



Anti-Tobacco Violence

By Norman E. Kjono

Arlington VA - On May 24, 1997 *The Washington Post* reported a series of four tobacco product tampering incidents in Virginia. These incidents involved the use of explosive devices, and they resulted in burn injuries to unsuspecting consumers who purchased the packages that had been tampered with.

On February 14, 1995 the *New York Post* reported that a sixty-year-old male restaurant patron was beaten unconscious because he lit a cigarette.

On December 19, 1995 *The High Point Enterprise* reported the assault and battery of a woman who was eight months pregnant because she was smoking at a West Dundee, Illinois shopping mall.

On March 19, 1994, *The Modesto Bee* reports that a Head Start instructor in Modesto, California tortured and physically abused her own daughter because she had tobacco products in her possession.

And the list goes on and on. Public media and federally subsidized educational foundations cheer the carnage on.

In late June, 1997 a local radio talk show host in Seattle, Dori Monson of *KIRO AM 710*, advocated that persons who smoke outside sports arenas be assaulted and battered by throwing liquids at them.

In September, 1996 Action On Smoking And Health (ASH) promotes a book *Gasp! A Novel of Revenge* on its web site. The book contains a tested and proven way to tamper with cigarette packages to insert cyanide. In March, 1997 President Clinton honors the Executive Director of ASH and that organization in a White House ceremony.

Each of these events is, of course, an isolated incident, according to anti-tobacco activists and the politicians who support them. And none of these events merit any special attention as part of an ongoing pattern of conduct by anti-tobacco activists.

Give me a break. The escalating pattern of violence directed toward persons who smoke is directly attributable to the declared objectives of Project ASSIST. It is frequently managed and supported by ASSIST coalition members.

On December 12, 1989 The National Cancer Institute (NCI) published its policy standards for anti-tobacco programs. Those "standards" explicitly say that reduced public toler-

ance of, and diminished public acceptance for, smoking are the state of the science behavior modification techniques to be employed. And those "standards" explicitly say that the experience of activists was considered in formulating that policy.

In 1989 NCI distributed proposals to states who would participate in Project ASSIST. Those proposals contain explicit statements that intolerance was a material part of ASSIST policy.

In 1990 NCI executed federal contracts with 17 states for federal grants through the ASSIST program. Those contracts contain similar language regarding intolerance.

In October, 1991 Secretary of Health and Human Services, Dr. Louis P. Sullivan, announced Project ASSIST. During the press conference Dr. Sullivan labeled smokers and smoking as "Public Enemy No. 1."

In April, 1993 anti-tobacco booklets for states participating in Project ASSIST were published under federal contract. *Planning for a Tobacco Free Washington* explicitly refers to reduced public tolerance of smoking, and diminished public acceptance of smoking. Moreover, that booklet unfavorably stereotypes and negatively labels smokers.

In September, 1993 the first ASSIST "Action Plans" were published for program activities under the direct management of the American Cancer Society (ACS). Those action plans are replete with negative references to smoking and persons who smoke.

And in August, 1995 teenagers, under the management and guidance of REACT, a Washington DOC and ASSIST anti-tobacco program, occupy a Seattle restaurant. They protest the fact that the restaurant has a smoking section.

Violence against persons who smoke is a direct result of federal and state actions to aggressively promote intolerance against a "target group" in order to achieve government tax and mandate policy objectives.

So let's stop the feigned ignorance, and innocent protestations. US anti-tobacco and Project ASSIST are state-sponsored domestic terrorism in which activists are paid to promote intolerance. The only question left is what are state and federal law enforcement officials going to do to stop it?

November 12, 1997, Redmond WA

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Modem Madness

By Norman E. Kjono

Seattle WA - I agree with *The Seattle Times*.

First, "A directed threat of violence in any form is a crime."

Second, the fact that a defendant aimed their hate speech at specific individuals does distinguish their writings from "... idle words scrawled on a bathroom wall."

The above quotes are from an editorial titled "**Hate Crimes By Modem**", concerning e-mail received by Asian American students at UC Irvine. The editorial was published in *The Seattle Times* on December 3, 1997. Good for them. Someone in the newspaper business seems to have a sense of standards we should applaud.

The fact that someone chooses to use new media to engage in unlawful behavior does not change the fact that the behavior is unlawful. We need to be careful that we don't confuse the media with the message. Intentionally communicating a threat of bodily harm to an identifiable person or group is a crime: assault.

Now how about applying that standard to all issues? As repugnant and distasteful as ethnic hate talk is, *all hate talk is unacceptable*. When it takes the form of communicating a threat of harm that one should take seriously, it is a crime.

According to Black's Law Dictionary, fifth edition, assault is defined as:

"Any willful attempt or threat to inflict injury upon the person of another, when coupled with an apparent present ability so to do, and any display of force such as would give the victim reason to fear or expect immediate bodily harm, constitutes an assault."

In layman terms, communicating a threat of violence against another which, when coupled with a apparent ability to carry out the threat, creates a fear of imminent peril, is an assault.

The Asian-American students at UC Irvine who took seriously the threats of the person who signed his e-mail "Asian Hater" were assaulted. It is a crime, and it should be punished.

We should explore this in terms of professional "anti" activist hate talk currently being promoted on the Internet.

Assume, hypothetically, that you are surfing the Internet, and you find a web site promotion for a book. The headline is: "[New Book Tells How Protagonist Kills Whole Milk Drinkers.](#)"

The promotion is for a book titled "[Fat! A Novel of Revenge.](#)" You find that the novel is about a disgruntled news reporter who has been told that he has terminal arteriosclerosis heart disease. The reporter decides to get even with the evil dairy industry that caused his fat-related heart disease. He will get even by spiking milk with cyanide. After all, he's only killing people who drink lethal products.

As you read the text, the author is quoted as saying he has personally tested a plan to tamper with whole milk products to insert cyanide in milk cartons. His plan was so "successful" that unsuspecting customers bought tampered cartons he placed on a store shelf. The author says that he acquired enough

cyanide through an 800 number to "... murder 2,500 people."

You look at the bottom of the page, and see that the promotion is carried by a taxpayer subsidized 501(c)(3) foundation. The web site also carries an article about the executive director of the foundation being honored by President Clinton at the White House.

The next thing you find on that web-site is an extensive section that says parents who serve whole milk in their home run the risk of losing custody of their children. Children should be taken away from parents who force their children to ingest unhealthy foods, the foundation claims. It is to save the children from an unhealthy environment that they advocate the state taking children away from their parents.

You remember that the FDA published an anti-fat report. The report concluded that more than 300,000 people die "needlessly" each year from diabetes complications, heart disease, and other fat-related illnesses. (Wow! "Fat-free" means "immortal"!)

The report also said that obese folks, and those who eat high-fat foods, cost society money to treat fat-related illness.

You realize that an activist program, Shape Up America, has been using the FDA report for years to promote new taxes on food, and to lobby for legislative mandates concerning what citizens should be permitted to eat.

You recall a group that promoted the idea that parents who served their children whole milk are child abusers. Whole milk, the group claims, causes, or complicates, children's asthma. Parents who add to children's asthma suffering don't deserve to keep their kids, they said.

The idea of a book with a plan for spiking milk with cyanide upsets you. You cannot believe that the U.S. government would subsidize, let alone actually honor, an organization that promotes the idea of, and a plan for, killing folks with cyanide. You were also unaware that intolerance of fat and obese folks was an established government policy, or that hundreds of millions of dollars were devoted to government promotion of intolerance. This cannot be true. So, you search on the key words "milk" and "violence".

The first references that you find are four incidents of milk product tampering with laxatives in Virginia reported June, 1997. Further searches find articles about elderly men and pregnant women who were beaten because they consumed "fat-laden" milk. Then you find that a Head Start instructor in California physically abused her daughter because she was caught with whole milk in her possession at school.

Enough is enough, you say. There is a sufficient link between promotion of activist anti programs and violence that you start considering what to do about it. You search on milk. You find some important facts.

The first thing you find is that Shape Up America was announced by Hillary Clinton and C. Everett Koop in 1994. The program is now mature, and it is beginning to produce anti-fat rhetoric and scare statistics on TV. These are promoted by public service announcements. The public service

announcements are directed toward what Shape Up America has identified as a target group: persons at high risk from fat.

Well at least you now understand why all the anti-fat hysteria is in the media. You also understand where the hostile environment that condones violence against those who drink whole milk comes from. Common sense tells you that an overtly hostile environment directed against a target group of citizens will *predictably* foster violence against that target group.

Then you find a recent article about a “settlement” with the dairy industry for \$500 billion that will add seventy-five cents (\$0.75) to the consumer’s cost for a gallon of whole milk. The settlement includes \$10 billion in legal fees to anti-fat activist lawyers. “Settlements” with the fast food industry are next. You wonder, how much will my next hamburger or taco cost?

And you find that the executive director of the foundation promoting the anti-fat cyanide product tampering book is one of the lawyers who will benefit from the milk settlement. You read that \$500 million a year to media for new anti-fat advertising is also part of the settlement.

You turn the computer off, mumble something about bureaucrats, and go to bed. No threat here. Cyanide for bucks cannot be real. Right?

Only if you were mentally unstable, or negligent about your kids, would you believe that. Any concerned and responsible parent would be on the newspapers and their legislators immediately. Probably, you wouldn’t let up until the anti-milk hate campaign was shut down.

Wait a year. Judging by the current anti-fat programs on TV, you will have an opportunity to do that, soon. *Hypothetical will become real, because Shape Up America is real.* And Kelly Brownell of Yale University was promoting a new tax on the fat content of food in December, 1994.

No, there is not, presently, a book that promotes cya-

nide product tampering of milk. A tobacco product cyanide tampering book *is* real.

If my statements cause you alarm, go to www.ash.org, the Action On Smoking And Health (ASH) anti-tobacco web site. Read what’s coming for anti-fat and anti-caffeine.

Yes, ASH is promoting a book that contains a tested and proven scheme to cyanide product tamper with cigarette packages. Yes, ASH does promote the fact that parents who smoke run the risk of losing their children.

As you browse the ASH web site, remember that John Banzhaf, Esq., the executive director of ASH, is an anti-tobacco lawyer. You will also find an article on the ASH web site about President Clinton honoring ASH and Banzhaf at the White House. Draw your own conclusions.

I also invite you to read “FBI Complaint” on this web site. The full text of my complaint filed with the FBI on October 27, 1997 regarding ASH’s promotion of Frank Freudberg’s book “Gasp! A Novel of Revenge” is provided. The ASH promotion of “Gasp!” is headlined “**New Book Tells How Protagonist Kills Smokers**”.

Finally, go back and read my editorial “Anti-Tobacco Violence” dated November 12, 1997. After reading that column you may understand why I am terrified of people like Banzhaf, and federally subsidized organizations like ASH. I take the threat of mass cyanide tobacco product tampering *very* seriously. I *am* terrified.

To my mind, the ASH promotion of cyanide product tampering is domestic terrorism. I believe that the FBI needs to investigate it, and that the FBI should apply due process of law.

Please, *Seattle Times*, let’s apply the same standards. I believe that ASH’s product tampering cyanide promotion, as directed against a *target group* of persons who smoke, is also a crime. Let’s get something done about it.

Redmond WA December 6, 1997

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Editorial Update September 24, 2002

As of today Action on Smoking and Health’s promotion of “Gasp! A Novel of Revenge” is still posted at www.ash.org (see **Supplement 1** for complete text of that promotion and a description of another book about how to make pipe bombs the publisher distributed.) As referenced above, the promotion is headlined “New Book Tells How Protagonist Kills Smokers,” and the book provides what the author describes as a tested and proven plan to cyanide product tamper with cigarette packages. **Supplement 2** provides other documents from www.ash.org that describe how ASH Executive Director John Banzhaf was honored at the White House after publishing the promotion and the ASH solicitation of school children to support FDA regulation of tobacco (FDA regulation of tobacco was subsequently overturned by the U.S. Supreme Court.)

As also mentioned in “Modem Madness,” I filed a complaint with the Federal Bureau of Investigation about that promotion on the ASH Web site. No response was received from the FBI for more than two years. **Supplement 3** presents my follow-up to then U.S. Attorney General Reno, who did not respond. **Supplement 4** presents the response that was ultimately received from the FBI, after seeking help from our state’s senior U.S. Senator in 2000.

According to the U.S. Justice Department and its Federal Bureau of Investigation, Mr. Banzhaf’s and Action on Smoking and Health’s promotion of a mass cyanide product tampering weapon of mass destruction that could kill up to 2,500 people is “protected freedom of expression under the First Amendment of the U.S. Constitution.”

As a father I seriously question whether we would be reading news reports about a 13 year old boy being beaten to death in New Smyrna Beach Florida—because his attacker incorrectly believed that the younger child had given cigarettes to his brother—if Attorney General Reno and the FBI had made a public statement that inciting violence against “Target Group” tobacco consumers is a federal crime and will be prosecuted to the full extent of the law.

Silence can be deadly, particularly so when it appears that professional activists who promote a tested and proven plan to mass cyanide product tamper with “Target Group” products may have preferential “First Amendment rights.”

NEW BOOK TELLS HOW PROTAGONIST KILLS HOW PROTAGONIST KILLS SMOKERS [09/15]

A new book -- "Gasp! A Novel of Revenge" by Frank Freudberg (Barricade) -- describes how a disgruntled smoker, intent on getting revenge for his own lung cancer, decides to get revenge by poisoning cigarette and killing other smokers.

Here are some excerpts from a recent article about the book:

"GASP!" being released by Barricade Books this week, examines the eerie world of an embittered wire service editor who learns he is dying of lung cancer the same week he is fired from his job. Deciding that if he is going to die he will take the tobacco business down with him, he launches a deadly plan to poison hundreds of packages of cigarettes and plant them in convenience stores, restaurants, offices, factories and bars across America.

"In researching the book, I did everything my character did except, of course, actually poison people," said Frank Freudberg, the Wayne, Pennsylvania, author of the book. "I even dialed an 800 number and ordered cyanide crystals and had them sent to a mail box service ... a week later I had enough cyanide to murder 2,500 people."

Freudberg said he learned how to open cigarette packs and reseal them. He then traveled throughout the country with packs he had marked with a red "X" instead of actually spiking them with sodium cyanide. He said he carried out his scheme in 13 states, slipping the packages into racks at newsstands and convenience stores, leaving them at restaurants and bars and even getting them into vending machines.

"In every case, an unsuspecting consumer either bought or picked up the pack with the red X," Freudberg said.

Running Scared: the street fight

Wynn Embroiled in Five Lawsuits over Book

By Steve Miller

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Steve Wynn -- national leader of the casino industry and commonly believed to be the most powerful man in the state of Nevada -- has a unique problem.

The bigger he gets, the more people want to know his life story. But the only in-depth biography that's available turns out to be a book Wynn is spending hundreds of thousands of dollars to suppress.

To make matters worse, the publisher of the biography, Barricade Books, in New York, is headed by the combative Lyle Stuart, an ex-libel lawyer himself and publisher for many years of controversial and provocative books, including the infamous *The Anarchist's Cookbook* - a book of bomb recipes, among other items.

When Barricade first announced the forthcoming book -- *Running Scared: The Life and Treacherous Times of Las Vegas Casino King Steve Wynn* -- in its May catalog, the paper where author John L. Smith worked, the *Las Vegas Review-Journal*, immediately began receiving angry phone calls. Wynn, a major advertiser and major power in the state, wanted author John L. Smith fired from his job as columnist. "What was the paper going to do about Smith?" was the refrain. But the only deference Wynn got from Smith's editors was an instruction to the columnist not to mention the book's name or its publisher's name in his four-times-a-week column.

Two days later, Wynn sued Smith for libel. According to Lyle Stuart, the suit



never done in 40 years in publishing, but I thought, 'Okay, there's a point to this.'

"We agreed to show them the manuscript," said Stuart, "so they could make what they said were factual correction of errors. And then it was up to us -- that was the agreement -- up to us to decide whether we'd make them. Okay? I thought this would be good, in terms of getting it as accurate as possible."

In return, Wynn withdrew his libel action against John L. Smith.

But -- wrote Stuart later in a foreword for Smith's book -- "Wynn obviously misunderstood my wanting the book to be as accurate as possible."

"A few days before our scheduled meeting, when asked about the book, Wynn boasted to an interviewer: 'There won't be any book. I've cowed the publisher.'"

Wynn's two attorneys began the meeting by presenting a four-inch stack of documents and saying: "We don't expect you to publish this book."

But Stuart replied, "Listen carefully. You've got it all wrong. No matter what, we're publishing this book."

Two days later, on learning Stuart was going ahead with the book, Wynn sued for the second time.



ASH HONORED AT WHITE HOUSE CEREMONY

On Wednesday, March 20th, Action on Smoking and Health (ASH) was honored at the White House in a ceremony which included President Bill Clinton, HHS Secretary Donna Shalala, and many of the leaders in the war on smoking.

President Clinton received the first annual Mike Synar award for his efforts to prevent teens from becoming hooked.

ASH was one of the few organizations specially recognized in the ceremony, and ASH Executive Director John Banzhaf was asked to stand and be recognized for his achievements.

The President spoke about "what was once the work of a few lonely activists [which now] has grown into a national movement to protect the health and the future of our children."

These words surely include ASH, since it is one of the very few organizations which has been active and effective in the war on smoking for almost 30 years.

Below are excerpts from the opening remarks by HHS Secretary Donna Shalala, and then excerpts from the address by President Bill Clinton.

The ASH program described below was funded by a generous grant from the James Hervey Johnson Charitable Educational Trust.

HEY, KIDS, HELP MAKE HISTORY AND MAYBE EVEN WIN \$1000!

Just Write a Short Letter to the President Telling Him Why He Should Go Ahead With His Historic Proposal to Help Protect Children From Becoming Smokers

Each Letter Will Be Made Part of the Official Government Record at the FDA, And The Best Letters in Each Age Category Will Win a \$1000 Prize

But Every Kid Will Be a Winner Because He or She Will Learn From Actually Participating in the Democratic Process, And Helping the President and the FDA Make A Very Important Decision

THERE IS NO COST OR OBLIGATION TO ENTER AND THE CONTEST IS RUN BY AMERICA'S NON-PROFIT ANTI-SMOKING ORGANIZATION ACTION ON SMOKING OR HEALTH (ASH)

ASH is the national charitable antismoking organization which helped ban cigarette commercials on TV and radio, and establish smoking bans on airplanes and in many public places. ASH is entirely supported by tax-exempt contributions, and receives no government support. Reader's Digest called ASH's leader "The Man Behind the Ban on Cigarette Commercials." ASH has been called "The Foremost Smoking and Health Organization in the Country."

Kids Can Also Get a Personalized Certificate Showing That Their Letter is Actually on File at the Food and Drug Administration (FDA)

TEACHERS WHOSE CLASSES PARTICIPATE WILL ALSO RECEIVE A CERTIFICATE AS WELL AS TEACHING MATERIALS ABOUT KIDS, SMOKING, AND THE FDA

Norman E. Kijono

January 17, 2000

Via U.S. Mail Certified No. Z.389 733 275

The Honorable Janet Reno
Attorney General of the United States
U.S. Justice Department
950 Pennsylvania Ave. Room 4400
Washington D.C. 20530

COPY

Re: My Complaint Filed With Seattle Office Of FBI October 27, 1997

Dear Attorney General Reno,

Please find in the center fold of this letter a copy of certified mail receipts related to a complaint that I filed in person and by certified mail with the Seattle office of the Federal Bureau of Investigation October 27, 1997.

To date I have received no response to that complaint, despite the fact that, absent a response from the Seattle office of the FBI, I forwarded the complaint and several supplements to Director Louis Freeh.

I recently addressed the facts and circumstances of that complaint in my letters of December 15, 1999 and January 10, 2000 to The Honorable Laura Ruderman, Washington State Legislature. Copies of those letters are included for your convenience, and I have tabbed relevant pages for your review.

While I presume that the bureau has on file a copy of my complaint and supplements, I do mention for your convenience that a copy of those documents can also be found on the Internet Web site www.forces.org.

Details of my complaint are presented in the complaint documents and related supplements. A brief summary of my concerns as expressed to the FBI and Director Freeh through the complaint and its supplements is:

1. A taxpayer subsidized 501 (c) (3) foundation, Action on Smoking and Health, has promoted, and to my knowledge presently still promotes, a book, "Gasp, A Novel of Revenge," on its Internet Web site. The book, published by Barricade Books (also publisher of "The Anarchist's Cook Book"), contains what the author describes in press releases as a tested and proven plan to cyanide product tamper with cigarette packages with the intent to, and for the express purpose of, killing persons who smoke. Action On Smoking and Health promoted (es) that book on its Web site under the headline "New Book Tells How Protagonist Kills Smokers" (see page 42, my letter of December 15, 1999 for a copy of that promotion retrieved from the ASH Web site).

2. After informing John F. Banzhaf III, Esq., Executive Director and Chief Counsel of Action on Smoking and Health, that I had previously filed a complaint with the Federal Bureau of Investigation regarding the cyanide plan book promotion, I received via certified mail a letter from Mr. Banzhaf threatening extreme legal and other harmful action against me and my company if I proceeded with my complaint that had already been filed with the FBI (see pages 19 and 20 in my letter of January 10, 2000 to Ms. Ruderman).

16149 Redmond Way, No. B221 Redmond WA 98052 (425)765-1456

Please note that Mr. Banzhaf confirms on page 1 of his December 12, 1997 letter to me his view that, under the cyanide product tampering plan presented in "Gasp," persons are "apparently singled out to be poisoned by cyanide solely because they are smokers."

It is my understanding that acts of violence against persons based solely on a "Target Group" personal characteristic or behavior are a federal crime which may be actionable under provisions of federal hate crimes statutes. It is my understanding that threatening persons with harmful action if they proceed with a law enforcement complaint or other legal action adverse to the party so threatening is a federal crime of obstruction of justice. And it is my understanding that cyanide product tampering is a federal crime which may be actionable under provisions of domestic terrorism statutes.

Why has no action been taken on, or response been provided to, my original complaint regarding promotion of a tested and proven plan for mass cyanide product tampering, and later supplements which describe what appear to me to be willful obstruction of justice?

Does the Clinton administration have separate standards for hate crimes against persons who smoke? Is there a Clinton administration litmus test that only citizen complaints related to politically correct behavior are acted on?

Given the Clinton administration's apparent focus on domestic terrorism, how is it that persons who promote a tested and proven plan for mass cyanide product tampering through the Internet as a means of interstate commerce are honored at our White House, while those who lawfully consume legal tobacco products are a "Target Group" for overt economic and other forms of intentional discrimination?

My son and I have properly addressed our legitimate grievances through lawful processes with a federal law enforcement agency. We have been patient in waiting more than two years without acknowledgement or response. During the interim I have consistently spoken out against violence, including my booklet "Let's Really Stop The Violence." I find it troubling at best, and, as a member of Mr. Banzhaf's "Target Group," terrifying at worst, that tax subsidized persons who engage in a political agenda supported by the Clinton administration appear to be not equally accountable under the law.

I request, and absolutely expect, a response to my complaint and that the issues I raised be responsibly addressed.

Thank you for your attention to these matters, I look forward to your timely response.

Respectfully,

Norman E. Kijono

ccW/Enclosures:

The Honorable Fred Thompson, Chair, Senate Judiciary Committee
The Honorable Henry Hyde, Chair, House Judiciary Committee
The Honorable Slade Gorton, U.S. Senate
The Honorable Jay Inslee, U.S. House of Representatives



U.S. Department of Justice
Federal Bureau of Investigation

Honorable Slade Gorton

Frank Freudberg was interviewed by the FBI during a preliminary inquiry conducted by our Philadelphia Office regarding the research he conducted for his novel. That inquiry revealed no indication of a violation of federal law within the investigative jurisdiction of the FBI. The results of that inquiry were discussed with the U.S. Attorney's Office for the Eastern District of Pennsylvania, which declined prosecutive interest in the matter.

If Mr. Kjono is concerned that he may face litigation, he may wish to discuss the matter with an attorney to determine what legal options are available to him.

I hope this information will be helpful to you in responding to Mr. Kjono.

Sincerely yours,

A. Robert Walsh
 Legislative Counsel
 Office of Public and
 Congressional Affairs

Washington, D.C. 20535

April 4, 2000

Honorable Slade Gorton
 United States Senator
 Suite 2110
 10900 Northeast Fourth Street
 Bellevue, WA 98004

Dear Senator Gorton:

Your February 16th communication to the Department of Justice on behalf of Mr. Norman E. Kjono was referred to the FBI for reply. Mr. Kjono alleges that a prominent anti-smoking organization is promoting the mass poisoning of smokers through its promotion of the novel "Gasp! A Novel of Revenge." In that novel, a terminally-ill protagonist poisons smokers by spiking cigarettes with cyanide, using a product-tampering plan personally researched by the book's author, Frank Freudberg.

The FBI is unable to initiate an investigation into the public distribution of this novel. While Mr. Kjono may view the subject matter offered as a cause for concern, it is protected freedom of expression under the First Amendment of the U.S. Constitution.

The FBI takes its investigative responsibilities very seriously, particularly as they relate to the safety and security of the American people. However, investigations must be predicated on a reasonable indication that a federal criminal violation has occurred, is occurring, or will be committed. Mr. Kjono has provided no information to indicate that any individual or group has taken steps to emulate the product-tampering storyline of this novel. He may be assured that if we received specific information indicating that a person or group was planning to actually do so, we would take swift and aggressive investigative action.



Anti-Tobacco Violence Update

By Norman E. Kjono

Mineola NY - *United Press International*, January 12, 1998, "Officer accused of hitting smoking teen":

"A Long Island police officer has been charged with harassment for allegedly slapping a 15 year old who didn't put out her cigarette quickly enough.

According to the Nassau County district attorney, Chester Nakelski approached the teen who was standing outside and off the school grounds of Schreiber High School in Port Washington and asked her to stop smoking.

When she failed to put it (sic) the cigarette out as fast as he wanted her to, Nakelski allegedly hit her with his hand.

The 36-year-old is charged with second degree harassment . . ."

I called the Port Washington police department and spoke with Captain J. Ellerby, who provided the telephone number for Steve Ressa, general counsel for the police department. Mr. Ressa is with the law firm of Ressa & Aitkin.

Mr. Ressa could not confirm what position officer Nakelski was presently assigned to in the police department. Mr. Ressa also could not confirm or deny whether officer Nakelski was a part of the Dare To Keep Kids Off Drugs (D.A.R.E.) program.

I am certain that the office of the district attorney will appropriately address the facts of this case through due process of law. I do wonder, however, why officer Nakelski was only charged with second degree harassment. This incident involves a 15-year-old girl who appears to have been assaulted by a 36-year-old man.

What would the charges have been if officer Nakelski had slapped a Project ASSIST protest sign out of the hands of a 15-year-old girl who was participating in an anti-tobacco rally, as are frequently sponsored by D.A.R.E.? Under those circumstances I believe that the man would have been charged with felony assault of a minor child. Is there a double standard here?

If that girl was my daughter, my first question to the district attorney would be an inquiry as to why officer Nakelski was not charged with felony assault and battery of a minor. I have a very real and genuine problem with kids being slapped around by anyone. That problem becomes extreme for me when kids are abused by officers of the law, whom we rely upon to maintain civil order.

Because we hire, train, pay, trust, and rely upon them to

protect and to serve, police officers should be held to a higher standard of conduct than civilians. Because the police and the district attorneys are the line between anarchy and civil order, they are important to the integrity of our social fabric. But, to maintain the integrity of our social order they must also be worthy of public trust. Slapping around kids for smoking violates our public trust in a most severe way.

Perhaps the facts as known by the district attorney's office do not warrant harsh charges in the case of officer Nakelski, but there is a point to consider: do we have two standards of discipline for the same behavior? Is it OK to slap kids around, so long as you participate in anti-tobacco intolerance as openly promoted in the written materials of Project ASSIST and the National Cancer Institute (NCI)?

Please see "Anti-tobacco Violence" on this web site. The hallmark of anti-tobacco is planned, organized, and crafted intolerance of a "target group" of citizens. December, 1989 NCI "standards" are clear that using the experience of activists to reduce public tolerance of smoking, and therefore to promote intolerance of persons who smoke, is the "state of the science" way to go.

When one supports or participates in anti-tobacco, they support an agenda of intolerance for one's fellow citizens who are state-defined "targets." One cannot embrace intolerance of a "target group" without ultimately condoning violence against its members.

When the "targets" are children, and the violence is perpetrated by uniformed police officers, we have crossed the line between civil discourse and special interest anarchy. Police have no business slapping around our kids, regardless of how politically correct their justification is.

Perhaps our uniformed police officers are being forced to deal with an unfair, though dangerous, paradox. They are, after all, the folks who bear responsibility for enforcing laws that are passed by our legislators and city or county governments. When militant government-funded activists in Project ASSIST promote new laws to restrict and tax tobacco, they create major problems for police officers who are responsible for enforcing the activists' laws.

I believe however, that this begs the issue. There are members of police departments who do embrace and promote the intolerance agenda of anti-tobacco. We see them every day driving around in luxury or sports cars with the D.A.R.E. logo emblazoned on it. We see them frequently in the news as uniformed police officers from D.A.R.E. hold mock funerals for Joe Camel on the evening news, as recently reported here in Seattle.

We also read about Stacy and Marcy in the D.A.R.E. workbook (published by the Los Angeles School District) our 5th and 6th grade kids bring home from school. Stacy and Marcy are two contrasting characters in the D.A.R.E. handbook.

One character is pure as the driven snow; she always does her homework on time, has many friends, is very popular, helps mom do the dishes, and even gets up early every morning. The other is very unpopular, lies to her teachers, hates homework, doesn't get things done on time, and is ostracized by her classmates.

The only difference stated in the D.A.R.E. handbook about Stacy and Marcy is that the young girl who is ostracized by her classmates thinks that other kids who smoke look cool.

What are uniformed police teaching our kids with this D.A.R.E. handbook? That the behavior expected of them is that they ostracize and demean their classmates who *think* favorably about other kids smoking. If kids are to ostracize classmates who even think about smoking, what is in store for those who actually try it?

Uniformed police officers in our public schools are teaching our kids that to negatively label and unfavorably stereotype their classmates is acceptable, and that ostracizing their classmates who even think positively about politically incorrect behavior is what is *expected* of them.

Now put that set of beliefs, and that intolerance mindset, into the picture of officer Nakelski confronting a 15-year-old about smoking. Put the NCI and Project ASSIST dedication to promoting intolerance in his mind.

What do you get? You get a confirmation of a basic law of human behavior: values determine attitudes, and attitudes influence behavior toward others. This is where the putrid mindset of "What are you so concerned about, he was just a nigger, just a kike, just a spic, just a . . ., or just a *smoker*." comes from.

We cannot promote intolerance of "target groups" as a society, and as a matter of government policy, without ultimately getting the violence that goes along with it. If anti-tobacco promotes intolerance of smokers, as the written record of Project ASSIST materials and contracts makes explicitly clear that anti-tobacco does, then we must accept that we will ultimately have violence against persons who smoke. If one buys into intolerance, they also buy into violence.

This is why the question of officer Nakelski's relation-

ship to D.A.R.E. is so very important. If officer Nakelski has been associated with D.A.R.E., then the stereotype and label behaviors in the D.A.R.E. handbook say that he was of an intolerant mindset about, and perhaps even had a violent predisposition toward, that girl whom he slapped.

This is why, as a parent of a young man who will enter junior high school next year, I am so deeply concerned about, and genuinely frightened of, this issue of uniformed police participating in political agendas.

Huntington Beach CA - Associated Press, December 5, 1995, title, "Cadets forced to eat tobacco":

"Three police academy instructors lost their jobs after ordering two cadets to eat cigarette sandwiches as punishment for smoking."

Cleveland TN - Chattanooga Free Press July 19, 1997, title, "Couple sue over mistaken 'drug bust':"

"A formerly married couple from Bradley County are seeking \$500,000 from the city of Cleveland and police officer Lebron Ensley on a claim the officer assaulted, humiliated and falsely arrested them in a June 3 incident at Bradley County Recreational Park.

Rah Mosayebi and Linda Tracy claim in the federal court suit that they were watching their daughter play softball at the park and were standing off the field smoking cigarettes from India when Officer Ensley walked by, grabbed Mr. Mosayebi by the arm, forced him to the ground and asked, 'What are you smoking?'"

Anti-tobacco is orchestrated intolerance. Intolerance directed at "target groups" leads to violence against members of that group. Whether by design or default, police are directly involved in violence against persons who smoke.

I will strongly object should my son ever try smoking. But I don't want him slapped around by police should he get curious about it, either.

Whatever our differences about anti-tobacco, let's leave the kids and our cops out of it. The dangers to all of us are just too great.

Redmond WA January 16, 1998