab bars" for passenger safety. Bikers of those days began flaunting the law by building them as long and as garishly as they could get away with. As in most states, before bikers became politically organized, the clubs were the first to fight helmet laws and other restrictions. In

the previous decade, before the MMA or ABATE came into existence, people like the Hells Angels M/C and Ralph "Sonny" Barger had succeeded in keeping California helmet-law free even though Congress had passed legislation in 1966, requiring every state to pass a helmet law or lose 10% of their federal highway funds (sound familiar?). Rumors still circulate around Sacramento about 1,000 Hells Angels on the Capitol lawn (well, it seemed like a thousand) and more HAs camped out on the doorsteps of legislative opponents. But the old intimidation tactics were beginning to wear thin, and club leaders realized that they needed to legitimize their efforts by creating a more sophisticated political lobbying arm, in this case the MMA of California. Motorcycle helmet use bills were introduced in the California legislature in the early 70's, and the only individual who appeared in the committees to oppose them was Ron Roloff, who soon became the MMA's Business Manager and lobbyist. These bills never made it out of the committee, thanks to Ron's persistence and the club's opposition. Around this time, the American Motorcyclist Association (AMA) began to recognize the motorcyclist rights movement, and through the AMA News Editor (and future AMA President) Ed Youngblood, they established the AMA Government Relations Department.

As the rights movement grew, Don Pittsley, a member of the Huns M/C in Connecticut, convinced Congressman Stewart McKinney to introduce H.R. 3869, a bill to end the federal authority to withhold highway funds from states without helmet laws. In July 1975, Rob Razor of the AMA, Ron Roloff of the MMA and Ed Armstrong of ABATE presented the House Subcommittee of Surface Transportation with convincing testimony to repeal the mandates. Later that year, with California being sued by the DOT because

Governor Ronald Reagan refused to comply with the federal mandate, Roloff helped convince California U.S. Senator Alan Cranston to offer the language of the mandate repeal bill as an amendment to 1975 Federal Highway Act, which passed with overwhelming support from the California Congressional delegation because of the impending lawsuit, and was signed by President Gerald Ford on May 5th, 1975. Not bad for a bunch of rag-tag bikers with little or no previous political ambitions. Back in California, the MMA grew under Roloff's leadership, but one of his top Division Managers, "Deacon" Dave Phillips, became disenchanted with the internal structure and envisioned a more democratic organization, which was more responsive to the membership by being run from the members up instead of from the leadership down. As the conflict peaked, Deacon broke away and, in 1981, was elected by the existing Board of ABATE of California to take over the founding charter from Bob Bitchin, who was doing little at the time to promote the organization. According to Deacon, the whole organization consisted of a small box of receipts and a list of a few dozen members.

He also inherited several debts incurred by the original ABATE, so he closed down the organization. Then using a \$500 loan from an attorney named Richard Lester, he reincorporated as ABATE in California, and the membership voted to change the acronym to American Brotherhood Aimed Towards Education. (Later, after the debts were paid off, Deacon changed the name back to ABATE of California.) Ron Roloff joined as one of the first new ABATE members, although Roloff and Deacon never reconciled their differences and the schism between ABATE and MMA grew wider. Deacon was the first State Coordinator and, in accordance with the Articles of Incorporation,

received an annual salary of \$1.00 (one whole dollar) per year, still to this day the Executive Director's salary. Deacon also published the organization's first newsletters, which he claims were the sole purpose for ABATE's early existence – "to act as a source of information for the bikers," and disseminate relevant news from around the state and country. It wasn't until the children's helmet law came into existence in 1985 that ABATE of California had a helmet law to fight. Thus ABATE of California became a politically active organization. While Deacon paved the way, other leaders came forward. Rider John in Kern County, another MMA Division Manager from Orange County named Harry Roach, Dan and Rebecca Boyd, "Wheelchair" Mike, "Dresser" Bill Drury, Billy Bob Bruce, Russ Brown, and later John "Milky" Loudermilk, James Gregory, Nancy Nemecek, Bob Mannah, Bill Bish and a host of others who helped the fledging organization grow. With a few successes under our belt and spurred by successful political rallies, ABATE attracted others like John Paliwoda, Paul Lax and Mike Osborn who, along with many other activists, helped build and nurture ABATE into the political force it is today. And while it took many years to mend the problems between ABATE and MMA, we now enjoy a rich and very cooperative relationship. So there you have it. The roots of ABATE run deep in the hearts of those who accepted, and in turn passed on, the torch called Freedom of the Road. To all those who came before, we salute you. To our current leaders wondering where the future will lead us, remember that it's totally up to you!

Courtesy of Bill Bish, ABATE Board Member 1989 - 1996, 1999  
State Director, 1997 - 1998  
President, ABATE Local 1, 1987 - 1993



## It's time you did something more to protect your rights!

JOIN AND SUPPORT **Motorcycle Riders Foundation** REGISTER, VOTE, WRITE AND RIDE!

- Annual Individual Membership \$30
- 3-Year Individual Membership \$80
- Annual Sustaining Membership \$100
- Annual Joint Membership \$50
- 3-Year Joint Membership \$130
- New Member  Renewal Member # \_\_\_\_\_
- Freedom Fighter Donation:  \$10  \$25  \$ \_\_\_\_\_

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Date \_\_\_\_\_  
MRF# \_\_\_\_\_  
Exp. Date \_\_\_\_\_  
Member was given:  
 Pin  
 Patch  
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 Newsletter  
What issue? \_\_\_\_\_

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City	State	Zip	
E-mail Address			
Are you a member of a state motorcyclists' rights organization? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name:			

Mail with remittance to: Motorcycle Riders Foundation, Inc., 236 Massachusetts Ave. NE, Suite 204, Washington, DC 20002  
(202) 546-0983 • FAX (202) 546-0986 • <http://www.mrf.org> • [mrfoffice@mrf.org](mailto:mrfoffice@mrf.org)

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# FLORENCE PRISON RUN 2012



## NCOM COAST TO COAST LEGISLATIVE UPDATE FOR APRIL 2012

### NCOM COAST TO COAST BIKER NEWS

Compiled & Edited by Bill Bish,  
National Coalition of Motorcyclists  
(NCOM)

### MICHIGAN RIDERS WIN HELMET FREEDOM

Proving that persistence pays off, motorcyclists in Michigan shook off the sting of two previous gubernatorial vetoes of their helmet law repeal bills over the past few years and bounced back to win freedom of choice with the stroke of their new governor's pen.

"Michigan gained freedom today when Governor Rick Snyder signed the bill (SB 291) into law (Public Act #98) that repeals the 37-year old mandatory helmet law," announced Angel Richardson, Legislative Director for the Michigan Confederation of Clubs and a member of the National Coalition Of Motorcyclists (NCOM) Board of Directors. "The repeal is effective immediately!" she continued. "Thanks to everyone who made a phone call, sent a letter or a postcard, or sent an e-mail.....your efforts made a difference."

The Michigan legislature overwhelmingly approved the measure with broad bipartisan support, and with Gov. Snyder's signature on April 12th Michigan now joins 30 other states in amending their mandatory helmet law in favor of adult choice. "The new law modernizes Michigan's outdated mandatory helmet law, which was a holdover from bygone days leaving Michigan in the minority as one of only 20 states left enforcing an empty federal mandate," said Vince Consiglio, President of ABATE of Michigan.

The proposal to update Michigan's mandatory helmet law was introduced in the Senate by Senator Phil Pavlov (R) St. Clair. "Every year, millions of dollars leave our state because of Michigan's outdated mandatory helmet law," Pavlov said. "This bipartisan plan will keep our dollars here, attract even more tourists to Michigan and help our state in these tough economic times."

Allowing motorcyclists to ride helmet-free could also generate more than \$1 billion in direct and indirect revenue, according to a recent Michigan Consultants study.

The new law gives Michigan the strictest requirements for riding helmet-free of any state that has modified mandatory helmet laws for adult choice. To ride helmet-free in Michigan, motorcyclists must:

- \* Be at least 21 years old.
- \* Have at least two years of riding experience or undergo special safety training.
- \* Carry at least \$20,000 in additional medical insurance.

"On behalf of the NCOM Board of Directors we congratulate the State of Michigan on a job well done and to all who supported them," said James D. "Doc" Reichenbach II, Chairman of the NCOM Board.

### NEW VIRGINIA LAW ALLOWS MOTORCYCLISTS TO RIDE SIDE-BY-SIDE

Motorcyclists are eager to legally cruise side-by-side now that Governor Bob McDonnell has signed legislation permitting them to ride two abreast in a single driving lane in Virginia.

House Bill 97, sponsored by Delegate Tony Wilt (R-Harrisonburg), passed overwhelmingly 87-10 in the House and 38-2 in the Senate, and will now allow two-wheeled motorcycles to drive alongside each other in one lane. State law currently prohibits motorcyclists from riding next to one another, and violators can be charged with reckless driving.

"The bill allows riders to use their own judgment in determining when it is appropriate to ride beside someone, but does not require them to do so," said Del. Wilt. "One goal is to eliminate the harsh punishment placed on riders for doing something as innocent as pulling aside another rider while stopped or taking off together after being stopped."

Virginia will become the 49th state to accommodate two-abreast riding when the

new law takes effect July 1. Vermont remains the only state to prohibit the practice.

### KENTUCKY MOTORCYCLE LICENSING MEASURE PASSES

"HB 328 was signed into law by Governor Steve Beshear on April 11th, 2012," announced Jay Huber, State President of the Kentucky Motorcycle Association in a legislative alert to KMA/KBA members. "In short this bill does two things: Stops the cycle of people riding around on a permit for years and years along with providing a way for 16 and 17 year olds to once again get a motorcycle license."

According to the bill's digest, the new law will "allow a person who has received an intermediate operator's license to apply for a motorcycle instruction permit; make a motorcycle instruction permit good for 1 year, with the ability to renew the permit 1 time, allow a person whose motorcycle instruction permit has expired apply for a motorcycle operator's license if the person can present proof of successful completion of a motorcycle safety education course."

### MOTORCYCLE SAFETY ACT BECOMES LAW IN WISCONSIN

Governor Scott Walker signed AB55 into law, reports ABATE of Wisconsin, which not only clarifies penalties for right-of-way violations but also establishes motorcycle awareness training in Drivers-Ed courses.

AB55 provides a technical correction for 2006 Wisconsin Act 466, moving the penalty provisions from the courts to an administrative function of the DMV. All right-of-way violators that cause serious injury or death on Wisconsin's roadways will be subject to up to a one thousand dollar fine and up to a nine month license suspension and must complete a DOT approved right-of-way awareness class before being reinstated. Also, AB55 adds a mandatory minimum of thirty minutes of motorcycle awareness training in all drivers' education classrooms throughout the state.

"It is ABATE of Wisconsin's hope that the education and awareness portions of this law will help promote responsible driving on Wisconsin's roadways and make our roads safer for all roadway users," said the motorcyclists' rights organization in a prepared statement.

### FLORIDA FUNDS RIDER SAFETY

"This morning the Governor of the State of Florida signed into law the budget for the next fiscal year," reported ABATE of Florida State President James "Doc" Reichenbach, adding that "Included in the budget was \$250,000 to ABATE of Florida, Inc. for motorcycle safety."

In the past five years the Florida Legislature has put in the budget \$1,250,000 for motorcycle safety to be administered by ABATE. "Congratulations to the members of this great organization," Doc told the membership.

### BIKERS ROLL WITH "COLORS" LAWSUIT

Police claim that a group of bikers was pulled over for wearing improper helmets, but an attorney for the bikers claims they were stopped by state troopers because of their colors.

In a recently issued court opinion, U.S. District Judge Jerome Simandle in Camden, N.J. said two members of the Pagans Motorcycle Club and one Tribe M.C. member can proceed with their lawsuit stemming from a July 30, 2009, traffic stop in Burlington County, including malicious prosecution. During the stop, New Jersey state troopers ordered riders of six motorcycles to remove their "colors," the members' patched jackets, but the bikers refused -- leading to a federal lawsuit alleging actions by the troopers violated their constitutional rights.

"The court has basically said, 'Yes you have a right to wear a patch, these logos,' " said Norristown attorney Boyd Spencer, who represents the Eastern Pa. Confederation of Clubs.

The bikers were ticketed for not having approved helmets, and were told to remove their colors if they wanted to leave. The whole traffic stop, which lasted more than an hour, was captured by mounted cameras in the police cruisers.

"Now you're all going to take your jackets off, because on this highway, these are the only colors," one of the state troopers told the group after nearly 50 minutes had passed, referring to State Police blue and gold uniforms.

None of the bikers removed his colors, and at a later municipal court hearing, the helmets were found to be legal and a prosecutor dismissed the charges.

"We're looking ... for the court to rule the obvious: These people have a right to wear their colors," said Spencer, who is the Aid to Injured Motorcyclists (A.I.M.) attorney for Pennsylvania and New Jersey, and serves as legal counsel for the local Confederations of Clubs. "This is a widespread practice of police officers harassing people with (club) patches on," asserted Spencer, who contends his clients were stopped and detained by the troopers because of their colors. "It's not an isolated incident."

The state filed a motion to dismiss the

*continued page 19*

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CLEAN AND SOBER  
MC**

**SUPPORT ALL THE EFFORTS OF  
THE ACMC**



### The Huns of the Southwest

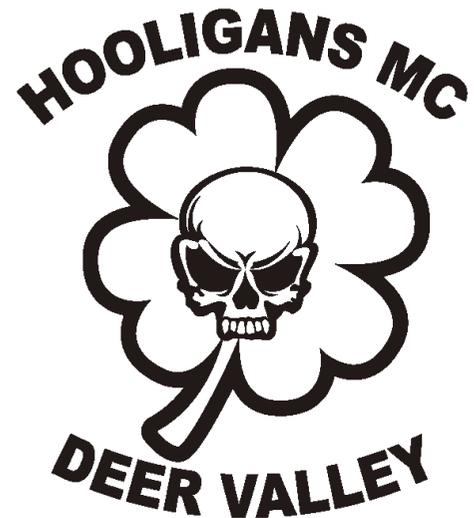
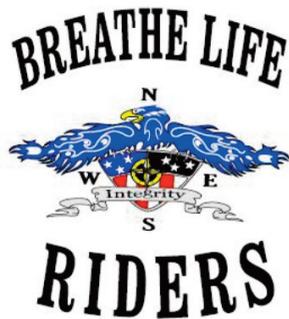


The Huns of the Southwest supports the efforts of the Arizona Confederation of Motorcycle Clubs (ACMC) in their endeavor to preserve the rights of all motorcycle riders. We also support the idea for a safer riding community by educating the public and making them aware of motorcyclists. This can be done with the guidance through this Motorcycle Rights Organization. We ask that you to give them your support.



### Breathe Life Riders

Supports the Arizona Confederation Of Motorcycle Clubs



### THE DESERT ROAD RIDERS MC

SUPPORT THE ANTI - DISCRIMINATION WORK THE ACMC IS DOING



### SOBER RIDERS MC

Supports efforts the ACMC  
Contributes to eliminate  
Unfair discrimination  
and Rights violations



### DESERT THUNDER MC

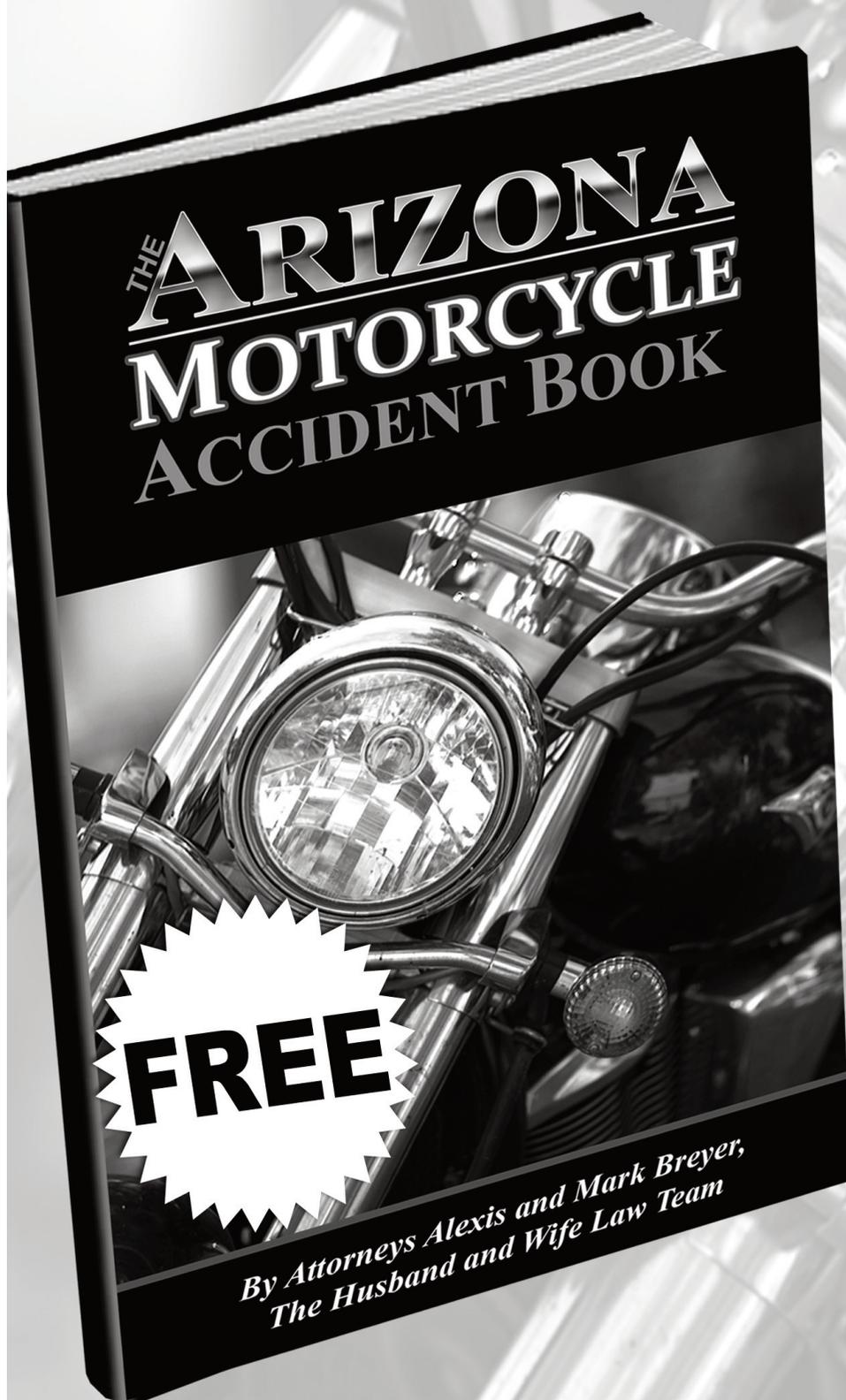
Supporters of the Arizona Confederation of Motorcycle Clubs and it's efforts in the Biker Community



# COCHISE RIDERS MC SUPPORT THE ACMC

# Attention Members of the Arizona Confederation of Motorcycle Clubs:

## KNOW YOUR RIGHTS!



- How much insurance do I need?
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Call us today for your FREE copy of the Arizona Motorcycle Accident guide at (602) 267-1280.

## AS POOH SEES IT



A couple of weeks ago I had the pleasure of seeing our justice system at work as it should. I was one of four who had the privilege of being called on to give testimony at a case involving members of another MC. I do not have the permission of the people I have failed to name here to use their names so as to show respect and consideration for them they will remain anonymous. It was obvious that the prosecution was trumping up charges and fabricating felonies. Again this should come as no surprise to any of you who read this for this is not the first time such has been done by Arizona's finest, our illustrious boys in black, the Gang Task Force. The people on trial were innocent. Hands down. But something dawned on me there while waiting for my turn on the witness chair. If so much trouble can be stirred up over total bullshit, why do we sometimes by our own behavior encourage these things to happen?

We already have TV series like the "Son of Anarchy" filling the public with all sorts of misconceived notions about our world. We should not encourage such things with our own behavior. Now I am a firm believer in that lies will only cover lies, and therefore the truth will always rise to the surface sooner or later. What I am getting at is, we can make it harder to tell lies about us if we send a message by our behavior that we are not as portrayed and therefore speed up the process of truth rising to the surface. In short it is not just through winning in court that the battle will be won. Nor is it only with the state and federal legislatures. It is in the example we set for the public. It is in the kindness we treat one another and the public that will be our biggest weapons. I am not suggesting we all become that which we are not, by any means. But I know it was the lack of threat and the ability for members of that jury to relate to us that made our testimonies valuable in the court case I first spoke of. Worry not of what others are, or are not doing to provoke us. Look to ourselves. Keep our side of the street clean. Man up. Omit when wrong. Amend poor behavior. Treat others with respect, consideration, and kindness. I believe our common cause will benefit beyond measure in the doing. Such behavior has never failed those with the courage to do so.

Love & Respect, "Poohbear"

Words are what men say and live by.

## GETTING INVOLVED:

### MOTORCYCLE DAY AT THE DOME

I was involved in the meeting with Representative Gowan along with 2 other members of Sober Riders MC and John Wentling.

We started the meeting by thanking Representative Gowan for his time. We presented him with many of the signed petitions that were recently gathered. We went on to tell him about a profiling incident we had in October 2011 and he then asked a few questions. When he realized that it was not only DPS having some profiling problems, but many different City law enforcement agencies also, the meeting changed a little.

He expressed concern because he thought it was only a DPS issue. He stated he will be calling a meeting with others, including some police associations and the Chiefs of

these law enforcement offices, to discuss what is going on. It sounded like he didn't want the weight of all these complaints to fall solely on the shoulders of DPS but rather spread it around where it belongs. He never denied or admitted that profiling is going on but was open and listened to what we had to say.

I left the meeting very encouraged that we are on the right track. I believe that Representative Gowan now understands that there is a problem, we are united, organized and working towards a change. I believe that Motorcycle Day at the Dome laid the ground work for more discussions to solve the issues we are having.

FULLSIZE  
Sober Riders MC East Valley President

Janice K. Brewer  
Governor

# Office of the Governor

\* MOTORCYCLE SAFETY AND AWARENESS MONTH \*

**WHEREAS**, motorcycle riding is a popular form of recreation and transportation for thousands of people across Arizona and our Nation; and

**WHEREAS**, the safe operation of a motorcycle requires the use of special skills developed through a combination of training and experience, the use of good judgment, and through knowledge of traffic laws and licensing requirements; and

**WHEREAS**, it is especially important that the residents of Arizona be aware of motorcycles on the streets and highways and recognize the importance of motorcycle safety; and

**WHEREAS**, all highway users are being encouraged to safely share the roadway throughout Arizona.

**NOW, THEREFORE**, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim May 2012 as

\* MOTORCYCLE SAFETY AND AWARENESS MONTH \*

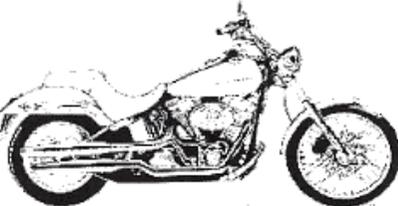
IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona



*Janice K. Brewer*  
GOVERNOR

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.  
ATTEST:

*Kim Blumh*  
Secretary of State



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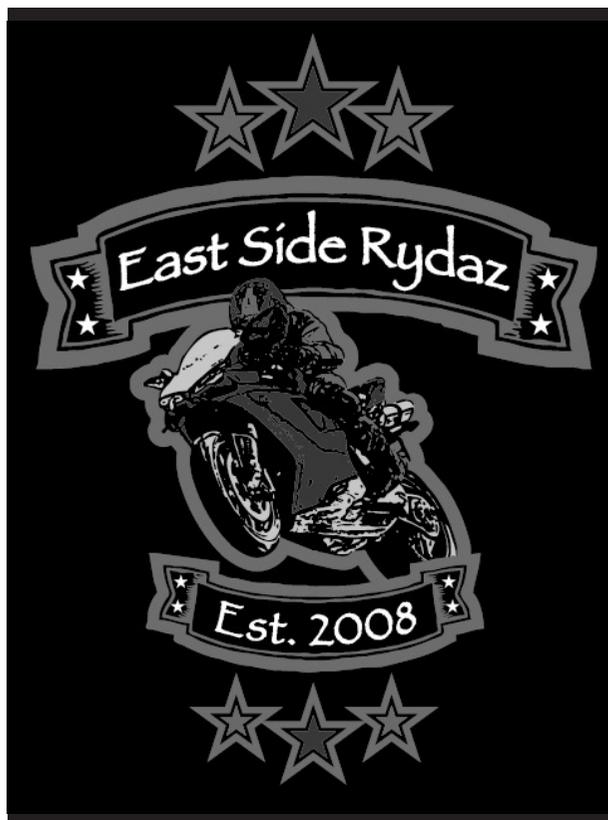
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## ABC'S OF GANG INTELLIGENCE, OR NOT!

### CONTINUED

in the system are confidential data on individuals as defined in section 13.02, subdivision 3, but may be released to criminal justice agencies. **(b)** A law enforcement agency may submit data on an individual to the bureau for inclusion in the system if the individual is 14 years of age or older and the agency has documented that: (1) the individual has met at least three of the criteria or identifying characteristics of gang membership developed by the Violent Crime Coordinating Council under section 299A.642, subdivision 3, clause (8), as required by the council; and (2) the individual has been convicted of a gross misdemeanor or felony or has been adjudicated or has a stayed adjudication as a juvenile for an offense that would be a gross misdemeanor or felony if committed by an adult. **Subd. 3. Classification of data in system.** Data in the criminal gang investigative data system are confidential data on individuals as defined in section 13.02, subdivision 3, but are accessible to law enforcement agencies and may be released to the criminal justice agencies. **Subd. 4. Audit of data submitted to system; reports.** **(a)** At least once every three years, the bureau shall conduct random audits of data under subdivision 2 that documents inclusion of an individual in, and removal of an individual from, the criminal gang investigative data system for the purpose of determining the validity, completeness, and accuracy of data submitted to the system. The bu-

reau has access to the documenting data for purposes of conducting an audit. By October 1 of each year, the bureau shall submit a report on the results of the audits to the commissioner of public safety. **(b)** If any audit requirements under federal rule or statute overlap with requirements in paragraph (a), the audit required by paragraph (a) may be done in conjunction with the federal audit to the extent they overlap. Nothing in this paragraph shall be construed to eliminate any audit requirements specified in this subdivision. **Subd. 5. Removal of data from system.** Notwithstanding section 138.17, the bureau shall destroy data entered into the system when three years have elapsed since the data were entered into the system, except as otherwise provided in this subdivision. If the bureau has information that the individual has been convicted as an adult, or has been adjudicated or has a stayed adjudication as a juvenile for an offense that would be a crime if committed by an adult, since entry of the data into the system, the data must be maintained until three years have elapsed since the last record of a conviction or adjudication or stayed adjudication of the individual. Upon request of the law enforcement agency that submitted data to the system, the bureau shall destroy the data regardless of whether three years have elapsed since the data were entered into the system.

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## NCOM COAST TO COAST LEGISLATIVE UPDATE FOR APRIL 2012 CONTINUED

lawsuit but Simandle, in his ruling, said the plaintiffs "sufficiently alleged deprivations of a clearly established constitutional right."

### DATA SHOWS HIGHEST RISK FOR NEW MOTORCYCLISTS

Safety studies show the most dangerous time for motorcyclists is their first year riding, peaking in the first month. For motorcycle riders, their first 30 days are about four times more risky than their entire second year. A study by the Highway Loss Data Institute shows 22% of nearly 57,000 collision claims from 2003 to 2007 occurred within 30 days of a new policy taking effect. The claim rate then dropped by one-third in the second month and by almost two-thirds after six months.

### PREDICTING FUTURE CYCLES

The Motorcycle Industry Council has reported a 7.2% gain in first quarter motorcycle sales across 18 leading brands, and a staggering 50% increase in scooter sales – suggesting that the recent spike in gas prices is inspiring more Americans to take to two wheels.

The MIC also notes that total on-highway tire sales rose 27.5% for motorcycles and 48.6% for scooters, indicating that already-owned bikes are seeing usage.

Market prognostication is an iffy proposition at best, but the MIC is boldly offering their first ever estimate for future motorcycle sales, though it's not an entirely rosy outlook. Regarding the remainder of 2012, MIC president Tim Buche says "Even with low interest rates making this a great time to buy for many people, overall economic uncertainty is leading us to predict we'll have fewer sales in 2012."

The MIC does offer a positive observation: "Spending on maintenance and repairs has been rising since April 2010, according to the business advisory, suggesting that the market for consumers taking care of bikes they've long owned, or improving used bikes they've recently purchased, could continue to improve." The MIC also states that tire sales confirm that riders are putting more miles on their motorcycles, suggesting that while new bike

sales might be weak, interest in the sport isn't waning.

### WEIRD NEWS: MOTORCYCLISTS CHARGED WITH TERRORISM FOR NOISY EXHAUST

Prosecutors in violence-stricken northern Mexico have brought terrorism charges against two motorcyclists because their loud exhaust pipes backfired and caused a sound like gunshots that sent a crowd into a panicked stampede.

The two motorcyclists were leaving their workplace near the main square of the northern city of San Luis Potosi, where an Easter week festival was being held. The two got on their bikes and fired them up, and that is when the confusion began. Because the backfiring of the engines sounded like the popping of gunshots, hundreds of people stampeded out of the square seeking cover. But the streets were nearly blocked by vendor stalls, causing the crowd to pile up and resulting in some people getting trampled.

That, not the motorcycle engines, was the real problem, according to the state Human Rights Commission, which has launched an investigation into the arrests and noted that the two suspects had been beaten by police.

State law defines terrorism as acts that "produce alarm, terror or fear in the population ... to disturb the public peace or try to undermine government authority." Officials say state criminal codes often lack lesser but more appropriate charges to handle situations involving acts that may be irresponsible but are hardly criminal.

It would all seem like a tempest in a teapot, if the two men weren't facing possible sentences of five to 20 years in prison if convicted. While that seems like harsh punishment for a noisy exhaust, authorities said such irresponsible behavior is a real problem for states where drug-gang gun battles have terrorized residents in recent years.



The Sons of Hell MC proudly supports the ACMC in their efforts and fight against

discrimination and profiling of bikers in AZ.

[sonsofhellmc@yahoo.com](mailto:sonsofhellmc@yahoo.com)



Christian Charles

**Ackerley**

Attorney At Law, PLLC

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### IF STOPPED FOR DUI:

- \* Do ask to call and talk with an attorney immediately at (928) 358-8917
- \* Do show your drivers license, registration and proof of insurance
- \* Do ask to be released to obtain an independent blood test from a hospital
- \* Do be courteous and respectful to the officer
  
- \* Don't agree to take blood, breath, or urine tests without first asking that you be allowed to talk with an attorney at (928) 358-8917
- \* Don't answer questions or agree to be videotaped
- \* Don't take any field sobriety [coordination] tests
- \* Don't take the eye test
- \* Don't admit anything
- \* Don't try to talk your way out of it
- \* Don't be rude or disrespectful to the officer

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## RED IRON BROTHERHOOD MC

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# KNOW YOUR RIGHTS!!!!

Do you know what your rights are when a police officer asks to search you? If you're like most people I've met in my eight years working to educate the public on this topic, then you probably don't. It's a subject that a lot of people think they understand, but too often our perception of police power is distorted by fictional TV dramas, sensational media stories, silly urban myths, and the unfortunate fact that police themselves are legally allowed to lie to us. It wouldn't even be such a big deal, I suppose, if our laws all made sense and our public servants always treated us as citizens first and suspects second. But thanks to the War on Drugs, nothing is ever that easy. When something as stupid as stopping people from possessing marijuana came to be considered a critical law enforcement function, innocence ceased to protect people against police harassment. From the streets of the Bronx to the suburbs of the Nation's Capital, you never have to look hard to find victims of the bias, incompetence, and corruption that the drug war delivers on a daily basis. Whether or not you ever break the law, you should be prepared to protect yourself and your property just in case police become suspicious of you. Let's take a look at one of the most commonly misunderstood legal situations a citizen can encounter: a police officer asking to search your belongings. Most people automatically give consent when police ask to perform a search. However, I recommend saying "no" to police searches, and here are

some reasons why:

1. It's your constitutional right.

The 4th Amendment to the U.S. Constitution protects us against unreasonable searches and seizures. Unless police have strong evidence (probable cause) to believe you're involved in criminal activity, they need your permission to perform a search of you or your property. You have the right to refuse random police searches anywhere and anytime, so long as you aren't crossing a border checkpoint or entering a secure facility like an airport. Don't be shy about standing up for your own privacy rights, especially when police are looking for evidence that could put you behind bars.

2. Refusing a search protects you if you end up in court.

It's always possible that police might search you anyway when you refuse to give consent, but that's no reason to say "yes" to the search. Basically, if there's any chance of evidence being found, agreeing to a search is like committing legal suicide, because it kills your case before you even get to court. If you refuse a search, however, the officer will have to prove in court that there was probable cause to do a warrantless search. This will give your lawyer a good chance to win your case, but this only works if you said "no" to the search.

3. Saying "no" can prevent a search altogether.

Data on police searches are interesting, but they don't show how many searches didn't happen because a citizen said no. A non-search is a non-event that goes unrecorded; giving rise to a widespread misconception that police will always search with or without permission. I know refusing searches works because I've been collecting stories from real police encounters. The reality is that police routinely ask for permission to search when they have absolutely no evidence of an actual crime. If you remain calm and say no, there's a good chance they'll back down, because it's a waste of time to do searches that won't hold up in court anyway.

4. Searches can waste your time and damage your property.

Do you have time to sit around while police rifle through your belongings? Police often spend 30 minutes or more on vehicle searches and even longer searching homes. You certainly can't count on officers to be careful with valuables or to put everything back where they found it. If you waive your 4th Amendment rights by agreeing to be searched, you will have few legal options if any property is damaged or missing after the search.

5. You never know what they'll find.

Are you 100 percent certain there's nothing illegal in your home or vehicle? You can never be too sure. A joint roach could stick to your shoe on the street and wind up on the floorboard. A careless acquaintance could have dropped a baggie behind the seat. Try telling a cop it isn't yours, and they'll just laugh and tell you to put your hands behind your back. If you agreed to the search, you can't challenge the evidence. But if you're innocent and you refused the search, your lawyer has a winnable case.

Remember that knowing your rights will help you protect yourself, but no amount of preparation can guarantee a good outcome in a bad situation. Your attitude and your choices before, during, and after the encounter will usually matter more than your knowledge of the law. Stay calm no matter what happens, and remember that you can always report misconduct after things settle down.

Finally, please don't be shy about sharing this information with your friends and family. Understanding and asserting your rights isn't about getting away with anything, and it isn't about disrespecting police either. These rights are the foundation of freedom in America, and they get weaker whenever we fail to exercise them. Scott Morgan is Associate Director of FlexYourRights.org and co-creator of the film 10 Rules for Dealing with Police.

## WIND & FIRE MC



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## ACMC MEETINGS 2012

- Jan 7th 2012: Hells Angels MC Cave Creek Clubhouse
- March 3rd 2012: Spartan Riders MC Phoenix Clubhouse
- May 5th 2012: Hells Angels MC Tucson Clubhouse
- July 7th, 2012: ALMA MC Clubhouse
- Sept 8th 2012: Huns MC Tucson Clubhouse
- Nov 3rd 2012: Lost Dutchman MC Mesa Clubhouse
- Jan 5th 2013: Possible date-save it

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# POOR BOYS MOTORCYCLE ASSOCIATION



Proudly supports the ACMC in their ongoing efforts to end discrimination against bikers and ensure biker rights in the state of Arizona.

## BROTHERS BEHIND BARS NEWSLETTER

Sponsored by NCOM (Permission to reprint)

Two Alleged Motorcycle Gangsters Arrested During Arizona Bike Week; Hells Angels Play Nice Despite Warning – Apr 12, 2012 – Arizona – By Matthew Hendley; <http://blogs.PhoenixNewTimes.com> - Arizona Bike Week is geared more toward the casual motorcyclist, but that doesn't mean the gangsters are absent. A Scottsdale police spokesman tells New Times just 2 alleged motorcycle gangsters were arrested during this year's Arizona Bike Week, which ran during the last week of March. According to police, one member of Lost Dutchman MC was arrested for excessive speeding, while a member of Exiled Few MC was booked for violations related to an ignition interlock & a concealed weapon. Both of those clubs are Arizona-based. Meanwhile, it looks like the Hells Angels decided to play nice this year. Hells Angels members tend to claim Arizona Bike Week is for the yuppies, but that's apparently not quite the case. According to an internal memo from the Scottsdale P.D. obtained by New Times, Arizona Bike Week "historically draws" outlaw motorcycle gangs to Scottsdale, with the Hells Angels & a

handful of other clubs mentioned by name. The memo says cops documented more than 20 motorcycle gangsters last year alone, several of them from out of state. The memo, which is stated to be for officer-safety purposes, explains that guns, knives, & "other non-traditional weapons" have been found on a "Vast Majority" of motorcycle gangsters contacted by police. The Angels also got another shout-out in the brief memo for not playing so well with their rival gangs. "Within the past year there have been significant violent confrontations in Arizona between rival OMGs including the Mongols, Vagos & Hells Angels," the memo says. "Officers should use extreme caution in any dealings with OMG members." You may recall members of the Hells Angels & Vagos got into one of the world's safest gun fights in August, 2010, in which at least 50 shots were fired, but nobody was killed. Still, everyone apparently kept things relatively safe in Scottsdale this year. Meanwhile, happy anniversary to Sonny Barger, who celebrated his 55th year with the Hells Angels this weekend.

Drinking Alcohol May Significantly Enhance Problem Solving Skills – Apr 12, 2012 – Illinois – By Christine Hsu; <http://MedicalDaily.com> - Scientists found

that men who either drank 2 pints of beer or 2 glasses of wine before solving brain teasers not only got more questions right, they also were quicker in delivering correct answers, compared to men who answered the questions sober. While the latest findings go against the traditional beliefs that alcohol impairs analytical thinking & rational thoughts, lead author Professor Jennifer Wiley of the University of Illinois at Chicago discovered that alcohol may enhance creativity problem solving by reducing the mind's working memory capacity, which is the ability to concentrate on something in particular. "Working memory capacity is considered the ability to control one's attention," Wiley told the Federation of Associations in Behavioral & Brain Sciences (FABBS). "It's the ability to remember one thing while you're thinking about something else." While the latest study found that alcohol may enhance creative problem solving, previous research found that increased working memory capacity actually led to better analytical problem-solving performance. Researcher from the current study published in the journal *Consciousness & Cognition* also found that people who drank alcohol & had a blood alcohol level of 0.07 or higher were worse at completing problems that re-

quired attentional control but better at creative problem solving tests. However, the surprising discovery was that participants with a BAC of 0.07 or higher solved 40 percent more problems than their sober counterparts & took 12 seconds to complete the tasks compared to 15.5 seconds by teetotal participants. Wiley said that the key finding was that being too focused can blind a person to novel possibilities & a broader, more flexible state of attention may be helpful for creative solutions to emerge. "We have this assumption, that being able to focus on one part of a problem or having a lot of expertise is better for problem solving," Wiley said. "But that's not necessarily true. Innovation may happen when people are not so focused. Sometimes it's good to be distracted." Wiley noted that the findings only apply to people who had only a few drinks & not when people drink to extremes. "The bottom line is that we think being too focused can blind you to novel possibilities, & a broader, more flexible state of attention is needed for creative solutions to emerge," Other experts said while the findings were interesting & made sense, they stressed that sleep is probably just as beneficial for enhancing creativity. Past

*continued page 23*

**POLITICIANS SEE NO DIFFERENCE.**  
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## UNINSURED/UNDERINSURED: WHAT SHOULD YOU DO?

THIS ARTICLE MAY keep you from going bankrupt, keep food on your table during a terrible time in your life, and provide information that supports your family at the time your family needs the most support. THIS ARTICLE MAY be the most boring topic of any article you ever read in this fantastic publication that serves such an important community. THIS ARTICLE MAY be a waste of your time, and as authors who cares about the health and safety of others, we hope it is a waste of your time. How can one article be so many things? To give you an idea, we want to tell you who we are and then tell you a true story about a man we will call "Jim." We are serious injury lawyers that spend a lot of our time fighting for clients who have suffered life-altering injuries due to a motorcycle wreck caused, at least in part, by the negligence of someone else. To help our clients, we fight the multi-billion dollar insurance companies on a daily basis. As you read the rest of this article, keep in mind that we have no incentive to help the insurance industry. Our job, instead, is to try to protect anyone who rides a motorcycle in Arizona by providing information. We are not here to preach or tell you what you have to do. The choices you make are your own . . . but it is difficult to make the right choices if nobody has taken the time to explain your options. As for Jim, he is a hard working, married man who is a key financial breadwinner for his family. Like most motorcyclists, Jim understands his passion to ride brings a certain element of risk. He knows that motorcyclists are sometimes seriously injured due to the negligent actions of others. A few months ago, Jim picked up a book we authored for motorcyclists, *The Arizona Motorcycle Accident Guide*. Until he read a chapter in

that book about how insurance can change a life, he had never given much thought to his motorcycle insurance, how much insurance he had, or exactly how it may affect him. As a result of the simple information that follows, Jim decided that it was best to change one part of his insurance to protect his family. Good thing he did, because a couple weeks ago, he was in a wreck with someone who did not have any car insurance to cover the accident. In fact, Jim is just one of many people we have helped who had his life altered as a result of the decision to purchase – or not purchase – the insurance we discuss here. You probably know that you are required to carry insurance to ride legally in Arizona. The type of insurance that is required is called "liability" insurance. Liability insurance provides coverage for you in the unlikely event that you cause an injury to someone else while you are riding. Let's face it, the likelihood of causing an injury to someone else while riding, while possible, is not nearly as high as the chances of getting hurt when a car or truck collides with someone who is riding a motorcycle. Also, carrying high amounts of liability insurance are valuable, but they are most valuable if you have a lot of money that someone could go after if you caused a serious injury. Is that insurance important? Sure, and it can protect someone riding with you if you make a mistake. Is it the most important insurance you can carry to protect you while you ride? Not even close. So, what is the type of insurance coverage that will protect you of someone screws up and hurts you? It is called uninsured motorist coverage -commonly referred to as "UM" coverage - and underinsured motorist coverage - commonly referred to as "UIM" coverage. What does UM and UIM cov-

erage do for you? It actually protects you and anyone riding on your bike that is injured as a result of the actions of someone else. Even better, it takes away the days, weeks, or months of wondering of the person who caused a serious injury has enough insurance. By purchasing large amounts of UM and UIM insurance, the rider reduces the chances that he or she will have to spend time wondering how to pay the mortgage or rent and how to keep food on the table during the period while recovering from the injuries. In other words, UM and UIM actually protect you and allow you to have financial protection against the unsafe drivers that surround everyone as they ride. Surprisingly, UM and UIM are relatively inexpensive. Increasing UM and UIM from \$15,000 to \$250,000 or more can sometimes be a matter of a couple bucks a month. That's right, in Jim's case he greatly increased his UM coverage and it will likely make a "six figure" difference in his financial recovery. So, should you run out and purchase \$500,000 of uninsured and underinsured motorist coverage? Not necessarily. That is a personal choice based upon what financial needs you would have if you were badly hurt due to the actions of someone who had no insurance – "uninsured coverage" - or insufficient insurance to cover your injuries – "underinsured coverage." What we would suggest is that you call up your insurance agent today and ask for a quote for how much it would cost if you wanted to raise your UM and UIM up to \$100,000, \$250,000, or more. To do this, your agent will have to give you a quote that raises your "liability coverage" – discussed above – to the same level. Thus, whether it will be a few dollars a month or something a little higher will depend on many factors. Still,

it is absolutely a call to make so that you can make an informed decision. As we mentioned, THIS ARTICLE MAY keep you from going bankrupt, keep food on your table during a terrible time in your life, and provide information that supports your family at the time your family needs the most support if you make the call to your insurance agent and decide to increase your UM and UIM coverage. THIS ARTICLE MAY be the most boring topic of any article you ever read in this fantastic publication that serves such an important community because a couple personal injury lawyers talking about insurance is not exactly thrilling stuff. THIS ARTICLE MAY be a waste of your time, and as authors who cares about the health and safety of others, we hope it is a waste of your time because the UM and UIM coverage you purchase only protect you if someone hurts you, and we sincerely hope and wish that nobody reading this article ever get hurt while riding. Stay safe, have fun, and if you ever have any questions about the insurance issues discussed in this article, what to do for you or anyone else after a wreck, or any other question about legal issues relating to riding . . . just call us.

*Alexis and Mark Breyer, the authors of this article, have written many books and guides as a free resource for citizens of Arizona. Known throughout the state as "The Husband and Wife Law Team," they will provide free copies of The Arizona Motorcycle Accident Guide to anyone who wants it. Just give them a call or find copies of their guide at your favorite local shops that serve our great motorcycle community. Or visit [MotorcycleAccident-Lawyers.Arizona.com](http://MotorcycleAccident-Lawyers.Arizona.com)*

## CONGRESSIONAL RECORD 102ND CONGRESS - DICONCINI

**Kat comment:** (This is where Motorcycle Club Gangs were used and it started with our AZ Senator DeConcini including them when trying to regulate Street/Outlaw Gangs. In Jan 31, 1991 THE OUTLAW STREET AND MOTORCYCLE GANG CONTROL ACT OF 1991 was introduced by Senator DeConcini and other Senators. Various hearings go on through the coming months.)

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS (Senate - January 31, 1991) By Mr. DeCONCINI (for himself, Mr. D'Amato, Mr. Warner, Mr. Heflin, and Mr. Lieberman): S. 339. A bill to enhance the Federal Government's authority and ability to eliminate violent crime committed by the outlaw street and motorcycle gangs; to the Committee on the Judiciary.

THE OUTLAW STREET AND MOTORCYCLE GANG CONTROL ACT OF

1991

Mr. DeCONCINI. Mr. President, gangs are taking over our neighborhoods. They are recruiting young children with the lure of money, expensive clothes, powerful weapons, and the addiction of cocaine; the violence and terror of the street hardens our youths into criminals before they are old enough to attend high school--if they live that long. The violence is not isolated to street gangs. Outlaw motorcycle gangs, Jamaican Posses, and even prison gangs have established national drug and weapon trafficking networks to facilitate the spread of their destruction. Gangs are expanding at alarming rates; in fact, Los Angeles authorities estimate that the area street gang population is approaching 100,000. As these gangs expand, they seek out new territory, and new buyers for their drugs. Rival gangs battle each other, but the bloodshed is not limited to gang members. Their diplomacy is gunfire, and they

do not care who receives their deadly message. Innocent, law abiding citizens are caught in the middle of this violence; they are held firmly in the grasp of the gangs. Communities have lost control of their streets, their parks and playgrounds, and more importantly, control of their children. If they speak out, or attempt to interfere with a gang, they face the terror of deadly retaliation. A Los Angeles Unified School official recently found an 11-year-old boy stashing two sawed-off shotguns in the bushes across the street from his school. When the official asked him why, the youth replied, 'I just want to be prepared for any gang activity or violence that may break out.' An 11-year-old boy, still in grade school, preparing for a possible confrontation--he's too young to comprehend the consequences of his actions. To him, it is kill or be killed. The gangs got to him before he had a chance. According to the Juvenile Justice Bulletin from the Department of Justice, 'superin-

tendents from 15 major urban school districts recently rated weapons on school grounds as their No. 1 concern (followed by gangs and drugs).' Gang violence is not limited to the street youth gangs such as the Crips and the Bloods. Outlaw motorcycle gangs, Jamaican Posses, and prison gangs also have a firm grasp on our cities. Communities are held hostage by violence and drugs. Families are being torn apart. Innocent people, caught in the crossfire, are dying. Local law enforcement is overwhelmed--they need Federal assistance, and they need it now.

(Kat comment: In the next 5 months meetings and summits transpire with discussions regarding criteria, rules, definitions, regulations, drafting of stricter consequences, etc to get a Bill written to protect communities from these Outlaw Street and Motorcycle Gangs and their outlawed

*continued page 24*

## BROTHERS BEHIND BARS NEWSLETTER CONTINUED

research showed that people who were allowed to sleep after being given a problem were also more likely to come up with a creative solution compared to those who stayed awake.

Governor Signs Helmet Choice Law – Apr 13, 2012 – Michigan – By ABATE - After 46 years, Michigan now joins 30 other states in amending the mandatory helmet law in favor of adult choice. The Michigan legislature overwhelmingly approved SB 291 with broad bipartisan support, & Michigan Governor Rick Snyder signed Public Act #98 (SB 0291) into law today. The new law modernizes Michigan's outdated mandatory helmet law, which was a holdover from bygone days leaving Michigan, in the minority one of only 20 states left enforcing an empty federal mandate. The proposal to update Michigan's mandatory helmet law was introduced in the Senate by Senator Phil Pavlov (R) St. Clair. "Every year, millions of dollars leave our state because of Michigan's outdated mandatory helmet law," Pavlov said. "This bipartisan plan will keep our dollars here, attract even more tourists to Michigan & help our state in these tough economic times." Pavlov's bill also strengthened standards for allowing choice by mandating more stringent provisions than other helmet free states. To ride helmet-free, motorcyclists must:

- \* Carry at least \$20,000 in additional medical insurance.
- \* Be at least 21 years old.
- \* Have at least 2 years of riding experience or undergo special safety training.

"We believe that the key to motorcycle safety, accident reduction & injury prevention lies in rider education, car driver awareness & license endorsement," said Jim Rhoades, Legislative Director for American Bikers Aiming Toward Education, or ABATE of Michigan. "We plan to continue providing certified motorcycle rider safety courses across the state at affordable rates so every rider can be educated before hitting the road." The law was written with input from ABATE, a motorcycle association dedicated to improving motorcycle safety & car driver awareness of motorcyclists on the roads. The new law gives Michigan the strictest requirements for riding helmet-free of any state that has modified mandatory helmet laws for adult choice (30 states). Allowing motorcyclists to ride helmet-free could also generate more than \$1 billion in direct & indirect revenue, according to a recent Michigan Consultants study. "The problem is, helmet laws have done nothing to improve safety or reduce fatalities or the cost of insurance," said Vince Consiglio, President of ABATE of Michigan. "Motorcycle accidents are a very small percentage of accidents overall. Data from other states has proven that states that remove mandatory helmet laws do not see an increase in insurance premiums, & states that institute helmet laws do not see a corresponding decrease in insurance rates. It's never happened. In addition, the leading insurance lobbyist was videotaped testifying before a senate committee last session that residents in Michigan will not see any rate increase as a result of the passage of

this bill. This is yet another reason that we garnered such a large support base from the Michigan legislature". Consiglio also wanted to extend ABATE's gratitude to "all of the legislative officials & Governor Rick Snyder who courageously supported freedom in the face of an onslaught of baseless & emotional arguments perpetuated by our opponents". The Michigan Licensed Beverage Association is a statewide trade association representing bars, restaurants, convenience stores & other class C license holders that also supported a change in the law. "Every year we watch our customers ride into neighboring states & very few motorcycles ride in because of this law. Our members near the Michigan borders are ecstatic!" said Scott Ellis, the Executive Director of the MLBA. ABATE Michigan has partnered with public schools & private driving instructors to teach more than 75,000 new drivers about motorcycle awareness, using resources donated by ABATE members. Since 1975, ABATE members have lobbied legislators to modify Michigan's outdated mandatory helmet law, which was a barrier to motorcycle tourism.

At the same time, the previous law did nothing to reduce motorcycle injuries & fatalities.

Statistics about Michigan Motorcyclists:

- \* 36.5 years of age
- \* Married
- \* College-educated
- \* Average income: \$35,000/yr
- \* For members of AMA \$57,000/yr
- \* For H-D owners \$80,000/yr
- \* Most are insured to operate a vehicle & a motorcycle
- \* Are responsible law-abiding citizens
- \* Have passed motorcycle safety courses
- \* Have experience on the road
- \* Pay taxes, registration & operating fees
- \* Capable of making his/her decision about whether or not he/she should wear a helmet

Harley Execs Get Paid – Mar 28, 2012 – USA – By The Aging Rebel; www.AgingRebel.com - Harley-Davidson, the Milwaukee based lifestyle products company, announced yesterday how much its top 5 executives made last year. The 5 executives are Keith Wandell, chief executive officer of the motor company; John Olin, the chief financial officer; Matthew Levatich, the chief operating officer; Lawrence Hund who runs Harley's loan company; & Paul Jones who is the company's chief lawyer. Together the 5 men were paid \$15,489,477 last year. Harley, which is famous for its motorcycles, sold 233,117 of them in 2011. That is about two-thirds as many bikes as the company sold in 2006. Executive compensation amounts to \$66.45 of the price for any new H-D motorcycle.

Profits Up: Harley had a profit of \$599.1 million last year. The company makes a profit of about \$2,600 on every motorcycle it sells to one of its dealers. The company had a profit of only \$146.5 million in 2010. Much of the profit increase is the result of slashing jobs & lowering wages at the company's manufacturing plants. The company cut about 1,000 of 1,900 jobs at the company's venerable York (Pennsylvania) assembly plant. The company has also "outsourced" the manufac-

ture of more components than it used to do. Outsourcing allows the company to "focus on efficiencies & core competencies, including making motorcycle frames & engines, painting & assembling bikes."

More Changes Ahead: This spring Harley will implement a new "production planning system" that will allow the company to more easily lay-off "casual" workers & reduce production inventory when demand for motorcycles drops. At the same time the company intends to make changes at its plants in Wisconsin to help the company make more money with lower sales. The report does not speculate about how this increased efficiency will effect the quality of its motorcycles. Last year Wandell made \$7,232,147; Olin made \$1,785,030; Levatich made \$3,065,869; Hund made \$2,398,907; & Jones made \$1,007,524. The average Harley "casual" employee makes about \$16.80 an hour. Those fulltime Harley workers who are still employed by the company make an average hourly wage of about \$30.50. Fulltime workers make a little less than one percent of Wandell's compensation last year. In an article published 10 days ago, the Wall Street Journal reported: "Tony Wilson, Pres of the International Association of Machinists union local in Kansas City, said workers felt little choice other than to accept Harley's conditions. A Harley spokeswoman said the conditions were part of a transformation needed to make the motorcycle maker more competitive."

SF 1719 – Mar 30, 2012 – Minnesota - SF1719, the bill to allow trained & certified motorcycle road guards to stop & hold traffic, passed the last committee hurdle this week & was sent to the Senate floor. I would urge all involved to call their MN State Senators & ask that they vote yes. There is one more committee hurdle to pass before similar action will (hopefully) happen with HF2008 in the House. I hope everyone knows that ABATE of MN has put an incredible amount of time & resources into guiding this bill through the legislature. In fact, we were the only group who testified in support throughout the process, although the Otter Tail County groups sent letters of support. Representative Nornes & Senator Hoffman have ABATE of MN's utmost respect for their steadfast support & dedication to this bill. I urge everyone to contact them with a note of thanks. The MN Dept of Public Safety has

testified that they have the ability to manage this program effectively. The MN Sheriffs Association & the MN State Patrol are very much in favor. So it was quite a disappointment when the MN Chiefs of Police Association opposed this bill. I would urge everyone to immediately contact their local police chief & ask that the Chiefs Association withdraw their opposition. My thanks to all who have helped. Together we will be successful.

Mack Backlund; State Coordinator; ABATE of MN.

Bikers can roll with 'colors' suit – Apr 3, 2012 – New Jersey – By Jason Nark; www.Philly.com - Getting pulled over just for wearing "colors" really ticks off outlaw motorcycle clubs, & now members of 2 of them can follow through with their lawsuit over just that scenario. In an opinion issued last week, U.S. District Judge Jerome Simandle in Camden said 2 members of the Pagan's MC & one Tribe MC member can proceed with their suit stemming from a July 30, 2009, traffic stop in Burlington County. During the stop, New Jersey state troopers ordered riders of 6 motorcycles to remove their "colors," the members' patched jackets. "The court has basically said, 'Yes you have a right to wear a patch, these logos,'" said Norristown attorney Boyd Spencer, who represents the Eastern Pa. Confederation of Clubs. The bikers were headed to a beef-and-beer event when pulled over. The bikers were ticketed for not having approved helmets, the original complaint alleges, & were told to remove their colors if they wanted to leave. The whole traffic stop, which lasted more than an hour, was captured by mounted cameras in the police cruisers. "Now you're all going to take your jackets off, because on this highway, these are the only colors," one of the state troopers told the group after nearly 50 minutes had passed, referring to State Police blue & gold. None of the bikers removed his colors, & at a later municipal court hearing, the helmets were found to be legal & a prosecutor dismissed the charges. The state filed a motion to dismiss the lawsuit but Simandle, in his ruling, said the plaintiffs "sufficiently alleged deprivations of a clearly established constitutional right." He dismissed a conspiracy allegation & found claims that the bikers had been denied due process redundant. "We had a little wound here & there but definitely, this is a victory," Spencer said.



*Loose Cannons MC Supports the efforts of the ACMC in Protecting our Rights and Standing Up Against Profiling of Bikers*

## CONGRESSIONAL RECORD 102ND CONGRESS - DICONCINI CONTINUED

behaviors.)

SUMMIT ON VIOLENT CRIME  
(Senate - March 07, 1991)

STATEMENTS ON INTRODUCED  
BILLS AND JOINT RESOLUTIONS  
(Senate - June 17, 1991)

**Kat comment:** (This is where Senator DeConcini had networked and found the MRF Representatives who worked with and advised using some different wording so as NOT to include the Motorcycle Community-Outlaw or Not. And about 6 months later Senator DeConcini on June 17, 1991 redrafted legislation in order to clarify S339).

OUTLAW GANG CONTROL ACT

Mr. DeCONCINI. Mr. President, earlier in this Congress I introduced S. 339, the Outlaw Street and Motorcycle Gang Control Act of 1991. The bill I am introducing today, cosponsored by Senators D'Amato, Warner, Heflin, Lieberman, and Mikulski, is a substitute for that measure. It was redrafted in order to clarify S. 339.

At the suggestion of the Phoenix Police Department, a definition of 'outlaw gang' has been included in this substitute bill to better identify those outlaw gangs which fall within the scope of this act. This generic definition of 'outlaw gang' eliminates the need to include categorical references to certain gangs. The reference to outlaw street and motorcycle gangs overlooked prison gangs whose members continue to maintain their gang affiliation and engage in criminal activity after release from prison. Moreover, the reference to motorcycle gangs generated concern that law-abiding motorcycle club members would be inadvertently targeted as outlaws. The intent of the legislation remains the same: to provide the necessary tools to the Bureau of Alcohol, Tobacco and Firearms [ATF] to assist them in ridding our streets of violent gangs. This bill will severely limit gang members' ability to acquire firearms and explosives and, in turn, their ability to inflict terror and distribute drugs throughout the cities and communities of this Nation. Gang members and the crimes they commit are growing at horrifying rates. Our Nation's major cities are overrun with gang-related violence. Gangs have taken over neighborhoods and turned them into war zones. The Los Angeles Police Department reports that from 1985 to 1988 the number of gangs and gang-related homicides increased 71 percent, and other major cities report record homicides attributable to gang violence. The gang explosion is not limited to our major cities; mid-size cities and suburban areas face gang problems as well. It certainly exists in my home State, Arizona, where 110 drive-by shootings were reported in Tucson and Phoenix alone since

January 1991. In addition, the Phoenix Police Department records indicate there are approximately 285 gangs, an increase of over 700 percent since the department began keeping records in 1978. Gangs are recruiting young children with the lure of money, expensive clothes, powerful weapons, and the addiction of cocaine; the violence and terror of the street hardens our youths into criminals before they are old enough to attend high school--if they live that long. Gangs are expanding at alarming rates; in fact, Los Angeles authorities estimate that the area street gang population is approaching 100,000.

As these gangs expand, they seek out new territory, and new buyers for their drugs. Rival gangs battle each other, but the bloodshed is not limited to gang members. Their diplomacy is gunfire, and they do not care who receives their deadly message. Innocent, law-abiding citizens are caught in the middle of this violence; they are held firmly in the grasp of the gangs. Communities have lost control of their streets, their parks and playgrounds, and more importantly, control of their children. If they speak out, or attempt to interfere with a gang, they face the terror of deadly retaliation. Gangs form for diverse purposes, ranging from the sole purpose of drug trafficking to basic survival on the streets. A gang profile beyond the major categories is difficult to describe, because gangs vary in so many ways. Memberships range from 4 to 5 members to thousands of members; gang members range in age from 10 years old and up. Some gangs, such as the Hell's Angels, are extremely organized, with a national organization and national leadership, while street gangs, such as the Bloods and Crips, are unsophisticated, with a structure that changes from day to day.

Mr. President, as you can clearly see, gang violence is an epidemic. Local law enforcement agencies are doing all they can do, but the simple fact is that they are outmanned and outgunned. The Outlaw Gang Control Act of 1991 combats the growing problem of the heavily armed outlaw gangs that have spread across this country by enhancing the enforcement power of the lead Federal agency in the anti-gang effort--the Bureau of Alcohol, Tobacco and Firearms. The bill establishes a national gang analysis center under the direction and control of ATF as a national repository for gang intelligence, which in turn will provide information to law enforcement and the public.

This bill empowers ATF with seizure and forfeiture authority of drugs, money, and other property involved in crimes relating to firearms and explosives. Presently ATF agents are only authorized to seize firearms and explosives. With this increased seizure power, ATF agents will no longer have to leave money and drugs in

the hands of gangs. ATF will now be able to bankrupt the gangs. The bill also toughens penalties for firearms violations. It creates a new offense punishable by a mandatory minimum 5-year prison term for stealing a firearm or explosive material. This legislation makes it unlawful for any person to transfer a firearm having 'reasonable cause to believe' that it will be used to commit a crime of violence or drug trafficking. The bill further makes it unlawful to steal any firearm from a licensed dealer. These crucial amendments to the Firearm Act of the Criminal Code will thwart the efforts of gangs to elude authorities and escape prosecution for their heinous crimes of terror and violence.

Mr. President, this bill will not end the gang problem in this country, but it is a step in the right direction. Our city streets are rampant with tales of horror brought about by gang violence. Local law enforcement agencies are overwhelmed and the communities are helpless, crying out for help. That help is here--Federal assistance from the U.S. Government. Remember that gang violence is not isolated; it is a national problem, and it is exploding. Rapid Federal assistance is crucial to combat gangs and it can begin today with the Outlaw Gang Control Act of 1991. Let there be no mistake about the purpose of this crucial legislation: To combat violent criminals who violate Federal firearms and explosives laws. This bill I offer today simply clarifies the purpose of S. 339. Law enforcement officers and law-abiding citizens in the communities across this Nation applaud this needed legislation. I would like to thank Gus Haag, and Wayne Curtin of the Motorcycle Riders Foundation for their support and assistance in improving this bill. I ask unanimous consent that the entire text of the bill I am submitting today and a section-by-section analysis be printed in the Record.

There being no objection, the material was ordered to be printed in the Record, as follows: [Page: S7900]

S. 1303. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

### SECTION 1. SHORT TITLE.

This Act may be cited as the 'Outlaw Gang Control Act of 1991'.

### SEC. 2. FINDINGS AND PURPOSE.

(a) Findings: The Congress finds that--

- (1) outlaw gangs pose an ever-increasing threat of violent crime;
- (2) such gangs are a force that can be contained only through law enforcement efforts coordinated at the Federal level; and
- (3) such gangs are a national epidemic,

and they must be the subject of a national strategy for interdiction and control.  
(b) Purpose: It is the purpose of this Act to--

- (1) combat gang-related violent crime through enhanced penalties and other provisions of law that control the illegal use of firearms and explosives;
- (2) expand seizure and forfeiture authority of the Bureau of Alcohol, Tobacco and Firearms; and
- (3) authorize the establishment of a National Center for Outlaw Gang Analysis.

### SEC. 3. DEFINITION.

For the purposes of this Act, the term 'outlaw gang' or 'gang' means a criminal syndicate composed of 5 or more persons that is commonly known by a certain name or identifier that engages in or has as one of its purposes engaging in Federal felony offenses involving firearms, physical injury, or threats of physical injury.

### TITLE I--ENHANCED PENALTIES FOR THE MISUSE OF FIREARMS AND EXPLOSIVES

#### SEC. 101. POSSESSION OF STOLEN FIREARMS AND EXPLOSIVES.

- (a) Firearms: Section 922(j) of title 18, United States Code, is amended by inserting possess,' before 'conceal'.
- (b) Explosives: Section 842(h) of title 18, United States Code, is amended by inserting possess,' before 'conceal'.

SEC. 102. TRANSFER OF FIREARM TO COMMIT CRIME OF VIOLENCE OR DRUG TRAFFICKING CRIME. Section 924(h) of title 18, United States Code, is amended by inserting 'or having reasonable cause to believe' after 'knowing'.

#### SEC. 103. PERIOD OF LIMITATION FOR VIOLATIONS OF THE NATIONAL FIREARM ACT.

- (a) In General: The first sentence of section 6531 of the Internal Revenue Code of 1986 (relating to periods of limitation on criminal prosecutions) is amended by inserting 'shall be 5 years for offenses described in section 5861 (relating to firearms violations) and' after 'the period of limitation'.
- (b) Effective Date: The amendment made by this section shall apply to offenses committed after the date of enactment of this Act.

#### SEC. 104. RECEIPT OF FIREARMS BY NONRESIDENTS.

Section 922(a) of title 18, United States Code, is amended--

- (1) in paragraph (7) by striking 'and' at the end thereof;

## CONGRESSIONAL RECORD 102ND CONGRESS - DICONCINI CONTINUED

(2) in paragraph (8) by striking the period at the end thereof and inserting `; and'; and

(3) by adding at the end thereof the following new paragraph:

(9) for any person, other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, who does not reside in any State to receive a firearm.'

### SEC. 105. THEFT OF FIREARM OR EXPLOSIVE MATERIAL.

(a) Firearms: Section 924 of title 18, United States Code, is amended by adding at the end thereof the following new subsection:

(i) Whoever steals a firearm that is moving as, or is a part of, or that has moved in, interstate or foreign commerce shall be fined under this title and imprisoned for not less than 5 years or more than 10 years, or both.'

(b) Explosives: Section 844 of title 18, United States Code, is amended by adding at the end thereof the following new subsection:

(k) Whoever steals explosive material that is moving as, or is a part of, or that has moved in, interstate or foreign commerce shall be fined under this title and imprisoned for not less than 5 years or more than 10 years, or both.'

### SEC. 106. POSSESSION OF FIREARM DURING COMMISSION OF A CRIME OF VIOLENCE OR DRUG TRAFFICKING CRIME.

Section 924(c) of title 18, United States Code, is amended--

(1) by striking `uses or carries a firearm' and inserting `uses, carries, or possesses a firearm'; and

(2) by striking `used or carried' and inserting `used, carried, or possessed'.

### SEC. 107. FIREARMS AND EXPLOSIVES CONSPIRACY.

(a) Firearms: Section 924 of title 18, United States Code, as amended by section 105(a), is amended by adding at the end thereof the following new subsection: (j) Whoever conspires to commit an offense under this chapter shall be subject to the same penalties as those prescribed for the offense the commission of which was the object of the conspiracy.'

(b) Explosives: Section 844 of title 18, United States Code, as amended by section 105(a), is amended by adding at the end thereof the following new subsection: (l) Whoever conspires to commit an offense under this chapter shall be subject to the same penalties as those prescribed for the offense the commission of which was the object of the conspiracy.'

### SEC. 108. THEFT OF FIREARMS OR EXPLOSIVES FROM LICENSEE.

(a) Firearms: Section 924 of title 18, United States Code, as amended by section 107(a), is amended by adding at the end thereof the following new subsection: (k) Whoever steals a firearm from a licensed importer, licensed manufacturer, licensed dealer, or licensed collector shall be fined in accordance with this title, imprisoned not more than 10 years, or both.'

(b) Explosives: Section 844 of title 18, United States Code, as amended by section 107(b), is amended by adding at the end thereof the following new subsection: (m) Whoever steals explosive material from a licensed importer, licensed manufacturer, licensed dealer, or permittee shall be fined in accordance with this title, imprisoned not more than 10 years, or both.'

### TITLE II--SEIZURE AND FORFEITURE

#### SEC. 201. EXPANDED AUTHORITY OF THE SECRETARY OF THE TREASURY.

(a) Firearms and Ammunition: Section 924(d) of title 18, United States Code, is amended by adding at the end the following new paragraph:

(4)(A) Any property (other than real property) subject to forfeiture under section 511(a) of the Controlled Substances Act (21 U.S.C. 881(a)), may be seized and forfeited in connection with an investigation of a violation of subsection (c) of this section, and all provisions of section 551 of the Controlled Substances Act shall apply to seizures and forfeitures under this paragraph.

(B) For the purposes of subparagraph (A), the functions of the Attorney General under section 551 of the Controlled Substances Act with respect to the seizure, forfeiture, and disposition of property shall be carried out by the Secretary of the Treasury.'

(b) Explosive Materials: Section 844(c) of title 18, United States Code, is amended to read as follows:

(c)(1) The following shall be subject to forfeiture to the United States and their former owner shall have no property right in them:

(A) Any explosive material that is involved, used, or intended to be used in connection with a violation of the provisions of this chapter or any rule or regulation promulgated thereunder or a violation of any criminal law of the United States.

(B) Any real or personal property that is involved, used, or intended to be used in any manner or part in connection with a violation of subsection (d), (e), (f), (g), (h), or (i) of this section or of section 842(h).

(C) Any real or personal property that constitutes or is derived from proceeds traceable to a violation of subsection (d), (e), (f), (g), (h), or (i) of this section or of

section 842(h).

(2) No property shall be forfeited under this subsection to the extent of the interest of an owner or lienholder by reason of a violation committed without the knowledge of that owner or lienholder.

(3)(A) The Secretary may seize any property subject to civil forfeiture under this subsection--

(i) upon process issued pursuant to the Supplemental Rules for Certain Admiralty and Maritime Claims by any district court of the United States having jurisdiction over such property; or

(ii) without such process when--

(I) the seizure is pursuant to a lawful arrest or search;

(II) the Secretary has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(III) the Secretary has probable cause to believe that the property is subject to civil forfeiture under this section.

(B) Proceedings under paragraph (4) shall be instituted promptly in the case of a seizure pursuant to subparagraph (A)(ii) (II) or (III).

(C) The Government may request the issuance of a warrant authorizing the seizure of property subject to forfeiture under this subsection in the same manner as is provided for the issuance of a search warrant under the Federal Rules of Criminal Procedure.

(4)(A) Subject to subparagraph (B), the law relating to the seizure, summary and judicial forfeiture, and condemnation of property for violation of the customs laws, the disposition and transfer of such property or the proceeds from the sale thereof, the remission or mitigation of such forfeitures, and the compromise of claims shall apply to seizures and forfeitures incurred or alleged to have been incurred under this subsection, insofar as that law is applicable and is not inconsistent with this subsection.

(B) In carrying out the law described in subparagraph (A) for the purposes of this subsection, such duties as are imposed on the customs officer or any other person with respect to the seizure and forfeiture of property under that law shall be performed with respect to seizures and forfeitures of property under this subsection by such officers, agents, or other persons as the Secretary designates for that purpose.

(5) All right, title, and interest in property described in paragraph (1) shall vest in the United States upon commission of the violation that gives rise to forfeiture under this subsection.

(6) The filing of an indictment alleging a violation of subsection (d), (e), (f), (g), (h), or (i) of section 842(h), or of State or local law that could have been charged under such Federal laws which is also re-

lated to a civil forfeiture proceeding under this subsection shall, upon motion of the United States and for good cause shown, stay the civil forfeiture proceeding.'

[Page: S7901]

### TITLE III--FUNDS FOR UNDERCOVER PURCHASES

#### SEC. 301. RECOVERY AND REDEPOSIT OF UNDERCOVER FUNDS.

Section 3302 of title 31, United States Code, is amended by adding at the end thereof the following new subsection:

(g) Moneys expended from appropriations for the Bureau of Alcohol, Tobacco and Firearms for the purchase of alcohol, tobacco, firearms, and explosives for evidentiary purposes and subsequently recovered shall be reimbursed to the appropriation current at the time of deposit.'

### TITLE IV--NATIONAL CENTER FOR OUTLAW GANG ANALYSIS

#### SEC. 401. ESTABLISHMENT OF CENTER.

(a) In General: There shall be established in the Bureau of Alcohol, Tobacco and Firearms a National Center for Outlaw Gang Analysis.

(b) Purposes: The purposes of the Center shall be--

(1) to identify the outlaw gangs that engage in drug-related and other violent crime by--

(A) types of illegal activity;

(B) methods of operation; and

(C) geographic distribution;

(2) to gather intelligence on illegal activities undertaken by violent outlaw gangs from law enforcement sources;

(3) to increase public awareness of outlaw gang identification and threat to the public and to solicit information and evidence, under the assurance of confidentiality, from persons who possess information that may assist law enforcement investigations;

(4) to establish a national hotline for the public to report unlawful gang activity;

(5) to share intelligence information pertaining to illegal gang activity with the appropriate Federal, State, and local law enforcement and correction agencies;

(6) to conduct seminars and conferences for Federal, State, and local law enforcement and correction agencies and community leaders, to assist in identification of gang activities and methods to curtail and control such activities; and

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(7) to publish an annual report that includes significant findings pertaining to--

(A) gang identification;

(B) incidence of gang use of explosive devices and firearms; and

(C) the results of Federal outlaw gang eradication efforts.

(c) Authorization of Appropriations: There are authorized to be appropriated such sums as are necessary to carry out this section.

### SEC. 402. AUTHORITY OF THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS.

The Director of the Bureau of Alcohol, Tobacco and Firearms shall be responsible for providing--

(1) national oversight in the accumulation and dissemination of gang -related information; and

(2) coordination of gang -related investigations by Federal law enforcement agencies.

The Outlaw Gang Control Act of 1991--  
Section-By-Section Analysis

Sec. 1: Findings

Sec. 2: Purpose

Sec. 3: Definition

A definition of 'outlaw gang' and 'gang' is included to clarify those gangs which are subject to prosecution under this bill.

### TITLE I--ENHANCED PENALTIES FOR THE MISUSE OF FIREARMS AND EXPLOSIVES

Sec. 101. Possession of Stolen Firearms and Explosives

Current law makes it unlawful to ship, transport, or receive stolen firearms, or to receive, transport, ship, sell, or dispose of stolen explosives. The law does not make possession of a stolen weapon or explosive illegal. This legislation amends sections 922(j) and 842(h) of title 18, United States Code, making it unlawful for any person to possess stolen firearms or explosive materials if they know or have reason to know that the firearms or explosives were stolen.

Sec. 102. Transfer of a Firearm to Commit a Crime of Violence or a Drug Trafficking Crime

This section will amend section 924(h) of title 18, United States Code, to make it unlawful for any person to transfer a firearm having 'reasonable cause to believe' that it will be used to commit a

crime of violence or drug trafficking crime. Current law provides that the transferor must know that the firearm will be used to commit such crimes. This will greatly enhance law enforcement efforts to prevent gang members and other drug traffickers from acquiring firearms--the tools of their trade.

Sec. 103. Increase the Statute of Limitation for Violations of the National Firearms Act

Presently the statute of limitations is three years for violations of the National Firearms Act (NFA), relating to machine-guns, short-barreled rifles and shotguns, and destructive devices. This legislation will amend section 6531 of the Internal Revenue Code of 1986 (18 U.S.C. Sec. 6531) by increasing the statute of limitations from three years to five years for violations of the NFA, Section 5861 of the Internal Revenue Code of 1986 (18 U.S.C. Sec. 5861). This would be consistent with the statute of limitations for violations of the Gun Control Act, as amended, 18 U.S.C. Chapter 44.

Sec. 104. Receipt of Firearms by Non-Residents

This section addresses the law enforcement problem posed by aliens legally in the United States, but not residing in any State, who acquire firearms from Federal firearms licensees by utilizing an intermediary. Having acquired firearms in this country, such aliens often smuggle the weapons out of the country. It is generally unlawful for any person to transfer a firearm to any other person who does not reside in the State in which the transferor resides. However, the alien's receipt of a firearm from a licensee or through an intermediary does not violate any specific portion of the Act. This legislation amends Section 922(a) of title 18, United States Code, making it unlawful for any person, other than a licensed importer, manufacturer, licensed dealer, or licensed collector, who does not reside in any State, to purchase or otherwise receive firearms.

The section would not prohibit an alien lawfully conducting a firearms business in the United States from receiving firearms in the conduct of such business. Moreover, the amendment does not affect those aliens who legally import or bring firearms into the United States for legitimate purposes and would not preclude the lawful acquisition of firearms by aliens who have established residency in a State.

Next Section

DECONCINI AMENDMENT NO. 708

(Senate - July 10, 1991)

[Page: S9647] (Ordered to lie on the table.)

Mr. DeCONCINI submitted an amendment intended to be proposed by him to the bill S. 1241, supra, as follows: At the appropriate place add the following: Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the 'Outlaw Gang Control Act of 1991'.

SEC. 2. FINDINGS AND PURPOSE.

(a) Findings.--The Congress finds that--

(1) outlaw gangs pose an ever-increasing threat of violent crime;

(2) such gangs are a force that can be contained only through law enforcement efforts coordinated at the Federal level; and

(3) such gangs are a national epidemic, and they must be the subject of a national strategy for interdiction and control.

(b) Purpose.--It is the purpose of this Act to--

(1) expand seizure and forfeiture authority of the Bureau of Alcohol, Tobacco and Firearms; and

(2) authorize the establishment of a National Center for Outlaw Gang Analysis.

SEC. 3. DEFINITION.

For the purposes of this Act, the term 'outlaw gang' or 'gang' means a criminal syndicate composed of 5 or more persons that is commonly known by a certain name or identifier that engages in or has as one of its purposes engaging in Federal felony offenses involving firearms, physical injury, or threats of physical injury.

TITLE I--SEIZURE AND FORFEITURE

SEC. 101. EXPANDED AUTHORITY OF THE SECRETARY OF THE TREASURY.

(a) Firearms and Ammunition.--Section 924(d) of title 18, United States Code, is amended by adding at the end the following new paragraphs:

(4)(A) Any property (other than real property) subject to forfeiture under section 511(a) of the Controlled Substances Act (21 U.S.C. 881(a)), may be seized and forfeited in connection with an investigation of a violation of subsection (c) of this section, and all provisions of section 551 of the Controlled Substances Act shall apply to seizures and forfeitures under this paragraph.

(B) For the purposes of subparagraph (A),

the functions of the Attorney General under section 551 of the Controlled Substances Act with respect to the seizure, forfeiture, and disposition of property shall be carried out by the Secretary of the Treasury.'

(b) Explosive Materials.--Section 844(c) of title 18, United States Code, is amended to read as follows:

(c)(1) The following shall be subject to forfeiture to the United States and their former owner shall have no property right in them:

(A) Any explosive material that is involved, used, or intended to be used in connection with a violation of the provisions of this chapter or any rule or regulation promulgated there under or a violation of any criminal law of the United States.

(B) Any real or personal property that is involved, used, or intended to be used in any manner or part in connection with a violation of subsection (d), (e), (f), (g), (h), or (i) of this section or of section 842(h).

(C) Any real or personal property that constitutes or is derived from proceeds traceable to a violation of subsection (d), (e), (f), (g), (h), or (i) of this section or of section 842(h).

(2) No property shall be forfeited under this subsection to the extent of the interest of an owner or lienholder by reason of a violation committed without the knowledge of that owner or lienholder.

(3)(A) The Secretary may seize any property subject to civil forfeiture under this subsection--

(i) upon process issued pursuant to the Supplemental Rules for Certain Admiralty and Maritime Claims by any district court of the United States having jurisdiction over such property; or

(ii) without such process when--

(I) the seizure is pursuant to a lawful arrest or search;

(II) the Secretary has probable cause to believe that the property is directly or indirectly dangerous to health or safety; or

(III) the Secretary has probable cause to believe that the property is subject to civil forfeiture under this section.

(B) Proceedings under paragraph (4) shall be instituted promptly in the case of a seizure pursuant to subparagraph (A)(ii)(II) or (III).

(C) The Government may request the is-

# CONGRESSIONAL RECORD 102ND CONGRESS - DICONCINI CONTINUED

suance of a warrant authorizing the seizure of property subject to forfeiture under this subsection in the same manner as is provided for the issuance of a search warrant under the Federal Rules of Criminal Procedure.

(4)(A) Subject to subparagraph (B), the law relating to the seizure, summary and judicial forfeiture, and condemnation of property for violation of the customs laws, the disposition and transfer of such property or the proceeds from the sale thereof, the remission or mitigation of such forfeitures, and the compromise of claims shall apply to seizures and forfeitures incurred or alleged to have been incurred under this subsection, insofar as that law is applicable and is not inconsistent with this subsection.

(B) In carrying out the law described in subparagraph (A) for the purposes of this subsection, such duties as are imposed on the customs officer or any other person with respect to the seizure and forfeiture of property under that law shall be performed with respect to seizures and forfeitures of property under this subsection by such officers, agents, or other persons as the Secretary designates for that purpose.

(5) All right, title, and interest in property described in paragraph (1) shall vest in the United States upon commission of the violation that gives rise to forfeiture under this subsection.

(6) The filing of an indictment alleging a violation of subsection (d), (e), (f), (g), (h), or (i) of section 842(h), or of the State or local law that could have been charged under such Federal laws which is also related to a civil forfeiture proceeding under this subsection shall, upon motion of the United States and for good cause shown, stay the civil forfeiture proceeding.'

[Page: S9648]

## TITLE II--FUNDS FOR UNDERCOVER PURCHASES

### SEC. 201. RECOVERY AND REDEPOSIT OF UNDERCOVER FUNDS.

Section 3302 of title 31, United States Code, is amended by adding at the end thereof the following new subsection:

(g) Moneys expended from appropriations for the Bureau of Alcohol, Tobacco and Firearms for the purchase of alcohol, tobacco, firearms, and explosives for evidentiary purposes and subsequently recovered shall be reimbursed to the appropriation current at the time of deposit.'

## TITLE III--NATIONAL CENTER FOR OUTLAW GANG ANALYSIS

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(a) General: There shall be established in the Bureau of Alcohol, Tobacco and Firearms a National Center for Outlaw

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(B) methods of operation; and

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(2) to gather intelligence on illegal activities undertaken by violent outlaw gangs from law enforcement sources;

(3) to increase public awareness of outlaw gang identification and threat to the public and to solicit information and evidence, under the assurance of confidentiality, from persons who possess information that may assist law enforcement investigations;

(4) to establish a national hotline for the public to report unlawful gang activity;

(5) to share intelligence information pertaining to illegal gang activity with the appropriate Federal, State, and local law enforcement and correction agencies;

(6) to conduct seminars and conferences for Federal, State, and local law enforcement and correction agencies and commu-

nity leaders, to assist in identification of gang activities and methods to curtail and control such activities; and

(7) to publish an annual report that includes significant findings pertaining to--

(A) gang identification;

(B) incidence of gang use of explosive devices and firearms; and

(C) the results of Federal outlaw gang eradication efforts.

(c) Authorization of Appropriations.-- There are authorized to be appropriated such sums as are necessary to carry out this section.

## SEC. 402. AUTHORITY OF THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS.

The Director of the Bureau of Alcohol, Tobacco and Firearms shall be responsible for providing--

(1) national oversight in the accumulation and dissemination of gang -related information; and

(2) coordination of gang -related investigations by Federal law enforcement agencies

# Remembering Waldo

**May 19, 2012**

Join us in Remembering  
Waldo...  
& mark the 5 year  
Anniversary of his passing

What better way than  
with a Party?  
1pm 'til whenever

Kid Chilleen's Steakhouse  
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Live Music  
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EVERYONE welcome

C'mon out, share some  
memories, & pay respects  
to a man who has left a  
lasting mark on  
AridZona's biker community.

Welcome Charity Home  
from her latest deployment

FMI: 480-855-4023

October 2, 1955 ~ May 4, 2007

# We're Having a Party!

No Smiling!      No Fun Having!      Blue Skies!

## US DEFENDERS PROGRAM

Permission to Reprint

“Let us form one body, one heart, and defend to the last warrior our country, our homes, our liberty, and the graves of our fathers.” Tecumseh

What we are:

The US Defenders is a grass roots manpower movement formed from within each Confederation of Clubs from every state. Composed of State Citizen Biker manpower from Motorcycle Clubs and C.O.I.R (Coalition of Independent Riders) representatives, the US Defenders work in solidarity for the common good of our communities and to defend the Constitution of these Unites States of America.

Mission: The US Defenders stand ready to implement and support motorcycle rights organizations and other organization’s “Call-to-Actions” that are identified as falling within each Confederation of Club’s agenda. The US Defenders also “Stand at the Ready” when it comes to assisting your State’s Civil Defense in emergency situations such as tornado or flood damage that may befall our communities.

US DEFENDERS: The US Defenders program was commissioned by National Commander Gimmi Jimmy in the early fall of 2007 and has taken on a force of its own. Composed of members from every state COC and their COIR representatives, these freedom fighters have been appointed by their club, or selected from the independent rider community. The US Defenders units, led by each state’s Secretary of Defense and his unit commanders, will report to the National Lieutenant Commander who will assist you in all phases of the US Defenders program. Commissioned by your state’s COC, each US Defender will wear a state COC sanctioned US Defender patch that

cannot be sold or traded; it is the property of the state. Any changes in personnel will need to be coordinated with the unit’s

All US Defenders will be trained in “Call-to-Action” grass root strategies such as letter writing campaigns, emailing and

One of the most important tools of a US Defenders Unit will be the US Defender’s Booths that will be set up and manned at most major events and rallies across your state including motorcycle rallies, drag races, car and truck shows, etc. The mission of the US Defenders Booths will include registering voters, handing out US Defender and state COC literature, signing up C.O.I.R individuals, completing surveys and distributing “I SUPPORT” gear whose donations go directly to help fund the movement.

The US Defenders program promises to be the most exciting grass roots movement destined to spread across the country, all us working in concert together can achieve great things. Motorcycle club members, independent riders and even non-riders alike are coming together in solidarity in an effort to defend our constitutional liberties and to protect our right to pursue the biker lifestyle that we live day and night.

Remember, “One Heart, One Voice”!

For any questions concerning the US Defenders Program or to find out how you can get involved contact me directly at

paul@usdefenders.org or attend the next regional Confederation of Clubs meeting in your state.



commander to which they are assigned.

The US Defenders program is not a Motorcycle Rights Organization (MRO) such as the TMRA, TMRA II, ABATE, AIM, MRF and the AMA, but manageable units of Motorcycle Clubs and Independent Riders manpower.

phoning state and national legislators and canvassing crowds who will then take that training back to their clubs or groups to implement the action. Open training seminars in grass roots strategies like letter writing to legislators will be conducted by state and national leaders and teachers from around the country.

Respect,  
Paul  
Lt. Commander  
US Defenders  
512.276.0681

## BROTHERHOOD RC



The Brotherhood RC (BRC) was founded in July, 2009 as a group of individuals brought together through friendship and the commonality of Motorcycle Riding. We are a one-piece patch Riding Club. We originated in Arizona, and are located throughout the Phoenix valley area.

The BRC is a family orientated Riding Club. We value our significant others as Brotherhood RC Supporters. We welcome fellow Bikers unto our fold as friend and look to build on these relationships.



We are active in our community supporting Local and National charitable organization’s motorcycle events, as well as other Arizona club’s charity events. We are also an Associate Club of the ACMC and support their Bikers Rights representation.

For questions or additional information, please see our Brotherhood RC Forum at [www.brotherhoodrc.proboards.com](http://www.brotherhoodrc.proboards.com)

# DRRMC WE CARE RUN 2012



# ANTI-DISCRIMINATION LAW - ARIZONA

DISCRIMINATION ON THE BASIS OF CLOTHING OR CLUB MEMBERSHIP IS ILLEGAL

Arizona's Civil Rights legislation codified in A.R.S. Sec.41-1401, et.seq. establish a Civil Rights Division & Advisory Board and was modeled after the U.S. Civil Rights Act of 1964 (Title VII,42 U.S.C.A Section 2000e,et.seq.),therefore the Federal courts construction of Title VII is persuasive in construing Arizona's Civil Rights Act. A "civil right" has been defined as a privilege accorded to and or a right due from one individual and another, the trespassing upon which is a civil injury for which redress may be sought in a civil action. The interference with a person's lawful conduct and actions is a violation of a civil right U.S. v.Gugel,119 F,Supp.897. To come within the provisions of the Federal Civil Rights Act, discrimination need not be only on the grounds of race, color, national origin, etc., any invidious discrimination is covered.

Nanez v. Ritger, 304 F.Supp.354. Coverage includes the right to free speech, peaceable assembly and freedom of association. Ames v.Vavreck, 356 F.Supp.931.

The U.S. Supreme Court has ruled that individuals have the constitutional right under the First Amendment to wear clothing which displays writing or designs. Cohen V. Ca.,403 U.S.1 5. Arizona prohibits discrimination in all "Places of Public Accommodation" which includes all public places of entertainment, amusement or recreation and all public places where food or beverages are sold for consumption on the premises. Thus, a person's right to wear the clothing of his choice, as well as his right to belong to any club or organization of his choice is constitutionally protected and persons or establishments who discriminate on the basis of clothing or club membership are subject to lawsuit.

with permission-Richard Lester

# BIKER'S PRAYER:



MAY THE SUN RISE IN FRONT OF ME  
MAY THE RAIN FALL BEHIND ME  
AND THE WIND FOLLOW ME  
MAY THE ANGELS OF MY BROTHERS AND SISTERS  
WHO HAVE GONE BEFORE ME  
GUARD MY TRAVELS  
FOR THEY KNOW THE PERILS OF THE ROAD AHEAD OF ME  
KEEP ME SAFE THROUGH THE ROUGH CITY STREETS  
ON MY WAY TO THE LAND OF SWIRLING TURNS  
AND ROLLING HILLS  
LET THE COLORS OF FALL KEEP ME WARM  
LET THE EAGLE GUIDE ME TO THE MOUNTAINTOPS

LET THE MOONS LIGHT GUIDE ME THROUGH THE NIGHT  
MAY MY TIRES NOT FAIL ME  
NOR MY ENGINE GROW OLD  
MAY MY BIKE DRAW LIFE FROM THE STREAMS I PASS  
KEEP MY SEAT SOFT AND MY MIND SHARP  
LET THE AIR OF SPRING BREATHE LIFE INTO MY SOUL  
TO JOURNEY TO ANOTHER ADVENTURE  
BESIDES MY BROTHERS AND SISTERS  
Amen!  
By: Cheryl Lyn Martiner (with permission)

## SHO RYDERS MC

# 9TH ANNUAL BBQ

**DATE:** SAT..MAY 19TH  
**TIME:** NOON TO 5PM  
**NEW LOCATION:**  
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**BIKE SHOW** (TROPHIES AWARDED)  
\$\$ 50/50 \$\$ & RAFFLES (LOTS OF PRIZES)  
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**AFTER PARTY 9PM TO 2AM**  
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MENTION SHO RYDERS MC FOR A SPECIAL RATE

**QUESTIONS & VENDOR INFO CONTACT**  
TIPZEE@SHORYDERS.COM

## KEEP MESA FREE

**Confederation Club Members, Supporters and Friends of Red & White. Our brothers Shaune and N8 are both about to start very important and expensive cases to fight Arizona's unconstitutional "Gang Enhancement" law. We need to set a president that motorcycle clubs are not "Gangs" and we need your help. We are selling men's and women's "Free Mesa" T-Shirts with cool designs on the front and an appropriate message on the back! The cost is \$20. We would appreciate it if you put together an order for your members and/or old ladies and friends. The shirts are \$20 each. We will even bring the order to you so we can say "thank you" (when you meet).**

**To place your order call or email Irish @ 602-819-2308 / moranjohn@yahoo.com**

**HAMC Mesa thanks you for your support!**

# CELEBRATING SONNY'S 55TH ANNIVERSARY



## AMA NEWS & NOTES

### Sign up now to save at AMA International Women & Motorcycling Conference

Your browser may not support display of this image. AMA members can sign up now to take advantage of big savings at the 2012 AMA International Women & Motorcycling Conference, which will take place July 26-29 in Carson City, Nev. Pre-registration is just \$125 and includes:

- A gift bag
- Conference T-shirt
- Entry to seminars, the Moto-Action Center, the marketplace and the Women's Health Fair
- Manufacturer demo ride priority
- Friday night cookout
- Saturday night celebration banquet
- Skills class access (additional fee may apply)

Register here: <http://events.r20.constant-contact.com/register/event?llr=vw9ldxbab&oeidk=a07e5b2rc65a3dc83f3>

The AMA also has announced a preliminary schedule and a seminar lineup. Check out [WomenAndMotorcycling.com](http://WomenAndMotorcycling.com) for more information.

And be sure to "Like" our Facebook page at <https://www.facebook.com/AMAWomenAndMotorcycling> to share your stories and ideas with other participants!

### U.S. lawmakers want Oregon forest concerns addressed

April 24, 2012 AMA (Printed with permission)

Two U.S. senators are asking the U.S. Forest Service (USFS) to ensure that the public is heard when reconsidering a travel plan for the Wallowa-Whitman National Forest in Oregon that bans vehicles from 3,600 miles of roads. At the same time, an Oregon congressman is suggesting that language be written into the USFS budget requiring the agency to revise travel management plans when the public

opposes them. A recently released travel management plan for the Wallowa-Whitman National Forest has sparked outrage from Oregonians who feel their input was ignored. The travel management plan banned motorized travel on 3,600 miles of roads, leaving 3,065 miles of roads and trails open. The travel management plan affects about 1.3 million acres of the forest. In mid-April, Wallowa-Whitman Forest Supervisor Monica Schwalbach announced she was withdrawing her approval of the travel management plan to gather more public input. In a letter to USFS Chief Tom Tidwell, U.S. Sens. Jeff Merkley and Ron Wyden (both D-Ore.) wrote: "We applaud the Forest Service in their recent announcement to 'stop the clock' and withdraw the travel management decision. This is an important first step, but it will be essential that the concerns raised by the public are heard and addressed by the Forest Service as you move forward." The lawmakers noted that, among other things, constituents complained that the road closures could negatively impact tourism, the travel maps are confusing, closed roads won't be marked so people won't know which ones are closed, and many volunteers helped inventory existing routes but their input was ignored.

"Given the many concerns that have yet to be adequately addressed, we are encouraged that the decision for the Wallowa-Whitman National Forest Travel Management Plan has been withdrawn," the senators wrote. "We would now urge that you both fully re-engage with the public to ensure all stakeholders have an opportunity to raise their concerns, and respond to these concerns as you prepare a finalized Travel Management Plan." U.S. Rep. Greg Walden (R-Ore.) also wants the USFS to address public concerns, and he is suggesting that language should be written into the USFS budget for the next fiscal year that begins Oct. 1 to ensure that happens. In a letter to Chairman Mike Simpson (R-Idaho) and Ranking member James Moran (D-Va.) of the U.S. House Appropriations Subcommittee

*continued page 34*

## DID YOU KNOW?

**Ochlocracy (aka Mob Rule):** Trusting of the instincts and power of large group-no consistent civics at all.

**Lynching Anarchism:** No government or other hierarchy, a common ethical code enforced only by personal governance (self-rule) and voluntary association.

**Anarchist Catalonia Minarchy:** A minimal hierarchy—e.g. sometimes said to include Eco-anarchism Libertarianism. A philosophy based on the premise that all individuals are sovereign over their own lives and that personal freedom should be maximized as much as possible.

**Direct Democracy:** Decisions made directly by the people without guidance or moral suasion, usually relying on multiple choices laid out by experts as advocated by Ross Perot.

**Deliberative Democracy:** Decisions made by locally grouped citizens obligated to participate in consensus decision making process as advocated by Ralph Nader.

**Representative Democracy:** A political class of elected representatives is trusted to carry out duties for the electors – these may be responsible to any group in society, or none, once elected United Kingdom, Australia, Canada, USA, France, Germany, India.

**Technocracy:** Reliance on castes of bureau-

crats and scientists to rule society, and define risk for the whole society – sometimes generalized into anticipatory democracy. This can be interpreted as leading to or including kleptocracy. China

**Aristocracy:** General trust in one class in society to rule and protect, e.g. members of particular noble families that have worked for and/or defended the community across many generations (i.e. "old" money), upholding traditions, standards of living, art, culture, commerce, and defense. Not to be confused with plutocracy, where rule is based solely on financial wealth.

**Theocracy:** Government led by religious beliefs or culture. Theocracies are led by powerful religious figures and follow rules based on religious documents. Vatican City, Islamic Republic of Iran

**Constitutional Monarchy:** A monarch, possibly purely symbolic and devoted to moral example, avoiding vesting such popularity in any less trustworthy political figure—typically tied to at least some deliberative institutions, and making the monarch a tiebreaker or mediator or coach United Kingdom, Spain, Japan, Thailand, Canada, and the Netherlands.

**Absolute Monarchy:** A monarchy who carries absolute power, with no requirement to answer to the legislature, judiciary, or the citizenry. Rule is generally hereditary. Saudi Arabia, Brunei, Oman.

## NATIONAL COALITION OF MOTORCYCLISTS



27th Annual  
NCOM CONVENTION  
May 10-13, 2012



FOR MORE INFORMATION REGARDING THE NCOM CONVENTION CALL 800/531-2424

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Note: your Convention packet WILL NOT be mailed to you. Upon arrival at the NCOM Convention check in at the Pre-registration booth in the hotel lobby to pick up your wristband and convention information. THIS WRISTBAND MUST BE WORN for admittance into all workshops and seminars. No one will be admitted without it. You will also receive you Banquet ticket(s) if your pre-registration included the Silver Spoke Award Banquet on Saturday evening. You will need your banquet ticket to be admitted into the Silver Spoke Awards Banquet

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# SCREW LAUGHLIN RUN 2012



## AMA NEWS & NOTES CONTINUED

on Interior, Environment and Related Agencies, Walden notes: "The implementation of the travel management rule on the Wallowa-Whitman and Malheur National Forests in eastern Oregon has had a troubling history. "Despite many attempts to communicate the local social and economic needs, the local communities, counties and multiple-use user groups in these communities have felt that their voices have not been heard in the planning process," he wrote. "As the national forests proceed with finalizing these travel management plans, it's becoming clear to many communities that their input was ignored to a great extent, if not completely." Walden suggests the lawmakers include language in the next USFS budget committee report stating: "Where communities are dissatisfied with travel management plans, the committee directs the Forest Service to revise these plans in consultation with, and to include more input from, the communities. "Due to specific concerns related to travel management plans in the state of Oregon, the committee directs the Forest Service to reassess its methodology used to exclude from the travel management planning process large tracts of Wilderness areas thereby making it appear as though the forest had a much higher percentage of area suitable for motorized recreation than is actually the case, thereby allowing for more motorized trails and roads to be closed."

### Support bill to require U.S. Environmental Protection Agency to seek independent scientific analysis on the effects of 15 percent ethanol

Contact U.S. House Speaker John Boehner and your representative today!

On April 19, the American Motorcyclist Association (AMA) sent a letter to U.S. House Speaker John Boehner urging the House to consider H.R. 3199 that would require the U.S. Environmental Protection Agency (EPA) to seek independent scientific analysis on the effects of E15 gasoline as soon as possible. This bill needs the support of the House so the American people will know exactly how the use of 15 percent ethanol blend (E15) gasoline will affect the operation of their vehicles. The House Committee on Science, Space and Technology reported H.R. 3199 favorably, as amended, with a vote of 19-7 on Feb. 7. The bill was introduced by U.S. Rep. Jim Sensenbrenner (R-Wis.). "The EPA's decision to allow E15 into the marketplace will impact every American who owns a car, lawnmower or boat," Sensenbrenner said. "Automakers insist that using E15 will void warranties, lower fuel efficiency and cause premature engine failure. In off-road engines, the effects can even be dangerous for users. "There are serious concerns that the EPA used only one Department of Energy test and rushed E15s introduction into the marketplace,"

Sensenbrenner said. "This test was limited in scope and ignored a plethora of evidence -- albeit inconvenient evidence for the EPA -- that shows E15 gasoline has a negative effect on engines." The new E15 gasoline formulation may soon appear at a fueling station near you, and you need to be careful how you use this new fuel blend. That is because the EPA, in October 2010, approved E15 for use in model year 2007 and newer light duty vehicles (cars, light-duty trucks, and medium-duty passenger vehicles). In January 2011, it added model year 2001-2006 light duty vehicles to the approved list.

Riders should pay attention to this list because no motorcycles or ATVs are currently listed. The AMA is concerned about E15 because it burns hotter than gasoline that contains a lesser amount of ethanol. In engines not designed to dissipate that extra heat, damage in the form of premature wear can result. Although this is a concern in all motorcycles, it's particularly problematic for air-cooled engines found in many bikes. Moreover, use of E15 may even void the manufacturer warranty. Since the approved list includes many light-duty vehicles in use today, refineries, distributors, and fueling stations may choose to offer primarily E15 gasoline because of this action by the EPA. This should concern all motorcyclists and off-highway enthusiasts since this may affect the availability of gasoline with less or no ethanol (E10 or E0). For more information on this issue, read the August issue of American Motorcyclist magazine, which includes a column entitled "Alcohol and Motorcycles Don't Mix." The AMA supports H.R. 3199 and urges its members and, all motorcycle and all-terrain vehicle riders, to contact Boehner and their representatives to voice their support for this bill. You can send a prewritten email to your representative immediately by following the "Take Action" option and entering your information. The AMA encourages riders to personalize their message by drawing on their own personal riding experiences. Please write Boehner and your representative today and urge them to support H.R. 3199. Act now to contribute a non-tax deductible amount to the AMA. This is just the latest example of efforts by the EPA to thwart your freedom to ride. To contribute, please call Membership Services at (800) AMA-JOIN (262-5646) and press "2" and say, "I would like to contribute to protect my freedom to ride." The hours for Membership Services are Monday-Thursday 8:30 a.m.-8 p.m. and Friday 8:30 a.m.-5 p.m. (all times Eastern). Another option is for you to help us support our friends in Congress. The AMA has created the American Motorcyclist Political Action Committee (AMPAC), which allows us to provide support to members of Congress who battle to preserve your rights. For a detailed analysis of this issue, including access to related documents, please sign up to be an

AMA Defender member by calling us at (800) AMA-JOIN (262-5646). AMA Defender membership includes all of the benefits of an AMA Champion membership, plus it designates a \$10 annual contribution to the advocacy efforts of the AMA Government Relations Department. Some additional benefits include a copy of the AMA Government Relations Department Annual Report (which summa-

rizes our governmental activities from the past year including a breakdown of the top federal and state issues, behind-the-scene numbers, graphs and new online tools), and a detailed analysis of crucial issues, including access to related documents through the AMA Action Alert system. Defender members who sign up to receive Action Alerts automatically receive the detailed analysis.



Sho Ryders MC Supports  
the ACMC in  
their efforts and fight  
against the  
discrimination and  
profiling of bikers in AZ



## MRF NEWS AND UPDATES

MRF E-MAIL NEWS Motorcycle Riders Foundation  
236 Massachusetts Ave. NE | Suite 204 |  
Washington, DC 20002-4980  
202-546-0983 (voice) | 202-546-0986  
(fax) | <http://www.mrf.org>

12NR14 - MRF News Release - MRF Meets with US DOT Secretary to Discuss Motorcycle-Only Roadside Checkpoints

FOR IMMEDIATE RELEASE  
April 2012

Contact: Jeff Hennie, Vice President of Government Relations and Public Affairs

MRF: FOR IMMEDIATE RELEASE  
MMA UPDATE: Senate Bill 2204 - Right to Repair

Representatives of the Massachusetts Motorcycle Association (MMA) were at the State House on Thursday April 26, 2012 the day Senate Bill 2204 with all amendments was scheduled to be heard before the full Senate. After a very brief discussion on the bill, the Senate via a voice vote postponed further debate until May 10, 2012.

According to Senate Rules this is the last time debate on this bill can be postponed so it should definitely be heard and voted on that day. We strongly encourage all riders to continue to call, fax, and send letters to your respective Senators even if you have already done so; if you haven't yet it is even more important that you do. Remember to tell them you support the bill as written with Senator Richard Moore's amendment. Please also tell them that you do NOT support Senator Thomas P. Kennedy's amendment that would exempt motorcycles entirely from this bill. Also, please remember that this bill sits before the Senate so please contact your State Senator, not your State Representative. We will issue additional information and instructions at a later date if necessary.

To find your State Senator please go to <http://www.malegislature.gov/People/Search> and type in your address.

For more information concerning this matter please contact MMA Chairman Dave Condon at [chairman@massmotorcycle.org](mailto:chairman@massmotorcycle.org) or by calling 1-800-432-1MMA.

MRF Bikers Inside The Beltway National Lobby Day Networking

Recently the Motorcycle Riders Foundation (MRF), along with ABATE of Illinois, sat down with United States Department of Transportation (DOT) Secretary Ray LaHood to discuss a few key motorcycle issues. First and foremost is the issue of the National Highway Traffic Safety Administration's (NHTSA) funding of mandatory motorcycle-only roadside checkpoints. LaHood let his arsenal of safety experts defend the checkpoints. It was revealed that the only state to apply

for the funds was Georgia. No other states expressed any interest in the federal program. There was a lively debate about the checkpoint issue, and we eventually had to agree to disagree on the effectiveness, fairness, and resource worthiness of mandatory motorcycle-only roadside checkpoints. As of now, NHTSA does not have any plans for future funding of these checkpoints. We also discussed the Department's position on E-15 blended fuel, they don't have one. LaHood is stepping down from the DOT Secretary role at the end of the year.

Reminder: MRF Bikers Inside The Beltway National Lobby Day



The Motorcycle Riders Foundation (MRF) is pleased to announce that the 4th annual Michael "Boz" Kerr Memorial Bikers Inside The Beltway national lobby day will be held Thursday, May 17, 2012 in Washington DC. The MRF will have secure, free parking for motorcycles just steps from the US Capitol Building.

From 9:00-11:00am, participants will meet at the motorcycle parking area for registration, instruction and lobby material pickup. From 1:00-2:00pm, there will be a program with Congressional speakers. Lobbying your federal officials will take place from 11:00am-1:00pm and any time after 2:00pm.

The MRF encourages you to schedule appointments with your Representative and Senators during the lobbying hours. It is best to begin scheduling those appointments now, as their calendars fill up quickly, particularly on a busy legislative day. Plan your appointments according to your arrival time. If you plan to arrive

promptly at 9:00am (don't forget to take DC traffic into consideration), you can schedule meetings anytime from 9:45am until 12:30pm without conflict with the program that begins at 1:00pm. If you plan to arrive at 11:00am, you can schedule meetings from 11:30am until 12:30pm, and of course after the Congressional program. Should you not be able to get an appointment, plan on dropping by as many offices from your State as you can during lobby times. Feel free to contact the MRF office with any questions about scheduling.

The MRF has secured free parking from 7:00am until 7:00pm just steps from the US Capitol and the House and Senate of-

ice buildings. The exact location of the parking is on 3rd street SW and NW between Madison and Jefferson drives. A map can be found at: <http://tinyurl.com/7h6k9vw>

An event flyer for Bikers Inside The Beltway is also available on the MRF website: [http://r20.rs6.net/tn.jsp?e=0015pfY19RR6Ch0mlT4-odpuVku6asPeb96YauJT-gKLtR9x0IWOGw0hrUjz4FzxBYxl6ZC3GHD7s3AB9CAign1HayBaY1Euy-DyUS7UFhsGF7VZa4h5oSTwqxj5WSRJ\\_CNwqann8M4xAPxgq3PMs71da2A==T](http://r20.rs6.net/tn.jsp?e=0015pfY19RR6Ch0mlT4-odpuVku6asPeb96YauJT-gKLtR9x0IWOGw0hrUjz4FzxBYxl6ZC3GHD7s3AB9CAign1HayBaY1Euy-DyUS7UFhsGF7VZa4h5oSTwqxj5WSRJ_CNwqann8M4xAPxgq3PMs71da2A==T) his year's Bikers Inside The Beltway national lobby day coincides with an MRF Board of Directors meeting the following weekend, provide a perfect opportunity for you to see your MRF Board in action. For more information regarding the times and location of the MRF Board meeting, contact the MRF office in DC.

MMA URGENT CTA - RIGHT TO REPAIR WITH POTENTIALLY SIGNIFICANT MOTORCYCLE IMPACT

The Massachusetts Motorcycle Association (MMA) has just learned that Senate Bill 2204 will be heard on the Senate floor on Thursday April 26, 2012. Senate Bill 2204 is an act relative to right to repair motor vehicles here in the Commonwealth. The MMA is asking all riders, their friends, and family to take immediate action on this bill because it now could contain specific and potentially significant language that affects motorcycles adversely. The MMA has learned that State Senator Thomas P Kennedy (D) Brockton has filed an amendment to exempt motorcycles completely from this bill. What this would mean to all of us is, in the future we could actually lose our right to repair our own motorcycles or have our favorite local small motorcycle shop be able to repair them for us. If motorcycles are exempt from this and the trend to place computers in them for diagnostic purposes continues the only place you would be able to have your motorcycle repaired is a factory authorized repair facility or at the dealership from where you purchased your motorcycle. Many modern motorcycles (those manufactured in the past few years and beyond) are now heavily computerized and many riders are already reporting that their independent service providers do not have the required access to manufacturer's authorized dealers in order to diagnose and reset computer codes. The manufacturers are the ones that approached Senator Kennedy and told him they want motorcycles exempted from this bill. Of course they do, they do not want after-market manufacturers in business, local repair shops or even you yourself being able to repair your own vehicle. The MMA feels this would be a very unfair advantage to the dealerships and the companies and could result in monopolies by the manufacturers and increased pricing to us the consumer. Because we only have Wednesday April 25, 2012 to act on this the MMA requests that you contact your State Senator, via a phone call or a fax, immediately and let them know you do not want to be exempt from this law under Senator Kennedy's amendment. Tell them you support Senate Bill 2204 as currently written and amended by State Senator Richard T. Moore (D) Uxbridge. Senator Moore has filed an amendment to NOT have motorcycles exempted to the entire bill, rather only the specific section dealing with emissions testing during motor vehicle inspections which does not currently apply to motorcycles anyway.

To find your State Senator please go to this link <http://www.malegislature.gov/People/Search> and type in your address. For more information concerning this matter please contact MMA Chairman Dave Condon at [chairman@massmotorcycle.org](mailto:chairman@massmotorcycle.org) or by calling 1-800-432-1MMA.

## BIKER NEWSBYTES

Compiled & Edited by Bill Bish,

National Coalition of Motorcyclists (NCOM)

### MICHIGAN RIDERS WIN HELMET FREEDOM

Proving that persistence pays off, motorcyclists in Michigan shook off the sting of two previous gubernatorial vetoes of their helmet law repeal bills over the past few years and bounced back to win freedom of choice with the stroke of their new governor's pen.

"Michigan gained freedom today when Governor Rick Snyder signed the bill (SB 291) into law (Public Act #98) that repeals the 37-year old mandatory helmet law," announced Angel Richardson, Legislative Director for the Michigan Confederation of Clubs and a member of the National Coalition Of Motorcyclists (NCOM) Board of Directors. "The repeal is effective immediately!," she continued. "Thanks to everyone who made a phone call, sent a letter or a postcard, or sent an e-mail.....your efforts made a difference."

The Michigan legislature overwhelmingly approved the measure with broad bipartisan support, and with Gov. Snyder's signature on April 12th Michigan now joins 30 other states in amending their mandatory helmet law in favor of adult choice. "The new law modernizes Michigan's outdated mandatory helmet law, which was a holdover from bygone days leaving Michigan in the minority as one of only 20 states left enforcing an empty federal mandate," said Vince Consiglio, President of ABATE of Michigan.

The proposal to update Michigan's mandatory helmet law was introduced in the Senate by Senator Phil Pavlov (R) St. Clair. "Every year, millions of dollars leave our state because of Michigan's outdated mandatory helmet law," Pavlov said. "This bipartisan plan will keep our dollars here, attract even more tourists to Michigan and help our state in these tough economic times."

Allowing motorcyclists to ride helmet-free could also generate more than \$1 billion in direct and indirect revenue, according to a recent Michigan Consultants study.

The new law gives Michigan the strictest requirements for riding helmet-free of any state that has modified mandatory helmet laws for adult choice. To ride helmet-free in Michigan, motorcyclists must:

\* Be at least 21 years old.

\* Have at least two years of riding experience or undergo special safety training.

\* Carry at least \$20,000 in additional medical insurance.

"On behalf of the NCOM Board of Directors we congratulate the State of Michigan on a job well done and to all who supported them," said James D. "Doc" Reichenbach II, Chairman of the NCOM Board.

### NEW VIRGINIA LAW ALLOWS MOTORCYCLISTS TO RIDE SIDE-BY-SIDE

Motorcyclists are eager to legally cruise side-by-side now that Governor Bob McDonnell has signed legislation permitting them to ride two abreast in a single driving lane in Virginia.

House Bill 97, sponsored by Delegate Tony Wilt (R-Harrisonburg), passed overwhelmingly 87-10 in the House and 38-2 in the Senate, and will now allow two-wheeled motorcycles to drive alongside each other in one lane. State law currently prohibits motorcyclists from riding next to one another, and violators can be charged with reckless driving.

"The bill allows riders to use their own judgment in determining when it is appropriate to ride beside someone, but does not require them to do so," said Del. Wilt. "One goal is to eliminate the harsh punishment placed on riders for doing something as innocent as pulling aside another rider while stopped or taking off together after being stopped."

Virginia will become the 49th state to accommodate two-abreast riding when the new law takes effect July 1. Vermont remains the only state to prohibit the practice.

### KENTUCKY MOTORCYCLE LICENSING MEASURE PASSES

"HB 328 was signed into law by Governor Steve Beshear on April 11th, 2012," announced Jay Huber, State President of the Kentucky Motorcycle Association in a legislative alert to KMA/KBA members. "In short this bill does two things: Stops the cycle of people riding around on a permit for years and years along with providing a way for 16 and 17 year olds to once again get a motorcycle license."

According to the bill's digest, the new law will "allow a person who has received an intermediate operator's license to apply for a motorcycle instruction

permit; make a motorcycle instruction permit good for 1 year, with the ability to renew the permit 1 time, allow a person whose motorcycle instruction permit has expired apply for a motorcycle operator's license if the person can present proof of successful completion of a motorcycle safety education course."

### MOTORCYCLE SAFETY ACT BECOMES LAW IN WISCONSIN

Governor Scott Walker signed AB55 into law, reports ABATE of Wisconsin, which not only clarifies penalties for right-of-way violations but also establishes motorcycle awareness training in Drivers-Ed courses.

AB55 provides a technical correction for 2006 Wisconsin Act 466, moving the penalty provisions from the courts to an administrative function of the DMV. All right-of-way violators that cause serious injury or death on Wisconsin's roadways will be subject to up to a one thousand dollar fine and up to a nine month license suspension and must complete a DOT approved right-of-way awareness class before being reinstated. Also, AB55 adds a mandatory minimum of thirty minutes of motorcycle awareness training in all drivers' education classrooms throughout the state.

"It is ABATE of Wisconsin's hope that the education and awareness portions of this law will help promote responsible driving on Wisconsin's roadways and make our roads safer for all roadway users," said the motorcyclists' rights organization in a prepared statement.

### FLORIDA FUNDS RIDER SAFETY

"This morning the Governor of the State of Florida signed into law the budget for the next fiscal year," reported ABATE of Florida State President James "Doc" Reichenbach, adding that "Included in the budget was \$250,000 to ABATE of Florida, Inc. for motorcycle safety."

In the past five years the Florida Legislature has put in the budget \$1,250,000 for motorcycle safety to be administered by ABATE. "Congratulations to the members of this great organization," Doc told the membership.

### BIKERS ROLL WITH "COLORS" LAWSUIT

Police claim that a group of bikers was pulled over for wearing improper helmets, but an attorney for the bikers claims they were stopped by state troopers because of their colors.

In a recently issued court opinion, U.S.

District Judge Jerome Simandle in Camden, N.J. said two members of the Pagans Motorcycle Club and one Tribe M.C. member can proceed with their lawsuit stemming from a July 30, 2009, traffic stop in Burlington County, including malicious prosecution. During the stop, New Jersey state troopers ordered riders of six motorcycles to remove their "colors," the members' patched jackets, but the bikers refused -- leading to a federal lawsuit alleging actions by the troopers violated their constitutional rights.

"The court has basically said, 'Yes you have a right to wear a patch, these logos,' " said Norristown attorney Boyd Spencer, who represents the Eastern Pa. Confederation of Clubs.

The bikers were ticketed for not having approved helmets, and were told to remove their colors if they wanted to leave. The whole traffic stop, which lasted more than an hour, was captured by mounted cameras in the police cruisers.

"Now you're all going to take your jackets off, because on this highway, these are the only colors," one of the state troopers told the group after nearly 50 minutes had passed, referring to State Police blue and gold uniforms.

None of the bikers removed his colors, and at a later municipal court hearing, the helmets were found to be legal and a prosecutor dismissed the charges.

"We're looking ... for the court to rule the obvious: These people have a right to wear their colors," said Spencer, who is the Aid to Injured Motorcyclists (A.I.M.) attorney for Pennsylvania and New Jersey, and serves as legal counsel for the local Confederations of Clubs. "This is a widespread practice of police officers harassing people with (club) patches on," asserted Spencer, who contends his clients were stopped and detained by the troopers because of their colors. "It's not an isolated incident."

The state filed a motion to dismiss the lawsuit but Simandle, in his ruling, said the plaintiffs "sufficiently alleged deprivations of a clearly established constitutional right."

### DATA SHOWS HIGHEST RISK FOR NEW MOTORCYCLISTS

Safety studies show the most dangerous time for motorcyclists is their first year riding, peaking in the first month. For motorcycle riders, their first 30 days are about four times more risky than their entire second year. A study by the High-

# BIKER NEWSBYTES CONTINUED

way Loss Data Institute shows 22% of nearly 57,000 collision claims from 2003 to 2007 occurred within 30 days of a new policy taking effect. The claim rate then dropped by one-third in the second month and by almost two-thirds after six months.

## PREDICTING FUTURE CYCLES

The Motorcycle Industry Council has reported a 7.2% gain in first quarter motorcycle sales across 18 leading brands, and a staggering 50% increase in scooter sales – suggesting that the recent spike in gas prices is inspiring more Americans to take to two wheels.

The MIC also notes that total on-highway tire sales rose 27.5% for motorcycles and 48.6% for scooters, indicating that already-owned bikes are seeing usage.

Market prognostication is an iffy proposition at best, but the MIC is boldly offering their first ever estimate for future motorcycle sales, though it's not an entirely rosy outlook. Regarding the remainder of 2012, MIC president Tim

Buche says "Even with low interest rates making this a great time to buy for many people, overall economic uncertainty is leading us to predict we'll have fewer sales in 2012."

The MIC does offer a positive observation: "Spending on maintenance and repairs has been rising since April 2010, according to the business advisory, suggesting that the market for consumers taking care of bikes they've long owned, or improving used bikes they've recently purchased, could continue to improve." The MIC also states that tire sales confirm that riders are putting more miles on their motorcycles, suggesting that while new bike sales might be weak, interest in the sport isn't waning.

## WEIRD NEWS: MOTORCYCLISTS CHARGED WITH TERRORISM FOR NOISY EXHAUST

Prosecutors in violence-stricken northern Mexico have brought terrorism charges against two motorcyclists because their loud exhaust pipes backfired and caused a sound like gunshots that sent a crowd into a panicked stampede.

The two motorcyclists were leaving their workplace near the main square of the northern city of San Luis Potosi, where an Easter week festival was being held. The two got on their bikes and fired them up, and that is when the confusion began. Because the backfiring of the engines sounded like the popping of gunshots, hundreds of people stampeded out of the square seeking cover. But the streets were nearly blocked by vendor stalls, causing the crowd to pile up and resulting in some people getting trampled.

That, not the motorcycle engines, was the real problem, according to the state Human Rights Commission, which has launched an investigation into the arrests and noted that the two suspects had been beaten by police.

State law defines terrorism as acts that "produce alarm, terror or fear in the population ... to disturb the public peace or try to undermine government authority." Officials say state criminal codes often lack lesser but more appropriate charges to handle situations involving acts that may be irresponsible but are hardly

criminal.

It would all seem like a tempest in a teapot, if the two men weren't facing possible sentences of five to 20 years in prison if convicted. While that seems like harsh punishment for a noisy exhaust, authorities said such irresponsible behavior is a real problem for states where drug-gang gunbattles have terrorized residents in recent years.

QUOTABLE QUOTE: "The legacy of heroes is the memory of a great name and the inheritance of a great example." Benjamin Disraeli (1804-1881), British statesman

THE AIM/NCOM MOTORCYCLE E-NEWS SERVICE is brought to you by Aid to Injured Motorcyclists (A.I.M.) and the National Coalition of Motorcyclists (NCOM), and is sponsored by the Law Offices of Richard M. Lester. If you've been involved in any kind of accident, call us at 1-(800) ON-A-BIKE or visit [www.ON-A-BIKE.com](http://www.ON-A-BIKE.com).

## Motorcycle Riders Foundation Motorcycle Statistics Fact or Fiction?



**Analysis** A number of inaccuracies and inconsistencies have been uncovered in examining data related to motorcycle crashes, injuries and fatalities. If the information is incorrect it can only lead to theories and conclusions that are also incorrect or, at the very least, suspect.

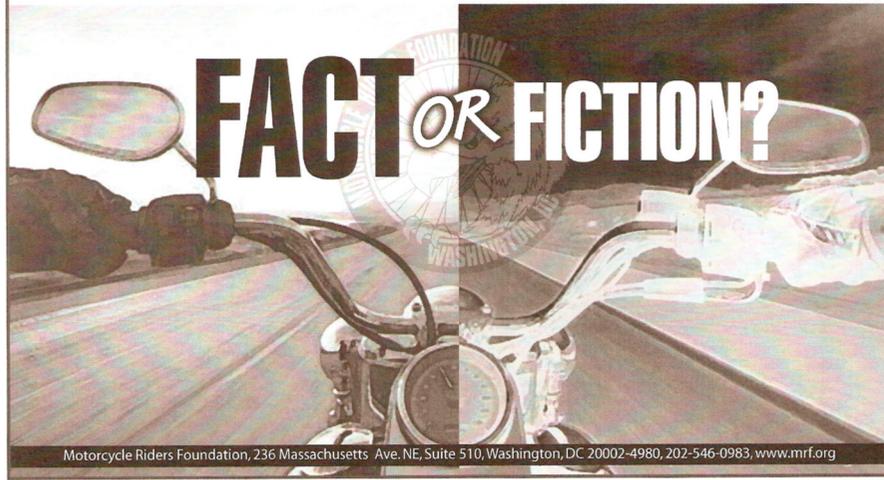
**Solution** Since much of the data is obviously flawed and most of the conclusions are therefore speculative at best, the only true solutions to motorcycle safety are proactive measures which prevent a collision from occurring at all rather than reactive steps that may offer some level of injury mitigation only after a crash has already taken place. Rider education that prepares the motorcyclist to interact with other roadway users by learning and practicing the skills necessary for hazard avoidance and developing a strategy to deal with real world traffic is the primary component of a comprehensive motorcycle safety plan. Additionally, educating all motor vehicle operators to be alert and free of impairment as they share the road with others is critical in deterring crashes caused by inattention.

**Training and Awareness are the Keys...**

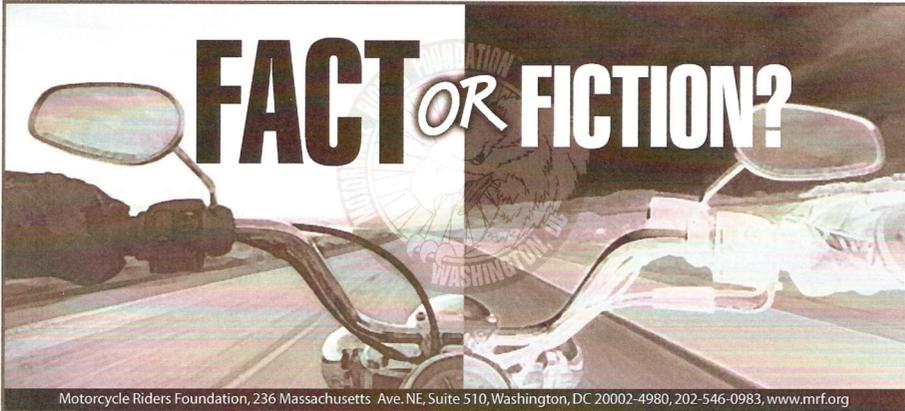
Examples of how the motorcycling community works to address and implement these measures are as follows:

<p><b>Lobby</b> for state legislated rider education programs and work with state program coordinator to develop, promote and improve training courses.</p>	<p><b>Present</b> "Share the Road" programs to driver education classes, civic and social organizations and public meetings.</p>	<p><b>Introduce</b> "Right of Way" legislation that provides prosecutors more opportunities in cases where a motorist's negligence causes injury or death to another.</p>	<p><b>Create</b> Motorcycle Safety and Awareness Month to remind all motor vehicle operators of motorcyclists' presence on the road.</p>	<p><b>Deliver</b> "Ride Straight" messages within the motorcycling culture encouraging everyone to ride and drive free of impairments.</p>
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For more information, contact Jeff Hennie, Motorcycle Riders Foundation, 202-546-0983, [jeff@mrf.org](mailto:jeff@mrf.org)



Motorcycle Riders Foundation, 236 Massachusetts Ave. NE, Suite 510, Washington, DC 20002-4980, 202-546-0983, [www.mrf.org](http://www.mrf.org)



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**Possible Errors?** When errors, omissions or inaccuracies are discovered in reports or statistics, it calls into question the integrity of results. Additionally, small numbers can be easily skewed by slight or seemingly insignificant variations. Furthermore, numbers may be exploited if uncharacteristic highs or lows are used as a baseline. None of these discoveries are intended to argue against helmet use, but rather to demonstrate that suggesting a helmet law is not the solution to motorcycle safety. Individual states need to maintain the ability to determine what measures best address the needs and desires of their residents as suggested in the National Agenda for Motorcycle Safety (NAMS)

**FACT** Comparison of studies is complicated due to varying criteria, wherein one report references riders, it is unclear if that includes passengers or specifically operators. Other papers may refer to the numbers of persons, crashes or vehicles intermittently. This can be quite confusing as the numbers are usually very close and are frequently compared in error.

**FACT** A Minnesota motorcyclist survived a crash only to be struck by a car while standing on the road attempting to flag down a motorist for assistance. This was subsequently counted as a motorcycle fatality.

**FACT** A Pennsylvania taxi driver, with multiple suspensions, was responsible for about two percent of the state's total motorcycle fatalities when he caused a crash with three motorcycles and killed five helmeted riders in a single incident.

**FACT** Motorcycle fatalities dropped by 10% in 2009 and preliminary reports indicate that 2010 numbers will be further reduced by at least 2%. The Motorcycle Industry Council advises that sales of replacement tires were up by 6.1% in 2010, suggesting an increase in motorcycle usage. A decrease in fatalities despite an increase in exposure would suggest that motorcycle safety and awareness programs, specifically rider education courses, have been successful.

**FACT** The National Transportation Safety Board has investigated over 120,000 airplane incidents, over 60,000 surface transportation incidents, and just 6 individual motorcycle incidents in their entire 44 year history — Apparently enough investigation to warrant adding mandatory helmet laws for motorcyclists on their "top ten most wanted list".

**FACT** According to preliminary data from the Governors Highway Safety Association, states that have a mandatory adult helmet law had six fewer fatalities in 2010 than in 2009, while free choice states saw a reduction of 74. The state with the single largest decline in fatalities (Texas -60) is a choice state and a state which requires helmets on all riders tied for the greatest increase (New York +24).

**FACT** FARS continues to include "mopeds" in motorcycle crash statistics despite the fact that most states do not require registration of these vehicles. This practice skews the most respected method of measuring the effectiveness of motorcycle safety programs, which is the ratio of accidents, injuries and fatalities per 10,000 registrations.

For more information, contact Jeff Hennie, Motorcycle Riders Foundation, 202-546-0983, [jeff@mrf.org](mailto:jeff@mrf.org)

## AMA REMINDS US: MOTORCYCLE AND SCOOTER ANNUAL RIDE TO WORK DAY IS MONDAY, JUNE 18.



Look for more motorcycles and scooters this year on June 18th. It will be the twenty-first annual worldwide 'Ride to Work Day'. An estimated one million riders become two-wheeled commuters to help demonstrate that riding is an efficient, economical and beneficial form of personal transportation. Participant-riders are of all ages, occupations and from all walks of life. "Motorcycles and scooters consume less resources per mile than automobiles, and take up less space in parking areas and on roads. Riders seek employer and community support for this efficient form of transportation, and more government and public awareness about riding's many benefits," states Andy Goldfine, an event organizer. Over 100 American cities recognize Ride to Work Day by proclamation. According to the Ride to Work non-profit organization, commuting showcases the positive value

of motorcycles and scooters for transportation. For hundreds of thousands of workers, motorcycles and scooters are an economical, efficient and socially responsible form of mobility that saves energy, protects the environment and provides a broad range of other public benefits. Motorcycling and scootering clubs around the world encourage their members to ride to work, especially on this annual day. According to the United States Census Bureau and the Department of Transportation, over eighty million cars and light trucks are used for daily commuting on American roads, and about 200,000 motorcycles and scooters are a regular part of this mix. On Ride to Work Day, the practical side of riding becomes more visible as a large number of America's 8,000,000 cycles are ridden to work. (Reprint with permission)

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And all its Members. Standing along side my brothers  
and sisters in unity and strength.**

## MOST OF OUR GENERATION WERE 'HOME SCHOOLED' - IN SOME WAYS..

1. My mother taught me TO APPRECIATE A JOB WELL DONE .

"If you're going to kill each other, do it outside. I just finished cleaning."

2. My mother taught me RELIGION.

"You better pray that will come out of the carpet."

3. My mother taught me about TIME TRAVEL.

"If you don't straighten up, I'm going to knock you into the middle of next week!"

4. My mother taught me LOGIC.

"Because I said so, that's why."

5. My mother taught me MORE LOGIC .

"If you fall out of that swing and break your neck, you're not going to the store with me."

6. My mother taught me FORESIGHT.

"Make sure you wear clean underwear, in case you're in an accident."

7. My mother taught me IRONY.

"Keep crying, and I'll give you something to cry about."

8. My mother taught me about the science of OSMOSIS .

"Shut your mouth and eat your supper."

9. My mother taught me about CONTORTIONISM.

"Will you look at that dirt on the back of your neck!"

10. My mother taught me about STAMINA .

"You'll sit there until all that spinach is gone."

11. My mother taught me about WEATHER.

"This room of yours looks as if a tornado went through it."

12. My mother taught me about HYPOCRISY.

"If I told you once, I've told you a million times. Don't exaggerate!"

13. My mother taught me the CIRCLE OF LIFE.

"I brought you into this world, and I can take you out.."

14. My mother taught me about BEHAVIOR MODIFICATION.

"Stop acting like your father!"

15. My mother taught me about ENVY.

"There are millions of less fortunate children in this world who don't have wonderful parents like you do."

16. My mother taught me about ANTICIPATION.

"Just wait until we get home."

17. My mother taught me about RECEIVING.

"You are going to get it when you get home!"

18. My mother taught me MEDICAL SCIENCE.

"If you don't stop crossing your eyes, they are going to get stuck that way."

19. My mother taught me ESP.

"Put your sweater on; don't you think I know when you are cold?"

20. My mother taught me HUMOR.

"When that lawn mower cuts off your toes, don't come running to me."

21. My mother taught me HOW TO BECOME AN ADULT.

"If you don't eat your vegetables, you'll never grow up."

22. My mother taught me GENETICS.

"You're just like your father."

23. My mother taught me about my ROOTS.

"Shut that door behind you. Do you think you were born in a barn?"

24. My mother taught me WISDOM.

"When you get to be my age, you'll understand."

25. My mother taught me about JUSTICE.

"One day you'll have kids, and I hope they turn out just like you!"

# MASSACHUSETTS MOTORCYCLE ASSOCIATION ESTABLISHES A METHOD TO IDENTIFY BIKER FRIENDLY ESTABLISHMENTS

In response to numerous concerns raised by motorcyclists regarding the fact that more and more establishments across this state are either posting signs or have stated a no colors policy the Massachusetts Motorcycle Association (MMA) has established a method to identify both biker friendly and biker unfriendly establishments. Signs such as the one below seem to be popping up in more and more establishments throughout the state.

The MMA feels this is an extremely discriminatory practice and has met with riders to address this issue. Therefore, in conjunction with the publication of this press release, a web page has been established on the MMA's web site that will identify both biker friendly and biker unfriendly establishments. This page can be viewed at the MMA's web site [www.massmotorcycle.org](http://www.massmotorcycle.org) by clicking the Biker Friendly Menu Button on the left. This page will be a working document and input from all riders is encouraged. Please check back often for updates, additions, and hopefully deletions. For clarification purposes the MMA is defining a biker unfriendly establishment as "any establishment that either displays a sign or has a stated no colors policy by the owner

or manager." It was felt that just because an establishment allows certain riders or holds rides to and from their business but maintain a no colors policy this did not in fact make them biker friendly. Instead it makes them hypocrites and they want your biker dollars but they want it on their terms. Last year, through threatened boycotts and bad press, the MMA was successful in having two charity rides moved from one business on the South Shore because they wanted rides to end at their business but they had an established no colors policy. The organizers of these events saw our point and moved their rides to more biker friendly establishments and both events were very successful as a result. It is hoped that all riders of this state will follow this example, band together, and not patronize any establishment that has a no colors policy. In a further attempt to recognize businesses that are biker friendly, the MMA has designed and purchased easy identifiable window stickers that can be placed in the front windows or doors of these biker friendly establishments.

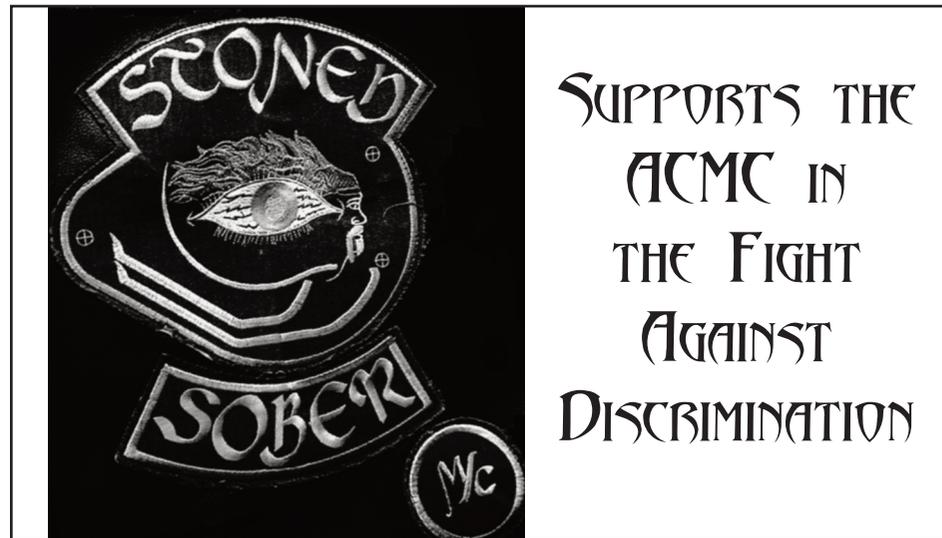
Businesses that are Gold Card members of the MMA will also be identified by a similar sticker except that it will say MMA

Gold Card member and by virtue of that they are biker friendly establishments.

Again the MMA will be relying on the riders of this state to identify the business that are worthy of these stickers and our biker bucks. To report biker friendly establishments, biker unfriendly establish-

ments, or to obtain a sticker please contact [Chairman@MassMotorcycle.org](mailto:Chairman@MassMotorcycle.org), [ViceChair@MassMotorcycle.org](mailto:ViceChair@MassMotorcycle.org) or [BikerFriendly@MassMotorcycle.org](mailto:BikerFriendly@MassMotorcycle.org).

Let's all unite and stop this discrimination of our own!



**2012 BEST of the West Pre-Registration**  
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 \$60.00 Current MRF Member  
 \$70.00 Non-MRF Member  
 \$70.00 Current MRF Member (after May 15, 2012)  
 \$80.00 (Non-MRF Member (after May 15, 2012))

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Send check or money order to: MRF, 236 Massachusetts Ave NE, Suite 204, Washington, DC 20002-4980 before May 15, 2012. After May 15, 2012 registration fee increases \$10.00 per person (price above reflects the \$10.00 increase). For room reservations call 800-634-6575 (rooms must be reserved by May 15, 2012).

The Motorcycle Riders Foundation presents  
**MEETING OF THE MINDS**  
 September 20-23, 2012  
 Durham, North Carolina

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 the **28th Annual Meeting of the Minds**  
 to Durham, North Carolina September 20-23, 2012

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 Call 919-941-5050 or 800-325-3535 for reservations (\$99 room). Cut-off date: August 19, 2012  
 (Room amenities: hair dryer, iron, complimentary room Internet)

Conference Information: Pre-registration for conference through the MRF, 236 Massachusetts Ave. NE, Suite 510, Washington, DC 20002. Pre-registration (must be received by Aug. 19th): \$70.00 Current, Individual member / \$80.00 Non-MRF member. Registration rate after Aug. 19th: \$80.00 Current, Individual member / \$90.00 Non-MRF member. Registration includes all workshops, workshop materials, and Saturday banquet. Registration questions call the MRF at 202-546-0983 or Carol Downs at 303-204-6939, [downs@mrf.org](mailto:downs@mrf.org).

Hosted by Concerned Bikers Association/ABATE of North Carolina - [www.cba-abatenc.org](http://www.cba-abatenc.org)

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