



## MAYOR UNABLE TO PRODUCE FINANCIALLY SOUND BUDGET WHAT WILL THE CITY COUNCIL DO ABOUT IT?

By Victor Wilhelm, President  
Concerned Taxpayers of Duval County

City spending is out of control and on an unsustainable path. Increases in spending year after year by the City require subsequent tax increases to fund the spending. This spending and taxing spree continues unabated in spite of larger economic conditions. Why is that? Elected officials have forgotten that government is force and that what they call "revenue" collection is nothing more than a euphemism for taxation. Because taxes are involuntary takings of wealth from people, tax money must only be used for legitimate government functions. Economic criteria, not the capricious whims of elected officials catering to special interests, define the legitimate functions for us. This unrestrained spending can not continue indefinitely without risking the fate of other cities that have gone down a similar road. Drastic action is needed to avoid what is certain fiscal calamity. Our proposed budget, in addition to other government reforms, is a certain way to avoid becoming like the other cities that have continued down the path ours are currently on.

Once again budget time is upon the residents of Duval County, and if the past couple of years are any indication, it will be another hard year for the Taxpayer. In Jacksonville we have been subjected to repeated tax increases by the Peyton administration despite his own promise not to do so: however, City Council members who voted for these measures are just as responsible.



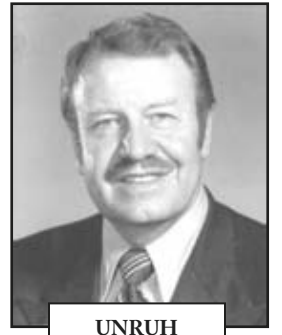
PEYTON

Photo by Hal Owens

Elected officials have become callous to the fact that every dollar they spend has to involuntarily come out of the pocket of another person. These officials have become disconnected from the fundamentals of what taxation is due in part to euphemisms that mask the impact of what they do. City officials refer to "revenues" instead of taxes as though changing the name changes the source of where the money comes from. City officials have forgotten that underneath all the nuances and doublespeak, governments use force, or the threat of force, for all revenue collection. In our many trips to City Hall, none of us have seen a money tree to fund the explosive growth of government spending. The money comes from taxes, not "revenues," and the habitual tax increases are jeopardizing the ability of the Taxpayers to maintain a quality way of life.

Taxes are only one part of the equation with the real culprit being spending. This is often not talked about in City Hall; instead, city officials would have you believe that you are under-taxed or that Jacksonville tax collections are deficient and that new ingenious means to take the wealth of people through other schemes are needed. Nothing can be further from the truth. The problem is out of control spending caused by a basic ignorance of what the legitimate functions of government are.

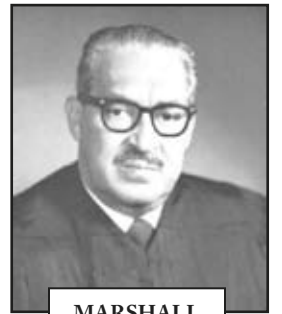
City officials appear to lack the basic understanding of how to distinguish between those government services that enrich the community and those that enslave it. Defining a government's legitimate functions is not difficult. These functions largely involve the



UNRUH

"If you can't drink a lobbyist's whiskey, take his money, sleep with his women and still vote against him in the morning, you don't belong in politics."

Jesse Unruh 1922-1987  
Former Democrat Speaker of  
California State Assembly



MARSHALL

[The] right to receive information and ideas, regardless of their social worth, is fundamental to our free society. Moreover, in the context of this case - a prosecution for mere possession of printed or filmed matter in the privacy of a person's own home - that right takes on an added dimension. For also fundamental is the right to be free, except in very limited circumstances, from unwanted governmental intrusions into one's privacy.

These are the rights that appellant is asserting in the case before us. He is asserting the right to read or observe what he pleases - the right to satisfy his intellectual and emotional needs in the privacy of his own home. He is asserting the right to be free from state inquiry into the contents of his library. Georgia contends that appellant does not have these rights, that there are certain types of materials that the individual may not read or even possess. Georgia justifies this assertion by arguing that the films in the present case are obscene. But we think that mere categorization of these films as "obscene" is insufficient justification for such a drastic invasion of personal liberties guaranteed by the First and Fourteenth Amendments. Whatever may be the justifications for other statutes regulating obscenity, we do not think they reach into the privacy of one's own home. If the First Amendment means anything, it means that a State has no business telling a man, sitting alone in his own house, what books he may read or what films he may watch. Our whole constitutional heritage rebels at the thought of giving government the power to control men's minds.

From Justice Thurgood Marshall's majority opinion on Stanley, 394 U.S. 557, 565



DIRKSEN

I do not know whether I am a liberal. I think I am a garden variety conservative. If I remember my Latin, I think the word 'liberal' was derived from the word 'liver,' meaning free, and the suffix 'al' means 'pertaining to.' So the word 'liberal' means pertaining to freedom. If that is it, I am a genuine, unmitigated, unreconstructed, unregenerated, 100-percent, dyed-in-the-wool liberal, in the sense of my devotion to freedom, and that means the Constitution and the Bill of Rights and everything else that is the embodiment of the principles of freedom.

Senator Everett Dirksen  
[Congressional Record,  
February 17, 1960. In a debate  
on civil rights bill (S2526)]

## The Jacksonville Liberty Journal Endorses Charles Perniciaro for State Senate in District 8

The Journal rejects the idea of candidates who make a career of public life, funded by the rich and powerful, catering to the rich and powerful, in order that they themselves may become rich and powerful. It is painfully easy to pick out these individuals in our city, state, and federal government, and while they may do some good for the country here and there, it is by far eclipsed by the evil they do and the profit they take.

Instead, we believe that the people should be represented by the people, by honest and intelligent men and women, who take a few years of their lives and dedicate them to public service, returning to the community after a time to take up the regular pursuits of private life.

Someone like Dr. Charles Perniciaro. A longtime resident of District 8, for twenty years, and he and his wife Gail live in Atlantic Beach. He is a medical doctor in the field of skin cancer and will no doubt suffer a financial loss as a result of his commitment to public service. Yet, he is willing to make this sacrifice in order to attempt to fix the systematic problems in our state government, problems that only a citizen legislator can hope to fix, and then go home. It is for these and many other reasons that the Jacksonville Liberty Journal is pleased to give Dr. Perniciaro our strongest endorsement and to urge all Republican voters in the eighth district to come out and vote for Charles Perniciaro in the Republican Primary. (ED.)



### Taking a Stand For Values and Country

By Dr Charles Perniciaro , candidate for state senate in District 8

Some would say our biggest problem is a lack of understanding of the Constitution and commitment to abide by it. Others might worry more about constant demand for government to take responsibility for everyone's problems and aspirations. I believe the core problem is political leaders who are complicit in both, focused on personal power rather than responsible government.

It will hardly be news to anyone that politicians tell us what we want to hear, often barely bothering to mask the contradiction of their action. What should cause real alarm, however, is how willing they are to continue doing it when our country is in crisis. It's hard to avoid the conclusion that if today's elected officials had been running the country during World War II, our children might now be pledging allegiance to a different flag. In that very dangerous time for America, our leaders rose to the occasion, and we had confidence we were all pulling together for the right values and the well-being of our country.

In recent years, faced with extremely threatening economic failures, our leaders see only a new playing field for the same political games. "Stimulus" spending, originally suggested as an accelerated rebuilding of America's infrastructure, turned into a feeding frenzy that lost any sense of purpose it might have once had. The federal government is launching an epic healthcare funding program with no concern for the financial consequences or massive new intrusion into private decisions. At the federal, state, and local levels, government decisions are no longer based on principle, good policy, or public need. Instead, we are reaching an acute dysfunction in which government does whatever someone has the money and influence to make it do for his or her own purposes.

In Florida, the state government dictates that local school boards buy new books, regardless of whether that's the most urgent need for educating children. Why? Because textbook publishers and their lobbyists are able to convince the legislature to do it. In recent years government decision-making has become almost completely detached from public policy.

Our representatives tell us they're conservative, talking small government while they relentlessly centralize control and grow bureaucracy. They say they're look-

ing out for us, but at a time when the pressing need is to contain the cost of government and make its core functions work, we see them taking care of themselves—with our money.

When we talk about these problems, we usually think of the federal government, but the states are an integral part. We're profoundly concerned about our enormous national debt, but we don't seem to notice the Florida legislature bypassing the state constitution's balanced budget requirement by having the federal government borrow money for us.

They raid our own transportation trust funds—tax money we were promised would be dedicated to solving transportation needs—to use for other expenses. Their priority is to avoid tough decisions, spend the money they want to spend, and get away with spinning a story about balancing the budget. With discipline and honesty, those transportation funds would have been spent on a long-term need, supporting an especially depressed part of the state economy.

In education, state politicians are confident they can get away with trumpeting "conservative" while relentlessly building bureaucracy. The recently vetoed Senate Bill 6 was sold as teacher accountability, but like most government programs it would have done it badly. It was all about centralizing control in Tallahassee, entangling school districts in more bureaucracy, and, as originally proposed, punishing any community that wouldn't go along by imposing tax increases.

It's a fairly recent development that teachers today have to do so much paperwork they can hardly teach. Every time they help a child, there's a form or a journal entry to be done—in effect we punish teachers for trying harder. We talk all the time about the crisis in education, but after all these years it remains mired in the very things that were supposed to be solutions.

The days when we could expect our leaders to care are gone. They have lost the ability to set aside their personal needs and do the right thing in the face of serious adversity.

It's all too understandable that politicians can get away with blinding voters with money and marketing. The reality is, people have a lot competing for their attention. They have jobs, friends they don't see enough, Scout meetings and swim practices to take the kids to, the church project they volunteered for. Their values say that work and family are more dear than politics.

But now the danger to our way of life is too great for us to leave our fate in the hands of people whose values are power, self-aggrandizement, and far too often, greed. Our jobs and our families depend on us no longer letting the political class push our buttons by repeating words like "conservative" and "service," while their actions say "big government" and "self-interest."

We have always known there would be a time when we have to take a stand for our values and our country. None of us wants to believe that our leaders would let it come to this, but they have. We can no longer look the other way.

*Charles Perniciaro is a medical doctor with a history of personal accomplishment. After a distinguished research and teaching career at Mayo Clinic, he went into private practice. He is currently Director of Dermatopathology at Bernhardt Laboratories. He and his wife Gail live in Atlantic Beach. His older daughter Jamie graduated from Duval Public Schools, and younger daughter Kelly is about to start at Fletcher High School.*

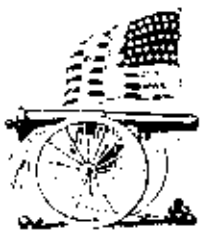
*Dr. Perniciaro is a Republican running in the August 24 primary for State Senate in District 8.*

### Republican Liberty Caucus Endorses Mike Yost for Congress

June 18, 2010

The Republican Liberty Caucus of Northeast Florida Board of Directors have endorsed Michael Yost in the Republican Primary for United States House of Representatives, Florida District 3. This is the seat currently held by Democrat Corrine Brown. Mr. Yost is a member of the RLC, and the answers he gave at the RLCNEF's June 1, 2010 CD3 Candidate Forum on Issues of Liberty are in line with the Republican Liberty Caucus's principles.

The Republican Liberty Caucus is a coalition of traditional conservatives and liberty minded Republicans working within the Republican Party to promote individual liberty, smaller government, state and national sovereignty and the Constitution. The caucus advocates the return of our nation to the values and intentions of the Constitution and our founders.



# EDITORIAL

## WHICH PARTY DO YOU BELONG TO AND WHY AREN'T YOU RUNNING IT?



Why does it seem like our political system hasn't been working? Why do we keep electing buffoons, criminals, or Communists to public office? Well, sit back and read this article and you will know why. Then you can fold it up and put it in your pocket and tell others.

There are three ways to win elections, with votes, with money, or with bullets. From 1775-1783 and again from 1861-1865 we used bullets, and don't be surprised if soon we don't find ourselves doing it again. However, more often than not we use money to buy media access which is occasionally followed up by door to door canvassing.

"Hi, I'm a bald-headed Baptist with big bucks made off the backs of buck-os who were not so bright. But heck, that's the American way isn't it? Let's get to work!"

"Hello America! I'm a Ricky Ricardo lookalike who thinks he's Barry Goldwater, Vote for me and you can bet I'll solve the immigration problem (wink wink)."

Not to say that there is anything wrong with these guys. But the fact is that most candidates depend on large monetary contributions to get out their message out and run their campaigns. It is very easy to do it this way. But the problem with this, in my opinion, is that there are certain individuals in our party that think that because they provide large sums of money, they should also get to make the decisions. But I think that the representatives of the people, the precinct committeemen and women should deliberate and make the political decisions relating to Republican Party philosophy and platform as well as the endorsement of candidates. These two camps are diametrically opposed, the latter representing liberty and the former representing power politics, which I view as a form of tyranny.

### Big Money

The mistake the big money people make is understandable. Man is naturally capitalistic and therefore it seems reasonable that money should matter in every case. Nevertheless, politics is the exception. Here it is the vote that matters, not the dollar. What astonishes me is that there are so many in the executive committees that seem unable or unwilling to represent their constituencies, or even to have an independent thought of their own. They think and do what their masters tell them without question. They are desperately afraid of offending them for fear that the money will dry up and they will be unable to elect their candidates. But it is possible to elect candidates without a lot of money. It all begins with you, the voter.

Ultimately the voter decides everything, who to elect, whether to vote yes or no on referendums, whether to go to the polls or stay home, in dire cases whether to pick up arms and go out into the streets and overthrow the government. The voter decides whether we will have a tax and spend administration, or an austere fiscally conservative administration. But it is not enough to be able to vote for a choice between two candidates, **the real power comes from choosing who the candidate will be and what she will stand for, and stand against.** Because this is so important, every four years the voters get to elect a political representative who does just that, called the precinct committeeman.

### The Precinct Committeeman

Florida state law mandates that each political party of the state shall be represented by a state executive committee. The Republican Party of Florida also has exercised its right to form executive committees in each county and by law each committee must conduct its meetings according to generally accepted parliamentary practice. In plain English this means that the members of the committee, precinct committeemen and precinct committeewomen have the right to decide issues and determine what action will be taken, instead of having the so called "leadership" do so.

Precinct committeemen go door to door or meet with block captains who have met with all the voters on their block in organized meetings, in person and by phone. Rather than hand out literature and tell people who to vote for, block captains focus on asking the voter what the party should do on specific issues, and then the block captains formally meet and TELL the precinct committeemen how various issues are to be addressed in the executive committee. The precinct committeemen are supposed to *represent* those views. Elections every four years for precinct committeemen should be a big deal and would be if they would only do their job.

who believe that this is a prime example of where taxpayer dollars are better spent on other things, or not spent at all. And, yes, there are many people who believe that we are better off relegating passenger rail to the history textbooks. After all, aren't trains just an antiquated play toy for Northeastern liberals and Vice President Biden?

I beg to differ and gladly offer some points that should appeal to anyone who believes in commonsense government. I truly believe that conservatives can be rail enthusiasts without coming across as wasteful spendthrifts.

Firstly, the old proverb asks us when the best time is to plant a tree. The answer is, 'twenty years ago.' The same nation that built great things and developed a world-class infrastructure – the Eisenhower Interstate System comes to mind. These major projects, once completed, pay great dividends for us all. The first hurdle is to gather the political courage to get them done. Alexander Hamilton, at the close of the 18<sup>th</sup> century, saw the need for the "improvement of roads 'coextensive with the Union.'" He advocated for federal involvement in roads and canals to ease commerce and communication in the fledgling nation. He even wanted to amend the Constitution to allow for the federal construction of canals.

I think that our crumbling roads and highways cannot be expected to carry the entire burden into the future. Hamilton was right when he asserted that it is in the national interest for "improving the prodigious facilities for inland navigation in this country." While many politicians have stretched and contorted "interstate commerce" beyond recognition, it is indeed in our national interest to explore ways to ease the burden of getting around our nation.

My concerns are deeper than just a matter of being too impatient to deal with taking off his shoes at an airport or sitting on the brake pedal on I-95. It worries me that much is said about reducing our dependency on foreign oil, but little is done about crafting a comprehensive transportation system.

For far too long, we have approached air, rail and highway issues like separate fiefdoms. Integration of these realms, says former Amtrak president Alex Kummant, can be accomplished

The executive committee debates policy and decides who will be endorsed and who will not. The chairman's position as a leader is to *represent* the views of the committee as its speaker, not giving orders but facilitating discussion and debate. It is the right and privilege of the committee to make decisions.

The chairman should hold a news conference the day before the election and say who will get the vote and which local candidates will not be returned to office, not because he says so, but because the true political *representatives* of the voters have the support of their precincts, and he is their spokesman. This is how an effective political machine really works whether in the middle of an election cycle or in the middle of a revolution. The day he says that this person will be elected and this person will not, and the next day it is so, is the day he will become the most powerful political figure in the county, the true head of the party.

### Take a good look at the chart on the next page. Which Party do You Belong To?

The state committeemen should be told by the county executive committee how they shall *represent* the county at the state level on specific issues, how to vote on state candidate endorsements, and how they shall *represent* the committee in discussions with the congressional delegation. The state committeemen and committeewomen in the congressional delegation should meet and by expressing the opinions of their own county executive committees, reach a decision by vote on how to instruct the congressman on what positions to take on various issues in the House of *Representatives*. The congressman should know that if she fails to do so, in two years she will NOT be the congressman, because the executive committees and the voters will say so. If we reach out to the voters and *represent* them in an a fair, honest, and democratic manner, determining their will by parliamentary procedure, and implementing it, they will reward us by working for party candidates, giving their money and coming out to vote, making the our party an unstoppable juggernaut for freedom, liberty and prosperity.

From where I stand it does not appear that we are doing it the right way. We used to run the party this way but not now. Instead, these days the majority of committeemen take their orders from the top, from the rich and powerful, and make the rest of the decisions in a small group of local party "leaders." The local executive committee is a rubber stamp and a marketing concern to elect whoever the bosses say to elect. This is why so many voters stay home on Election Day.

We must reject this type of politics and work to do everything we can to defeat and overthrow it, striving not merely to advance our own political agendas but instead focusing on ensuring a constitutionally limited government of the people, by the people, and for the people. I hope you will decide today to be at the forefront of such a movement. It is possible to elect candidates without a lot of money and this election cycle, liberty loving republicans are going to show the nation how. We will begin to demand and we will have proper procedure and decision making in the executive committee's and in the clubs, by educating, convincing, and adding to the membership. Once they get a taste of it, they will never go back.

LWR

## Time to Take Serious Steps Toward Fighting Gridlock.

By John Meeks

When I say this, I am not referring to Washington shenanigans that frustrate meaningful change, but I speak of transportation mess that clogs our highways and ties up our airports. We may be proud of our open highways, but when was the last time that a road trip was truly fulfilling? No matter how much money we spend on adding travel lanes, we find ourselves in hurry up and wait mode on any given holiday weekend.

And speaking of vacations, our love affair with the air has just about petered out as well. TSA employees could very well be more intimate with our bodies than our own sexual partners and the airlines are constantly coming up with creative new ways to add new charges to the cost of flying.

We need alternatives and we need them yesterday.

It is time for us to get on track for the sake of bringing relief to travelers. I believe that we should seriously look into improving our passenger rail system. Having traveled by train to New York, Los Angeles, Boston, Philadelphia, Kansas City, Tampa, and other places, I know first-hand the pleasure of being able to board a train without the hassle of air travel and the frustrations of driving.

And, according to the Tampa Tribune, others seem to agree. Ridership increased 7.9 percent to 2.45 million trips in 2009. This rise has been attributed in part to rising gasoline prices.

The problem is that Amtrak carries negative connotations for many Americans – especially conservatives. Yes, the government picked up the pieces when the private sector could no longer support long-distance train travel. Yes, there are many

from better communication and planning between these modes of transportation.

"Too many airports," writes Kummant for American Thinker, "still support massive airline travel, to their detriment, in 100- to 200-mile hops that should be rail-based. Major freight railroads have capacity and could be used for 110 mph passenger rail travel – several lanes between major Midwestern cities could be expanded for less than \$1 billion each, a drop in the bucket relative to highway construction costs."

State governments, through their respective departments of transportation, are getting into the business as well. It's not just the Northeast Corridor states, however, that have stakes in diversifying transportation.

According to Amtrak, the following states support passenger rail lines either fully or in part:

Texas: Heartland Flyer (Fort Worth-Oklahoma City)  
North Carolina: Carolinian (Charlotte-New York City) and Piedmont (Raleigh-Charlotte)  
Virginia: Northeast Regional Service (Lynchburg-Washington-New York-Boston/Springfield)  
Missouri: Missouri River Runner (Kansas City-St. Louis)

This brings me to the Sunshine State, which is the largest state without a similar working relationship with the quasi-public rail corporation.

Setting aside the high speed rail project between Tampa and Orlando, I believe that Florida would best benefit from giving Amtrak access to the Florida East Coast Railway route between Jacksonville and Miami. We stand to gain from bringing passenger rail back to this route after a four decade absence.

I am glad to see that the Florida Department of Transportation is seeking federal funds for this sorely-needed endeavor. Cities along the way from St. Augustine to Fort Pierce are working to help make this a reality.

Naysayers may claim that this expansion of passenger rail service is just another example of Amtrak standing around with its hand out for more money. In reality, according to the National Association of Railroad Passengers, taxpayers foot the bill for all modes of transportation in the United States.

"In 2001, 41% of the \$133 billion spent on highways came from payments other than the gas tax, tolls, and vehicle taxes and fees, as follows: 15.3% general fund appropriations; 9.5% bond issue proceeds; 5.8% investment income and other receipts; 5.6% other taxes and fees; 4.8% property taxes. While most of this is at the state and local levels, federal policy encourages this by offering states generous funding matches for highway investments but no match for intercity rail investments." (NARP website)

Tax dollars have been set aside for wool research in Wyoming (\$206,000), street lighting in Detroit (\$951,000), PTA funding in Alaska (\$238,000), and others that have been rightfully classified as government excess. The improvement of our national transportation system is anything but wasteful. It is building a stronger future.



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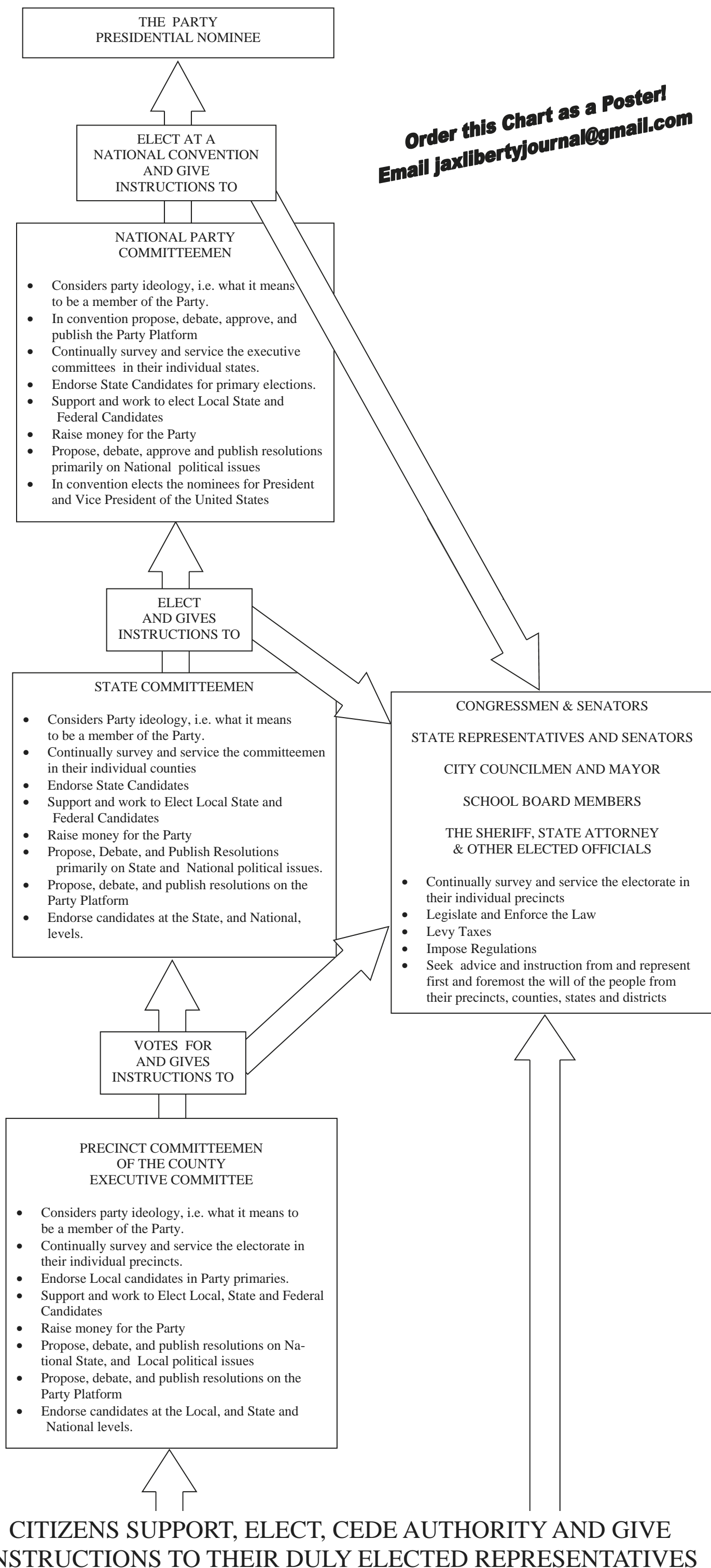
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# WHICH PARTY DO YOU BELONG TO?

## THIS?



**Order this Chart as a Poster!**  
**Email [jaxlibertyjournal@gmail.com](mailto:jaxlibertyjournal@gmail.com)**

## OR THIS?

At the national level are contributors who buy access, power brokers with personal agendas and political operatives who think they know better than the American people. This small group decides which presidential candidates the media should pay attention and then manipulates the promotion and election of the "chosen ones" all the way through the primaries right up to a scripted and pre-planned nominating convention



State leaders get their orders from major state and national contributors who, working with the state legislatures and lobbyists on a quid pro quo basis, identify and select candidates who will play along with them and line everybody's pockets.



Local party "leaders" beholden to local big money contributors take marching orders from them and from the state party machine. Executive committee members are bullied into believing their sole purpose is to elect candidates without ever considering whether those candidates are worthy of being elected. Deliberation, debate and decision-making by anybody except the "leadership" is frowned upon and vigorously suppressed. The committee is supposed to shut up, do what they are told, make phone calls, knock on doors, hand out literature and bring people to the polls on Election Day.



Citizens are viewed as sheep to be lied to and manipulated so they will mouth the party line, give money and vote for candidates who are chosen by their desire to go along in order to get along.



# SWAMP SPIN

FLORIDA'S HEADLINE HEADQUARTERS

[www.swampspin.com](http://www.swampspin.com)

## A Demand for Efficiency Why I am Running for Mayor

By Robert Hutcherson

As we celebrate and reflect on the birth of our nation, you wonder how are we doing? What would our founding fathers say? What are citizens across the country saying? In Jacksonville, we "The People" are frustrated! We are tired of politicians playing politics for their own gain at our expense. We are tired of all the wasteful spending that goes on, when we are struggling to make ends meet at home. Government truly does not seem to be representative of the people they are supposed to be serving. We need to rethink what is the purpose of government? We need to get back to what are the core services, get rid of the waste and operate in the most efficient and effective way serving the citizens of our community.

My name is Robert Hutcherson also known as "Hutch" and I'm running for Mayor of Jacksonville. I am a constitutional-based conservative military veteran who believes in servant hood leadership, limited government and fiscal responsibility for the citizens of Jacksonville. I am also a father, a tax payer and concerned citizen, who defended our country and now, wants to fight for our city and its future.

Jacksonville is at a critical point in its history and is facing major problems. The city budget battles are non-stop and exponentially out of balance. Revenues are expected to increase 10% annually, but expenses are expected to increase by 35%. The gap is only expected to widen putting the annual budgeting process into constant chaos. Wasteful spending on major public projects is out-of-hand with tens of millions of tax payer dollars lost (Courthouse - \$160M over budget, Shipyards - \$20M unaccounted for, Landfill - \$37M settlement loss over a no-bid contract ). That's our money they are wasting! That's your Hard-Earned Tax Dollars. That's just a few examples. Think about it, We The People, invest into our government with the tax dollars that we pay & we expect in return the public services we need in the most effective and cost efficient way. That's not happening! We need to put people in office who practice efficiency for a living! We all have to tighten our belts, eliminate wasteful spending and make tough decisions regarding our families and our government needs to do the same. The difference between my opponents and me is that I do this for a living and can make it happen for Jacksonville, they simply talk about it. I have the organizational improvement experience, they don't.

### Why am I running for Mayor?

#1 - I love Jacksonville and have a strong passion to improve it. I've lived here since '64, graduated from high school in the 70s, then left for military service under President Reagan's leadership in the 80s. I have lived in Texas, North Carolina, Los Angeles, Seattle, Europe and South Florida as a professional then I became a Dad. My wife and I then decided to move back to Jacksonville as we thought it would be the best community to raise our family. We love Jacksonville, its people, the beaches and river, but Jacksonville is in bad need of improvement in many areas: crime, education, economic development, jobs, etc. We love Jacksonville so much, that we decided to live here instead of DC and commute back and forth instead of moving.

The second reason is I have a passion for what I do professionally as an organizational improvement advisor, which helps organizations find ways to work smarter and save money. Jacksonville is in serious need of that today and in the future. You've seen the

budget battles in city hall and the budget gap will be a lot worse for the future administration.

Over the past 20 years of my professional career, I've helped the military, federal agencies and fortune 500 companies work more effectively and efficiently. I recently worked with the US Army Surgeon General in Washington where we helped improve the U.S. Army with an impact savings of over 2 Billion tax-payers dollars. We were presented the Pentagon Award by 4-star General

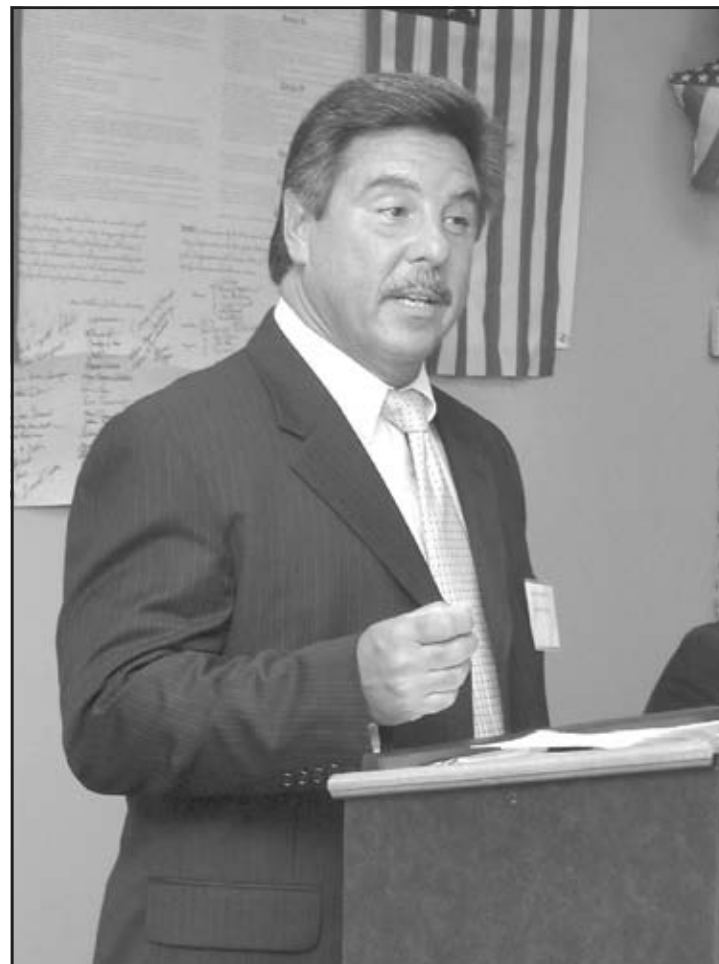


Photo by Hal Owens

William Casey Secretary of the Army as the best improvement impact on an organization.

I want to make that kind of impact to the city I love and care about. We "The Citizens of Jacksonville" are the customers and we deserve an efficient and effective city hall. It's sad when you hear the words government & efficiency and it's considered to be an oxymoron. You hear about all the wasteful spending of our money (the courthouse, landfill and shipyards projects) and the cumbersome ineffective processes of the way government operates and treats its customers.

Think about it, We The People, invest into our government with the tax dollars that we pay & we expect in return the public services we need in the most effective and cost efficient way. If we applied strategic alignment here, Jacksonville would be the first city to apply these combinations of methodologies together in a city government setting. We would be innovators. Now is the right time for that alignment and improvement effort for the City of Jacksonville.

Thus, the third reason is because Timing is Everything. Right now, I appeal to many voter bases in Jacksonville: The Veterans and Military Community, Budget Strapped Families & Seniors, Conservatives, Small Business Owners, Property Owners who oppose more rate hikes & fees and The Youth who can't find de-

cent Jobs and are worried about being stuck with the deficit bill that they'll have to pay in the future. These voter bases are frustrated with the political retreads and are looking for a new face who will apply common sense engineering to government. I believe Tax Payers will embrace a candidate whose family is not politically tied to past administrations and politics in Jacksonville over the past 20 years. A candidate with new ideas for a more cost-efficient city government for the Citizens of Jacksonville and not threats of higher taxes and fees. I'm NOT a Politician, but a Problem Solver. A new face and name in politics and a candidate whose message is resonating with The Majority of the Voting Public here in Jacksonville irrespective of party or demographic!

The People around the country are speaking out loud and clear and we've not going to take it anymore. Albert Einstein once quoted that Insanity is doing the same thing over & over again then expecting a different result. Well, voting for the same type of politicians over & over and expecting a different result is truly nuts. "We The People" need new faces in our elected positions with a new way of doing things "For the People". I'm a new face to the Jacksonville Political Scene and A candidate who's not tied to the wasteful spending of previous administrations or city council. Our city is in serious need of Common Sense Engineering by a Proven Problem Solver. If I can help the military operate more effectively and efficiently, I can help the city and citizens of Jacksonville.

Government is unsustainable at its current pace at all levels: city, state and national. There are simply not enough revenues to cover the expenses and it's getting worse. We, as a city, are then faced with 3 alternatives:

- Increase Revenues – taxes & fees,
- Cut Expenditures – services & programs
- Or become more efficient in our operations.

If efficiency is what is needed and demanded "By The People", then I am the most qualified candidate in the mayor's race.

Bottom Line: It's Your Tax Dollars, Your Hard Earned Money, Your City, Choose Wisely!

Remember my name is Robert Hutcherson or "Hutch" and I would love to earn your trust, support and vote. For more information or to get involved in the campaign, go to [www.Hutch4Mayor.com](http://www.Hutch4Mayor.com)

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## Liberty: Not a Left Right Issue

By John Stevens, Chairman

North East Florida Republican Liberty Caucus

It has been interesting to witness the confusion amongst conventional politicians as groups like The Campaign for Liberty and The Republican Liberty Caucus begin to exert more and more influence in today's political discourse. Members of these groups are fighting for issues and taking positions that don't seem to fit neatly into the traditional left or right boxes. I recall hearing a long time Republican Party loyalist accuse one of these activists of being a "left-wing Obama supporter" because they questioned the GOP's support of the Patriot Act. On another occasion I witnessed this same activist being mocked as a "right-wing extremist" by a long time member of the Democratic Party for suggesting that the federal government should have no involvement in the issue of health care. How can the same political activist be both "left wing" and "right wing"?



It seems that in 2009 politics, the "left" or "right" label is determined by where you stand on issues in relation to where the Republican and Democratic Parties stand on those issues. Oppose the Patriot Act, question the constitutionality of the war in Iraq or oppose government involvement in the issue of gay marriage and you will find yourself on the wrong side of the GOP and therefore labeled a "leftist". However, oppose a federal health care bill, support the elimination of the federal Department of Education or speak out against the income tax and you will be at odds with the Democratic Party and likely lumped in with the "right wing extremists". The problem with this approach to politics is that rarely is the question asked *why* the parties hold their positions on various issues. And even rarer is an actual discussion or debate on the reasons for holding those positions.

Members of groups promoting liberty do not fit into the conventional Left/Right paradigm. When an issue is presented to a liberty activist, the first question is not where does my party stand on this issue, but rather what position protects the freedom and liberty of the individual. In looking at the Patriot Act, the Iraq War, Gay Marriage, Health Care, Education and Taxes, one must first have a clear understanding of individual rights, where they come from and the proper role of government. The Declaration of Independence clearly spells out the fact that our rights come not from man but from our Creator. And the United States Constitution clearly spells out what authority the federal government has in relation to those rights. It is from these two documents that all political issues should be discussed, debated and acted upon.

Does the federal government ever have the authority to violate the right of an individual to be secure in their person and possessions from search and seizure without probable cause? The answer is no and therefore the liberty position on the Patriot Act is to oppose it.

Does the Constitution give the Legislative Branch of the federal government the ability to transfer its authority to Declare War to the Executive Branch? The answer is no. And would allowing the federal government to violate its contract with the people potentially threaten the liberty of all individuals? The answer is yes and therefore the liberty position on the Iraq War is to oppose it.

Is the federal government given any authority by the constitution to define or regulate the institution of marriage? The answer is no. And would allowing the federal government to violate its contract with the people potentially threaten the liberty of all individuals? The answer is yes and therefore the liberty position on the issue of any gay marriage regulation (pro or con) is to oppose it.

Is the federal government given any authority by the constitution to impose laws or to regulate the delivery of health care? The answer is no. And would allowing the federal government to violate its contract with the people potentially threaten the liberty of all individuals? The answer is yes and therefore the liberty position on federal health care legislation is to oppose it.

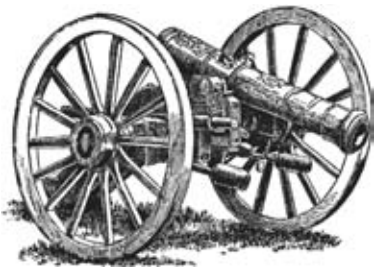
Is the federal government given any authority by the constitution to impose laws or to regulate education? The answer is no. And would allowing the federal government to violate its contract with the people potentially threaten the liberty of all individuals? The answer is yes and therefore the liberty position on funding a federal department of education is to oppose it.

Does government taxing the fruits of one's labor threaten the freedom and liberty of all individuals? The answer is yes and therefore the liberty position on income taxes is to oppose them.

These concepts are pretty simple for those who get involved in politics for the purpose of ensuring that government protects the liberty of the individual. To those who complicate politics by focusing on things like party loyalty, personal ambition or political personalities, understanding exactly what it is you stand for can be a little more difficult. When you are not looking at issues based on a fundamental set of principles you will often times open yourself up to weak arguments or even worse, hypocrisy.

Understanding liberty and applying it to all political issues is a liberating and empowering experience. You no longer have to feel uncomfortable when asked your position on an issue because you will no longer have to worry about making the party line fit with your own personal logic. You won't have to defend the inconsistencies coming from party "leaders" or political personalities. In essence "The truth sets you free".

Yes a good understanding of the concept of liberty will change your scale from one measuring Left vs Right to one which measures Freedom vs Tyranny. And that is the only measurement that should matter in the fight for liberty.



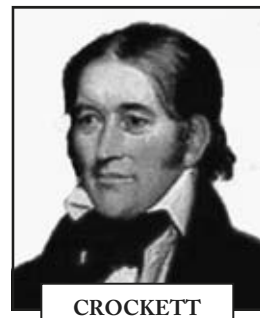
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to improve Congress and restore Liberty.



CROCKETT

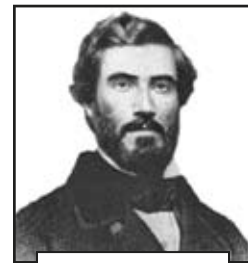
Some large dogs I have seen here with their collars on with letters engraved on the collar "My dog" - and the man's name on the collar. I have not got a collar round my neck marked "My dog" with the name of Andrew Jackson on it - because I would not take the collar round my neck I was hurled from their party

I would rather be beat en and be a man than to be elected and be a little puppy dog. I have always supported measures and principles and not men. I have acted fearless and independent and I never will regret my course. I would rather be politically buried that to be hypocritically immortalized.....

I have never knew what is was to sacrifice my own judgment to gratify any party and I have no doubt of the time being close at hand when I will be rewarded for letting my tongue speak what my hart thinks. I have suffered my self to be politically sacrificed to save my country from ruin and disgrace and if I am never a gain elected I will have the gratification to know that I have done my duty

"I told the people of my district that I would serve them as faithfully as I had done; but if not ... you may all go to hell, and I will go to Texas."

Comments by Davy Crockett on his political defeat .



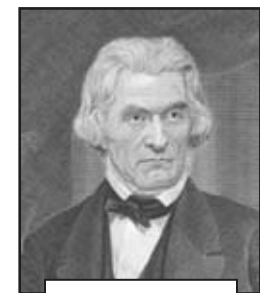
HELPER

Too long have we yielded a submissive obedience to the tyrannical domination of an inflated oligarchy; too long have we tolerated their arrogance and self-conceit; too long have we submitted to their unjust and savage exactions. Let us now wrest from them the scepter of power, establish liberty and equal rights throughout the land, and henceforth and forever guard our legislative halls from the pollutions and usurpations of proslavery demagogues.

From *The Impending Crisis of the South: How to Meet It:*

"I have seen purer liquors, better cigars, finer tobacco, truer guns and pistols, larger dirks and bowie knives, and prettier courtesans here in San Francisco than in any other place I have ever visited; and it is my unbiased opinion that California can and does furnish the best bad things that are available in America.

Hinton Rowan Helper, Southern Writer and Abolitionist 1829-1909



CALHOON

"The Constitution has admitted the jurisdiction of the United States within the limits of the several states only so far as the delegated powers authorize; beyond that they are intruders, and may rightfully be expelled". He is also quoted as saying "To maintain the ascendancy of the Constitution over the lawmaking majority is the great and essential point on which the success of the American system must depend; unless that ascendancy can be preserved, the necessary consequence must be that the laws will supersede the Constitution; and, finally the will of the executive, by influence of its patronage, will supersede the laws"

*A Discourse On The Constitution And Government Of The United States*

Vice President John C. Calhoun 1872-1850



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# THE TRUTH : THE MAYOR'S BUDGET PROPOSALS ARE A SHAMELESS ATTEMPT TO FOOL THE PUBLIC INTO ACCEPTING HIGHER TAXES

## Budget

(Continued from page 1)

services that otherwise would not exist without the formation of governments. For example, government may be used to secure ones natural rights that others might infringe upon. Economic criteria define for us what the legitimate functions are and they are not based on the desires of special interests and lobbyists, although these competing interests may claim otherwise. Much of the spending splurge by city officials has been to cater to special interest groups seeking either corporate, charitable or entertainment subsidies. Residents of Duval County can decide for themselves using their own values what charity to give to or entertainment to participate in.

What does all this mean for the City and its budget? In the next budget year, the emphasis should be on reducing the size of government to core functions and not on raising taxes. We have proposed a budget modeled off the limited information provided by the projected budget memo that was circulated among city officials in March 2010. This budget provides for the basic core functions and allows the public to retain enough of their own money to decide which charities or cultural/sporting events in which they would like to participate. This budget is based on last year's budget, reducing it 10% across the board except for Fire and Rescue, Police and Libraries. **A side by side comparison is offered in the table on the right.**



WILHELM

Spending is out of control and on an unsustainable path, as evidenced by a combined \$796 million dollar deficit over the next five years by the City's own projection. This is a problem that can not be taxed away. Non-core function budget items must be eliminated from the budget entirely in addition to other reforms related to employee costs, most particularly the pension problem.

The pension issue is a difficult issue that is currently bankrupting municipalities out West. The City must honor its obligations to people who have fulfilled the terms of their agreements. Defined benefit pensions must be replaced with defined contribution retirement plans going forward so that the City can insure that it honors its present commitments. To continue to ignore the pension issue places those very people in the pension plans in jeopardy of being wiped out by bankruptcy.

Tax money saved by reducing the size of government should be used to reduce debts to more sustainable levels and then should be returned to the Taxpayers. Without immediate and drastic action we are on the path to Cleveland, Ohio or Detroit, Michigan with burnt out urban cores and all the wealth fleeing for better conditions. The situation is direr than officials are admitting. We truly are at a tipping point in our future as to which path we will take forward. Our children will be the ones forced to answer for the mistakes that our own generation did not have the political courage to confront.

\*\*\*

## CITY SPENDING

By Joe Andrews

### Concerned Taxpayers of Duval County

It's City Budget season again and the Jacksonville City Administration is scurrying around looking for ways to balance the budget, that is, make revenues and expenditures equal. For months the Mayor has been projecting a fifty to sixty million dollar shortfall of revenue over intended expenditure with the blame for this going to the current economic recession. He and the City Council have already conspired to an "across the board" increase in fees charged by the city in order to raise \$25 million for the budget gap. While there is considerable lip service being given to negotiating pay cuts for city employees, it is a good bet that these negotiations will not amount to much for the budget gap. There is already rumor of another pending property tax millage rate increase. Rule of thumb 1 mill = \$50 million.

While it is true that a balanced budget requires revenues to equal expenditures, the government invariably focuses much more heavily on raising revenue than reducing expenditure. The Mayor's six tax increases since this recession began bear witness to their focus. And, to be sure, the local economy suffers from every one of these revenue extractions. There has to be a better way, and there is. The focus needs to shift to city spending.

To call city spending "rampant" is not an exaggeration. From 1990 through 2009 annual city spending increased from about \$550 million to \$1,600 million. The only year to show even a slight decline was 1996. It is clear from today's conditions that these increases cannot continue, however, despite protestations of budget gaps, the projected spending for the coming year is greater than that for this year. Likewise spending increases for the next five projected budget years with a deficit projected for each year growing from \$58 million next year to \$258 million in 2015. This rampant spending is not sustainable, but the moment a reduction in spending is mentioned every department rushes to the defense of its budget, some even demanding increases. Thus, year after year, the Administration and City Council capitulate to the spenders. Nevertheless, there is a way to justify cutting spending, by getting back to basics.

Basically, governments are set up to provide the services to citizens that the free market does not provide or does not do so efficiently. Economists call these services "Public Goods" or "Collective Goods" and describe them as having two characteristics which keep them from being provided by the free market. These characteristics are non-rivalry and non-excludability, two painfully mysterious terms that require further explanation.

Non-rivalry simply means that use of the good by one or several persons does not diminish the ability of another person to consume that same good. In other words a public good is able to satisfy all citizens without danger of some being left out. It doesn't cost anything extra for more people to partake.

Non-excludability means that it is impractical if not impossible to



THE MAYOR'S 2010 BUDGET	VS	A REALISTIC ALTERNATIVE
\$425,010		Advisory boards \$0
\$21,315,231		Central operations \$19,183,708
\$9,185,120		City council \$8,266,608
\$1,565,264		Courts \$1,408,738
\$18,357,170		Environmental and compliance \$16,521,453
\$8,683,630		Finance \$7,815,267
\$164,252,518		Fire and rescue \$164,252,518
\$326,841		General counsel \$294,157
\$1,301,632		Human rights commission \$0
\$19,492,921		Jacksonville City-Wide activities \$17,543,629
\$23,775,594		Shands contribution \$21,398,035
\$2,079,000		Mayor's office \$1,871,100
\$3,128,100		Medial examiner \$2,815,290
\$355,660,019		Office of the sheriff \$355,660,019
\$7,916,202		Planning and development \$7,124,582
\$944,431		Public Defender \$849,988
\$732,899		Public Health \$659,609
\$41,789,848		Public Libraries \$41,789,848
\$79,638,300		Public Works \$71,674,470
\$50,921,555		Recreation and Community Services \$45,829,400
\$431,322		State Attorney \$388,190
\$8,556,799		Supervisor of Elections \$7,701,119
		Transfers to Other Funds
\$21,058,173		Transfers to Children's Commission \$0
\$7,660,278		Transfers to Journey \$0
\$4,481,698		Transfer to PayGo \$4,033,528
\$1,013,119		Transfer to Clerk of Court \$911,807
\$8,496,946		Transfer to Property Appraiser \$7,647,251
\$3,856,019		Transfer to Tax Collector \$3,470,417
\$21,417,409		Transfer to Solid Waste \$19,275,668
\$7,836,182		Transfer to Venues \$0
\$4,753,004		Transfers to various other funds \$4,277,704
\$80,448,179		Transfer to Debt Service Funds \$80,448,179
\$981,500,413		Total \$913,112,281
		Potential Savings Sixty-Eight Million Dollars! \$68,388,132

exclude one person or a group from consuming the good once it is made available to others.

These two conditions, lead to market failure in the providing of certain goods, however when taken together these conditions describe the category of things called "Public Goods" and provide the reasoning for government provision of those goods. Since the goods are made available to all citizens and there is no extra charge for serving an extra citizen it makes sense that the public treasury be used to pay for these services. In other words, all must pay and all are served. These services are properly called the "core functions of government". Now, how does all of this bear on the rampant spending of the City of Jacksonville?

A perusal of the municipal code or even previous city budgets reveals a long list of "services" actually provided by the city government using the public treasury. If the two characteristics or conditions described above are applied to each of the services the list will divide into two separate groups. As illustration, an abbreviated listing of those services is shown below and the reader is invited to apply the criteria and see if he agrees with the division as shown.

Productive Services	Consumptive Services
Justice System	Child Care
Law Enforcement	Hospitals
Fire & Rescue	Parks & Recreation
Streets & Highways	Health Services
Street Lighting	Mental Health
Storm Water System	Public Assistance
Sanitary Sewer System	Housing Assistance
Traffic Engineering	Welfare Services
Street Cleaning	Business Development (JEDC)
Garbage Handling	Football Facilities
Public Health Issues	Baseball Facilities
Information Systems	Equine Facilities
	Symphony Facility
	Symphony Support
	Convention Center
	Job Creation
	Day Care Centers
	Ex-Offender Programs
	And many Others

While there may be some debate about whether one or two of the items could be moved to the other side, it should be clear that the city is providing, with public funds, many services, that when judged by the economic criteria, do not rise to the level of legitimate core functions of government. Much of the right hand list could easily be provided by private enterprise for appropriate pricing.

Another interesting insight is that the services to which the two conditions apply turn out to be services that enhance economic activity, increasing productive output in the local economy. Those services to which the conditions do not apply are revealed as largely subsidized consumption or wealth transfer to a subgroup of citizens from the larger group of citizens who are, by definition, excluded from using those services.

To conclude; if the city government were to focus its efforts only on those services shown to be true core functions of government, economic output would be far greater, leading to additional tax revenue. Expenditures would be far less through the elimination of those subsidies to special groups. And the budget could be easily balanced forevermore without the City's borrowing or raising tax rates. Borrowing...that's another story.

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**The City's Fiscal and Pension Crisis – waiting for a miracle?**

**By Curtis Lee, retired attorney,  
Concerned Taxpayers of Duval County**

Obtaining public records is sometimes a difficult and slow task. As new documents become available, it is clear that the City's fiscal crisis continues to worsen. Sadly, City officials and the Police and Fire Pension Fund continue to downplay the City's problems.

The official combined City pension deficit is \$1.467 billion, as of September 30, 2009. Add in "other post employment benefits" (\$137 million), and the disclosed impact of actuarial smoothing (\$234 million), and the City's employee – related unfunded deficit totals \$1.84 billion (September 30, 2009). Since there is no recent full actuarial study for the Police and Fire Pension Fund, the additional actuarial smoothing impact concerning that fund is unknown. Plus, the stock markets continue to perform poorly. Therefore, the total unfunded debt attributable to City employees is probably \$2 billion today, and may be worse.

The City has about \$3.2 billion in other debt (September 30, 2009). This mostly consists of municipal bonds. These bonds mature, and the City reissues bonds, from time to time. And so, the grand total of City unfunded debt exceeds \$5 billion. Against that, the City reports assets of about \$4 billion - mostly infrastructure. Thus, the City is at least \$1 billion in the hole – in other words – broke. If you had similar statistics – debt exceeding \$500,000, and assets of \$400,000 - and if most of your assets could not be sold, you might well file for bankruptcy.

It gets worse. Interest costs on the City's municipal bonds will rise, even if interest rates generally stay flat. Why? First, institutions that buy, own and trade municipal debt, and that rate the credit – worthiness of municipalities, are not stupid. They can analyze figures. They may already have realized that Jacksonville is in deep trouble. If they haven't yet, they will. We can therefore expect downgrades in the City's bond ratings. Institutions won't buy or recommend new City bonds unless the City pays higher interest rates. Isn't there any hope? There are two possible solutions. (1) Hope for a miracle. (2) Recognize reality and act responsibly.

A miracle is unlikely. The three City pension plans' total assets (September 30, 2009) were about \$2.3 billion. Most assets – about \$1.4 billion - were domestic and foreign common stocks (i.e., "equity"). Most of the remainder consisted of fixed income securities. Against those assets, the combined liability for the 3 plans was about \$4 billion. (September 30, 2009) The difference – about \$1.7 billion, represents the official combined City pension deficit plus the officially disclosed impact of actuarial smoothing. See the second paragraph of this article.

But suppose a miracle did occur, and the value of all 3 pension funds' equity investments doubled by September 30, 2010. This isn't likely, but let's pretend. Even then, the 3 City pension plans would STILL have a huge combined deficit. Pension fund assets would jump to \$3.7 billion, while the liability (which is a constantly growing figure) will total about \$4.2 billion at September 30, 2010. The City would still be about \$500 million in the hole.

And so, even a miracle won't save the City from its leaders' folly. Plus, students of the world's financial markets know that, although stocks generally rise, broader stock market indexes never double in three months. Moreover, American and foreign stock markets often decline.

The more likely scenario is that the combined City employee - related liability will exceed \$2 billion, the next time the numbers are officially crunched. This will force increased City (read: taxpayer) contributions to the 3 pension plans, and higher taxes,

unless we do something about reducing public employee pension benefits now.

The Mayor and City Council must act now to reduce the City's pension liability. I have said this before, and I will say it again - the City essentially has no choice but to:

- Cease pension accruals for all nonunion employees. Now.
- Lay off many City employees. Employees who are laid off get no further accruals under the City's pension plans.
- Sharply reduce City employees' pay. This also reduces their pension accruals. City police and firemen average over \$60,000 per year, *before* adding in overtime and their rich pension and other benefits.
- Implement corrective legal changes, including tough City Charter amendments.
- Negotiate much more vigorously with City unions. Use impasses to force real reform.

What is real pension reform? It would phase out the current 3 City pension plans and replace them with 401 (k) type plans. At a bare minimum, the City should cut the maximum pensions from 80% salary replacement to something more reasonable, like a maximum 50% salary replacement, going forward. Plus, 42 year old employees with 20 years of service should no longer be able to retire with full and immediate pensions. And, eliminate the 3% annual pension increases for all future retirees.

This is not the time for tinkering or false hopes. City leaders must take a meat cleaver to all City employees' compensation arrangements. Plus, the City must start listening to taxpayers, and qualified outsiders. The Mayor and his cronies got us into this mess, and clearly need help.

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**AT THE MEETINGS  
DO YOU WONDER ...**

- **WHY THEY ASK FOR VOLUNTEERS  
BUT NEVER ASK FOR SUGGESTIONS?**
- **WHY THEY ASK FOR FEEDBACK  
BUT NEVER CALL FOR A VOTE?**
- **WHY THEY HOLD BIG MEETINGS  
BUT MAKE NO DECISIONS THERE?**
- **WHY THEY WANT YOUR MONEY  
BUT NOT YOUR HONEST CRITICISM?**
- **WHY THEY PREACH LIBERTY  
BUT PRACTICE TYRANNY?**

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**THOSE INTERESTED MAY CONTACT  
JACKSONVILLE PARLIAMENTARIANS**

**Louis William Rose  
Member, National Association of Parliamentarians  
904 744 6846 - louisrose@yahoo.com**

**Ryan Taylor For Tax Collector**

Jacksonville, Florida, June 28, 2010

My name is Ryan Taylor and I have worked for the past 12 years in the Tax Collector's Office and dealt with all aspects of the business operations on a daily basis. I am a 4th generation native of Jacksonville and my grandfather Marvin Taylor was head of the Tax Department for many years. I have been involved in planning, purchasing, and implementing systems to improve efficiency and productivity. I am the candidate with hands-on experience that counts.

My goal as Tax Collector is to lower operating cost all while maintaining an exceptional level of service. My knowledge of the office operations and technical experience will be an asset. I will look for additional opportunities to better service the constituents of Duval County .

Let me make it clear, I don't necessarily think local taxes are all fair but some are necessary to run a successful city that we all love and want to be proud of. I don't think it is right to hold the burden on just the tax payers when the budget has a short fall. I will do all possible to make sure that if taxes do go delinquent we do everything within law to make sure the individual or business does not lose that property. I believe that our freedom gives us a right to own a home or business and I think we should all be able to feel like we truly own our home or business.

How would I handle back taxes? First we have to determine what type of back taxes we are dealing with. There is delinquent real property the tax sale handles 99% of back taxes, meaning the taxes that taxpayers don't pay after the taxes go delinquent on April 1st. Investors purchase tax certificates in which they bid on an interest rate to earn on them paying the taxes. The process is handled according to the law and works very efficiently. Delinquent tangible personal property taxes are handled

by the inspectors in the office and the majority of these are collected. As for a way to combat taxes going delinquent I would recommend that more people apply for installment payments to allow them to pay quarterly to take the burden off them of having to pay the taxes all at once.



To combat the increases in property taxes I will continue to find ways to save the taxpayer from losing there property by working with the tax department to give the taxpayer an easier way to pay that is within the laws of the state. In the case of tangible personal property I will attempt to work with the property appraiser to make sure the taxes are correct and then help come up with a solution to identify these businesses that continue to disobey the law and make sure we hold them responsible according to the law. Keeping the constituents informed is my main objective.

(Editors note: More information about Mr. Taylor's campaign may be found at [www.taylor4taxcollector.com](http://www.taylor4taxcollector.com))



**William ESCOFFERY III**

CANDIDATE  
(R)



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By Dr. Tom Collins, Candidate,  
18<sup>th</sup> District, Florida House of Representatives**

The United States and Florida are experiencing change in their social and economic structures that require a different type of leadership than that needed in the past. The most noticeable change is the response time to act to solve problems. If you wait until a problem is well identified, the response time is too short to have a meaningful solution, and society is overcome by these events. Thus it is necessary to change from reactive leadership to proactive.



An easy way to see this compression of response time is to examine the time between the invention of the printing press until the industrial revolution compared to the time between the invention of the computer until the service economy. The time span between the printing press and the industrial age was around 300 years and the time span between the invention of the computer and the service economy was around 10 years. Thus, what took a month at the beginning of the last century only takes a day at the beginning of this century. This compression of response time is demonstrated by the fact that the generation of new knowledge has the acceleration of 10 to the 6<sup>th</sup> power each decade! This demonstrates one has to learn at an ever increasing rate just to stay even.

In my walking and listening tour this spring from Mayport to Vilano Beach, I have heard and seen many cases in which the government could and should be proactive in order to avoid unnecessary economic stress. Of the many cases we will be discussing during the campaign, I will only present two here. The first case looks at the Navy base over the next ten years. The Navy is now retiring its fleet of frigates and selling them to other countries. Full replacement of the fleet by Littoral Combat Ships (LCS) will not be here until the end of this decade. Further, the crew on the frigate was around 200 and the crew of the new LCS is to be around 40. So the number of Navy personnel will drop by around 70%. Also, the base at Mayport will not see an aircraft carrier stationed here until the last half of this decade at best and perhaps not in the foreseeable future. This combination of circumstances will leave a large economic hole that we have time to fix. In the second case, the Federal Government has imposed a fishing ban on trout and grouper causing a great economic stress to the fishing industry, as well as the tourist industry. Both of these examples are compounded by the 12% unemployment we have today. This is widespread throughout the 18<sup>th</sup> District, and with a proactive leadership could be avoided. Also while on the walking and listening tour, I have found that District 18 has a new large group of people that are labeled the

“creative class” by Dr. Richard Florida, Hirst Professor of Public Policy, George Mason University. As Prof. Florida points out, these are the people who are paid principally to do creative work, and include scientists, engineers, artists, musicians, designers, and knowledge-based professionals. The great dilemma is that having generated such incredible creative potential, we lack the social and economic systems to fully harness it. This is the role of proactive leadership to do this.

Through the walking and listening tour, we have identified four priorities. The first is education which produces critical thinkers; second it economic development which generates jobs; third is effective and efficient government which is transparent, cost effective and responsive to the people’s needs; and four is the insertion of science and technology into all of our daily processes.

*Dr. Tom Collins holds a Ph.D. in Physics from the University of Florida, a B.S. and Master’s Degree in Physics from the University of Georgia, a Master’s Degree in International Affairs from George Washington University; and is a graduate of the National War College of the Armed Services. He has also served as the Chief Research Officer of three land grant universities.*

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**Government is Force  
Free Enterprise is Liberty**

**By Curtis Wolf  
Concerned Taxpayers of Duval County**

*Government is not reason; it is not eloquent; it is force. Like fire, it is a dangerous servant and a fearful master.  
George Washington*

As the quote above indicates, our Founding Fathers had no illusions about what government is. It is force. It is force when it mandates how we run our businesses. It is force when it tells us in what vices we are allowed to partake. It is force when it takes our property and gives it to another person Kelo vs New London style. It is force when it takes our money and spends it on a government program that we may not even like. There is no way to sugarcoat it. Government is force!

On the other hand, free enterprise is liberty. Every American has a need for a wide range of goods and services that improve his or her life. Our economic system, despite the government’s attempts to sabotage it, allows entrepreneurs to compete with each other in meeting that need. Some entrepreneurs succeed at this. Others fail. We all benefit from this free exchange of goods and services. Entrepreneurs make profits that they can invest in their businesses to build greater capacity to produce the goods and services that everyone needs. Consumers get the goods and ser-

vices that they need and as their incomes rise, they buy even more goods and services. This leads to greater wealth and a higher standard of living for all of us. By relying on voluntary economic transactions, we all experience the liberty of pursuing our own version of happiness that the Declaration of Independence asserts is one of the primary responsibilities of government to protect.

So if we are to make a choice between force and liberty, why would anyone choose force? I would contend that there are a limited number of services that cannot be provided through the free market and should be provided by governments financed through taxes. This occurs for a variety of reasons such as public goods, natural monopoly, free rider problem, perverse incentives i.e. private police forces arresting the customers of their rivals rather than their own customers, etc. The problem is that we know that politicians use government services to buy votes so we cannot expect restraint from them in defining what services should be provided by the government. It is up to us through the voting box to impose fiscal discipline on the politicians.

I would suggest a three pronged approach to defining what government should do. First, the service must be so crucial to our community that it could not function well without it. Police and fire come to mind. Public infrastructure would be another choice. However, it would take a very generous definition of the word “crucial” to include the local symphony or the local NFL team within that criterion. Remember that taxes are taken by force so they should not be spent indiscriminately based on some vague reference to “quality of life”. That phrase has been banded about far too often among the media and city leaders in support of bigger government.

Second, the service cannot be provided through the free market or other private means. I mentioned in an earlier paragraph a couple of reasons why some services cannot be provided by the free market. However, provision of any service by the government should be the exception, not the rule. We should always be ready to try new models for delivering services that do not involve involuntary taxes.

Third, the service must be widely available to the public. This would include roads, police, parks and other services that are available city wide to a wide variety of people. Basically, the people who fund these services should be the ones who use the services.

However, it is not the responsibility of government to transfer money from one group of people to another no matter how needy the latter group may seem. That would be better done through private charity which allows the giver to choose the charity that represents his or her values. When the government funds charity, what you get is the Jacksonville Children Commission which controls around \$22 million of involuntary taxes but does not answer directly to the people of Jacksonville through elections.

Government is force. It should only be used as a last resort to meet societal needs and not as a way to transform society into some liberal’s idea of utopia.

\*\*\*

**They’ve been  
feeding us...**



**...the same thing for a long time**



Jim Greer and John Thrasher

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Charles Perniciaro, MD

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# I WANT YOU

TO WAKE UP-TO WAKE OTHERS UP-TO KNOW YOU ARE FREE  
TO THINK FOR YOURSELF - TO PROTECT YOUR RIGHTS  
**AND TO RESIST TYRANNY**

## The Nature of the Threat

Randy McDaniels  
Jacksonville Chapter Leader  
SACT for America

The war which we fight is primarily defined by the enemy as INFORMATION WARFARE, which manifests itself in our system as political warfare, influence operations, and subversion of our foundational institutions – political, educational, religious, and media. Yet, our entire government structure is focused on the kinetic war – shootings/bombings etc, and planned acts of terror. We are not only NOT winning in the information battle-space, we are not engaged in that space because we do not understand it is the enemy’s self-identified Main Focus of Effort. Where we do attempt to engage in the information battle-space, we are off the mark because we have not stopped to learn the enemy doctrine. Jihadi plans for violence here in the U.S., as well as the wars in Iraq, Afghanistan, and elsewhere, are important to the enemy, but secondary to the Information Warfare. Our lack of understanding this fundamental truth cripples our ability to engage the enemy where he fights his main battle.



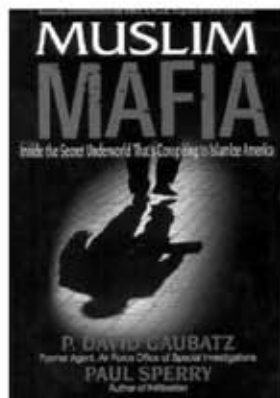
Al Qaeda and other violent jihadi groups fight to (1) implement Islamic Law and (2) re-establish the Islamic Caliphate. The Information War in the West is driven by front groups posing as peaceful Muslim community organizations, led by the Muslim Brotherhood (MB). The MB was created in Egypt in 1928 to (1) implement Islamic Law worldwide and (2) re-establish the global Muslim Caliphate. Al Qaeda and the MB have the same objectives – the difference in achieving them is timing and tactics. The Brotherhood’s Creed is: “God is our objective; the Koran is our law; the Prophet is our leader; jihad is our way; and death for the sake of Allah is the highest of our aspirations.” As a result of documents entered into evidence in the Holy Land Foundation (HLF) trial in Dallas, Texas in 2008 (the largest terrorism-financing trial in American history), we know that every major Muslim organization in the United States is controlled by the Muslim Brotherhood (MB) or a derivative thereof (to include but not limited to: CAIR, ISNA, ICNA, MAS, MSA, IIIT, Fiqh Council of North America, MPAC, ATF and hundreds of others). The leadership of HLF and HLF itself was proven to be Muslim Brothers/Hamas. The documents released at the trial lay out the MB’s presence in the U.S. and the level to which they intend to insinuate themselves into our society and achieve their objectives.

Islamic Law is real law. It is the basis for constitutions in Muslim nations around the world. In Islam, obedience to the law is more important than one’s own personal conscience/belief structure. There is no Islamic Law that does not require Jihad as “warfare against non-Muslims to establish the religion” until all the world is claimed for Islam. Since the creation of Islam, there has never been any other definition of “Jihad” in Islamic Law. Under Islamic Law, non-Muslims must ultimately convert or submit to Islam, or be killed. The entire world is either Dar al-Islam (house of Islam) or Dar al-Harb (house of war), and, therefore, Jihad is a permanent state until all the world is claimed for Islam. Current Islamic sources teach that Islamic Law is diametrically opposed to the U.S. Constitution. This is not a First Amendment issue, and it is NOT a “religious” issue. The enemy seeks to impose foreign law (Shari’ah) in the United States challenging Article 6 of the U.S. Constitution which states “The Constitution shall be the supreme law of the land.”

MB organizations conduct outreach to the government, law enforcement, media, religious community, and others for one reason - to subvert them in furtherance of their objective - implementation of Islamic Law. Current publications of Islamic Law clearly allow for “obligatory lying” to non-Muslims when the objective is obligatory – Jihad for example. Therefore, when studying this issue, it is critical to read published law written by Muslim authorities, for the benefit of Muslim audiences. In this information war, a principle goal of the Muslim Brotherhood is to keep the West from studying authoritative Islamic Law – the stated doctrine used by both the violent jihadis (Al Qaeda et al), and the subversive organizations led by the Muslim Brotherhood. This doctrine is taught at the first grade level across the Middle East, and in English in U.S. Islamic Schools and Mosques. Individuals charged with duties in the National Security realm, especially the leadership, who have sworn an oath to the Constitution, must undertake a concerted effort to learn and understand the factual basis of the threat doctrine that includes a self-proclaimed reliance on Islamic Law. Arguably, failure to do so makes the development of a counter-strategy impossible and, notably constitutes malfeasance on the part of the National Security professionals.

## JIHAD IN JACKSONVILLE?

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Dave Gaubatz is a Counter Intelligence Expert, a Covert Operative who’s most recent Operation has a Federal Grand Jury looking into (CAIR), the largest Muslim Civil Liberties Group in America for its past and present role in the support of terrorism, to include Jacksonville’s very own Human Rights Commissioner and UNF Professor Ahmed Parvez. His book “Muslim Mafia: Inside the Secret Underworld which is Conspiring to Islamize America” is a Best Seller despite a blackout by the mainstream media!

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- Conducting local activism in a legal and professional manner.
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- Understanding Sharia Law
- You must know who the Islamic Scholars operating in America who control the day to day activities of the Muslim Brotherhood
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**What Luis Melendez is NOT:**  
**NOT a liberal**  
**NOT a lawyer**  
**NOT a politician**

**What Luis Melendez is:**  
 \* **A US NAVY Veteran**  
 \* **An Allied Health Professional**  
 \* **A Business Owner**  
 \* **A Leader**

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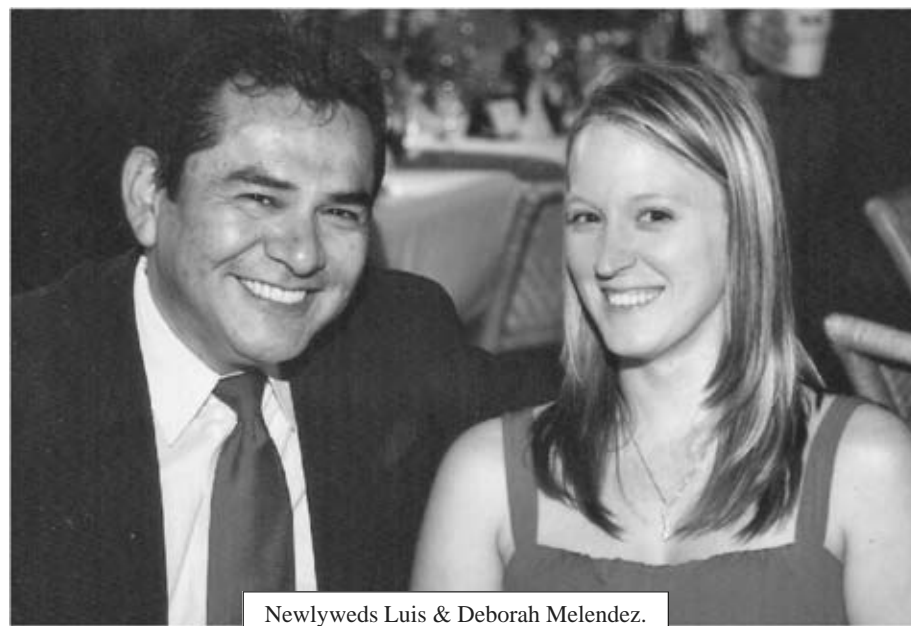
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- **Opportunities in Education**
- **Life & the innocent**

Political advertisement paid and approved by Luis Melendez, Republican, for State Representative

**Help Luis Melendez Strike a Blow for Liberty**

My name is Luis Melendez and I am seeking your vote for the Florida State House of Representatives District 16, located in the very heart of Jacksonville. District 16 encompasses Jacksonville's South Bank business corridor, Riverside, Avondale, San Marco, parts of East Arlington, as well as parts of Mandarin and some of Jacksonville's Westside. Let me say at the start that I am a political newcomer on the local scene who is not a career politician, a lawyer, or a "seasoned" Tallahassee insider. Nevertheless, I know how my neighbors feel and think, and I know that I can represent their interests and protect their rights in the State Legislature.

I am a husband, a father and work as an Allied Health Professional and a medical educator at a Jacksonville technical college. I am a small business owner, President of the Florida State Assembly of the Association of Surgical Technologists, and a resident of District 16. I am proud to say that I am a naturalized American citizen who served honorably in the United States Navy as a Hospital Corpsman with the Fleet Marine Force serving the United States Marine Corps.



Newlyweds Luis & Deborah Melendez.

My run for office is fueled by a passionate desire to reverse the current arrogance and complacency displayed by the incumbent batch of office holders. All the way from Washington to Tallahassee, citizens are realizing that they need a representative that hears them and will carry their voice to the house floor.

The campaign began in early March with close friends, family and a few professional acquaintances and has blossomed in just a few short weeks crossing a major hurdle last month by qualifying to be on the August 24th Primary Ballot. Thanks to technological advances such as my website [www.electmelendez.com](http://www.electmelendez.com), emails, texts, Twitter, and Facebook which has resulted in over 1,000 "friends" in a short period of time, the word is getting around about my candidacy. I am able to capitalize with minimal campaign expenses.

It's time for the people to be represented by a proactive and dedicated servant, someone that will not be influenced by special interest groups. The time for political spectators is over! I am a Republican, a dedicated liberty minded candidate who believes in the U.S. Constitution and the principles that this republic was founded upon.

Looking forward for the challenge that lies ahead, I am not afraid and I am not stranger to challenges in my life. These days you will find me knocking on District 16 doors, attending local political rallies, or at an intersection within the district sweating it out, trying to talk to as many voters as I can before the August primary elections. Come and join me, I need to know your thoughts so I can effectively represent your interests and protect your rights in the State Legislature. Remember, I am "A Dedicated Citizen, A New Voice!"

**Adam Locklear & Alex Rose  
 ON REAL ESTATE**



**Generation Next**

In a crazy real estate market, sellers and Realtors alike, strive to understand who the next group of homebuyers are and what do they want? I am writing this today to tell you about a new type of homebuyer quickly emerging. Generation Next is also known as the Millennial Generation or Generation Y. This age period starts in the low to mid 1980's and goes all the way to early 2000s. Also known as Echo Boomers, these are of course the children of the baby boomers who compose a staggering 79 million or 25% of all accounted for consumers in the U.S.

Updating Facebook accounts while teetering between Twitter updates and managing various email accounts are all part of the daily grind for this young adult generation. This is a quick paced and technologically savvy group of consumers. With the advantage of being the first generation to grow up with the internet these buyers know how to research and make educated decisions quickly.

Typically considered a young crowd, it seems this generation is turning the corner on adulthood. With new growth come the responsibilities of life. Many are now graduating college and entering the workforce full time with families to follow. After settling into a new lifestyle or relationship many will search for a homestead. In just the last 2 years this new homebuyer group has greatly increased and is on the verge of exploding!

Reaching this new breed of homebuyer is very different than previous generations. These days' buyers want it all. While searching for their future homestead these consumers are not only looking for something on the market that catches their eye, but substantially blows them away! They will want to see HD color photo slideshows coupled with a short HD video to portray the loveliness the home must possess. Many sellers are staging homes and brushing up on home design to attract new younger buyers with different fashion sense. Creating a custom website for the home that will effectively portray slideshows, videos, school data and any additional info about the neighborhood can greatly increase your chances of securing a qualified buyer.

When listing your home with a Realtor, if you do decide to go this route, remember that unless the Realtor has quality buyers lined up waiting for a home such as yours, the listing will have to hook the buyer on its own. With 90%+ of all home buyers starting their search on the internet you can be guaranteed these new age buyers will look for a home on the web first. You will have to have a listing integrated with quality websites on the internet that will provide quality content to a buyer on various web pages. Integrating and linking sites such as Facebook, Twitter, MySpace, Craigslist, Zillow, Realtor.com to your property's website is a must.

With the right blend of effective internet marketing tools you can and will reach Generation Next. It can be so hard dealing with a declining real estate market with a rising unemployment rate and weak credit. With a limited number of picky buyers in the real estate marketplace, do not make the mistake of taking this new generation for granted. They are and will be the future of single family home sales. Be prepared for the influx now and invest in marketing yourself and your home correctly.

To contact Adam & Alex or to find out more visit: [www.LocklearRealtyLLC.com](http://www.LocklearRealtyLLC.com)

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# AMERICA'S CONSTITUTIONAL PROBLEM

By William (Bill) Escoffery III, MD, JD

Republican Candidate for the U.S. Senate from Florida

America's problems didn't just begin with Obama. Our Nation has been sinking on its foundations for generations! The noble Founding Principles of Life, Liberty and Limited Government represent our birthright from our creator. But we have neglected to protect those precious freedoms.

While attending Law-School and studying Constitutional Law, I began to realize that

our country is not supposed to work this way. Due to a case called "Marbury vs. Madison" in 1803, the Supreme Court single-handedly grabbed co-equal power away from the other branches of Government, to establish the doctrine of "Judicial Supremacy"; and the courts have ever since usurped the peoples' prerogative to pass laws protecting them from such things as abortion, "Gay" rights, racial quotas and a host of other perverted mandates, often under imaginary "Penumbras" or shadows of The Constitution which The Justices have invented. Meantime the "Commerce Clause" in The Constitution, which was designed to ensure that states didn't block interstate trade, has been used to justify every illegitimate over-reach of federal regulatory power into our Sovereign States that you can imagine. In one Kansas case called "Wickard vs. Filburn" in 1942, the Commerce Clause was even used to determine how much of his own wheat a Kansas farmer could CONSUME ~ because that was said to "Affect Interstate Commerce!" Soon this clause will be used to reach into the states again, ram Obama-Care down your throat AND force you to purchase Government Health Care "or else" you'll face fines and possible imprisonment by a new Federal IRS-Police force!

Let's identify where, in my opinion, our Constitutional decay commenced: Whereas, under the Articles of Confederation, the Federal Government was too weak and in-effectual and ultimately failed; under the subsequent Constitution, with the aid of The "Marbury" Doctrine, the Federal Government (through its judiciary branch) ultimately became too strong and improperly usurped individual and state freedoms. I would like to share with you part of a paper on this topic that I helped my former wife, Lucy Thornton research for her Law Journal. The following appears mostly verbatim (with some explanatory insertions) and all with her permission. The citations have been removed for newspaper reproduction. The entire document (relating to the 2000 election and Bush v. Gore) is available to interested readers who contact me.

## The Underpinnings of the Problem: MARBURY V. MADISON.

The precise authority for judicial review to ensure legislative compliance with the Constitution derives from the seminal case of Marbury v. Madison. In Marbury, a commission for Justice of the Peace, un-delivered to a certain William Marbury by the outgoing Adams Administration was obstructed by incoming Jeffersonians. A writ of Mandamus, (an order issued by a superior authority instructing an official or inferior court to perform a specific duty) pursuant to the Judiciary Act, was presented to the Supreme Court to compel delivery of the commission. But Chief Justice John Marshall concluded that the Supreme Court lacked jurisdiction in Marbury's case because the Constitution did not afford original jurisdiction in Mandamus actions. This ensured that Marbury would be denied his commission and avoided a direct challenge to the Jeffersonians (which would have been politically dangerous for Marshall). But, in reaching that result, Marshall held that the Supreme Court, under implied powers deriving from Article Six, Section Two of the Constitution, had the power to review acts of Congress and void them if they conflict with the Constitution.

By this bold maneuver, Marshal had arrogated the power of constitutional interpretation to the Court and subordinated the federal Congress to the federal Judiciary! The outcome of the Marbury v. Madison decision is "the basic principle that the Federal Judiciary is supreme in the exposition of the law of the Constitution, and that principle has ever since been respected by this Court and the Country as a permanent and indispensable feature of our Constitutional system."

The Court has extended these review powers not only to evaluation of Constitutional issues but also to State rulings and acts of the President and U.S. officials. The Supreme Court has thus assumed for itself the power of review of a whole range of state and federal actions - many of which are far afield from obvious Constitutional conflict - into dim, imaginary "Penumbras" (fanciful shadows) of the Constitution.

By analogy, the state courts, taking their cue from the Marbury principle, exercise essentially a veto-power over actions of the state Legislatures and Executives. That was the most significant problem in the Florida Presidential Election of 2000: The Florida Supreme Court, under the rubric of ensuring that the "Voter Intent" should be discerned at all costs, contravened the statutory framework for the tallying of votes in Florida and mandated capricious and unfair recount procedures in violation of the Florida and National Legislative will, Florida Executive Authority, U.S. Supreme Court opinion and instructions; and the Fourteenth Amendment Due Process and Equal Protection guarantees of Law.

## A Closer Look at MARBURY

The question of which branch of government should be the authoritative interpreter of the Constitution is conflicted. Many arguments center on the fact that the Federal Judiciary is most able, in that it is enforcing an anti-majoritarian American Constitution. But that in itself is seen by some as a reason to limit the role of the Court. To fully appreciate the intricate political nuances surrounding this case, you *must* read something like the Wikipedia entry on the topic: [http://en.wikipedia.org/wiki/Marbury\\_v.\\_Madison#Background\\_of\\_the\\_case](http://en.wikipedia.org/wiki/Marbury_v._Madison#Background_of_the_case)

The theory of Judicial Review was originally espoused by Hamilton in the Federalist Papers. He thought that the Judiciary should be intermediate between the people and the legislature and that any conflict between legislative act and Constitution should be resolved by the Court in favor of the Constitution. Others have disagreed, saying that the Judiciary should only interpret laws rather than involving itself in legislative evaluation. No less an expert than Judge Learned Hand believed that such judicial review violated separation of powers concerns.

Judicial power is based on Article III which is significantly different from the Confederation Articles with their limited judicial authority. Edmond Randolph, at the Constitutional Convention,

resolved "that a National Judiciary be established." Due to a compromise in regards to the conflict between state and federal lower courts, Madison and James Wilson proposed that The Constitution merely name the Federal Supreme Court into existence, but allow the Congress to decide on creation of inferior courts. In its first Judiciary Act of 1789, Congress established those lower federal courts, in which the judges have life-time tenure.

In Marbury v. Madison, The Supreme Court considered many issues on its way to the jurisdictional decision. This was quite unusual, because when The Court employs what are called "prudential doctrines," it usually does not stretch past a jurisdictional obstruction to reach the merits of the case. (But in this instance, Marshall *first* considered "the merits", and then claimed he didn't have Jurisdiction! That's generally a big no-no in Supreme Court protocol).

Marshall may have included the other parts of the opinion to reprimand the Jefferson administration. Or perhaps he thought that he needed to consider the constitutionality of the underlying statute as a preliminary evaluation. (Finally, in deciding the jurisdictional issue, he grabbed the exclusive right to Constitutional Interpretation as the sole prerogative of the judiciary!)

In any event, the Court considered in sequence: whether Marbury had a right to the commission and whether the laws offered him a remedy. Next, can the Court issue such a remedy? If so, could it be Mandamus? The Court answered in the affirmative to all these questions and it even agreed that it had jurisdiction *under the Judiciary Act* to authorize Mandamus on original jurisdiction. But the Court believed that it, nevertheless, lacked jurisdiction of Marbury's specific case; *because Article III of the U.S. Constitution* indicates that the original jurisdiction of the U.S. Supreme Court *excludes such instances*.

Most important, Marshall held that the Supreme Court, under implied powers deriving from Article Six, Section Two of the Constitution, had the power to review acts of Congress and void them if they conflict with the Constitution. Section 13 of the Judiciary Act of 1789 had authorized the United States Courts to issue writs of Mandamus to persons holding office under the U.S. authority. But Article III of the U.S. Constitution outlines the original jurisdiction of the U.S. Supreme Court to exclude such instances, which fall rather under appellate jurisdiction. Any Law which conflicts with the Constitution is invalid, therefore Mandamus was denied.

While some feel that Marbury strengthened the Judiciary and enabled it to equate with Legislative and Executive branches, others feel that it may, in fact, have caused the judiciary to assume unwarranted, excess leverage to become the first among equals; and perhaps even a Super-Legislature.

The common law tradition which was the milieu in which the drafters of the American Constitution operated, demonstrated parliamentary supremacy. But there was a divergence from these concepts in an early decision by Lord Coke who held that "The Common Law will control acts of Parliament, and sometimes adjudge them to be utterly void." This resonated the Lockean idea of "inalienable rights" whereby "We the people" indicated popular rather than parliamentary supremacy. Marshall makes the point that the Constitution, being an expression of the popular will, is paramount over ordinary law. Marbury establishes that it is the judiciary which has the final say in regard to these conflicts.

In considering the final issue of Marbury v. Madison - whether the Court could declare the provision of the judiciary Act of 1789 unconstitutional, the Court said "Constitutional limits on government powers are meaningless unless subject to judicial enforcement." Marshall believed that it was "Emphatically the province and duty of the judicial department to say what the law is." Finally, Marshall argued that, because the Constitution was the "Supreme Law of The Land," it should take precedence over the general laws of the United States.

Constitutional Judicial Review was thus never inherent to the Constitution but was established by John Marshall in his Marbury v. Madison opinion. In a sense, his opponents thought that they were victorious in regard to what was really only a minor, parochial issue (the withholding of the Justice of the Peace commission) whereas Marshall had declared a significant overall principle of monumental importance. There was no way that he could force the Jeffersonians to deliver the commission to Marbury and it was quite possible, had he tried, that he might even have precipitated an attempt at impeachment of the Federalist Justices by Republicans. So he avoided the direct conflict and satisfied himself instead with establishing the monumental underlying "Sleeper" principle of Judicial Supremacy which has come to haunt us ever since.

But in fact, serious questions arise as to the validity of court intervention in these areas when such nebulous concepts as "Penumbras" and "Substantive Due Process" appear to represent Super-Legislation rather than judicial interpretation. And, just as there is no explicit authority in the Constitution for the doctrine of Judicial Review, historical evidence of the intent of the Framers as to whether the Court should be paramount in Constitutional interpretation is unclear.

Because Marbury v. Madison established a precedent whereby the judiciary is pre-eminent over the other two branches, there has come about an expectation of resolution of difficult political issues in the courts; whereas the judiciary should probably avoid many such controversies. That in turn has led to politicization of the courts whereby appointments are made by the political parties either by Executive appointment or through popular election - not with a view to ensuring justice - but rather from a desire to protect legislative agendas sent up from the Congress, which might be invalidated in the courts. There has also come to pass an expectation that such things as election conflicts like the 2000 Presidential contest, though they are essentially political, should be solved by courts.

Moreover, today, we Citizens have come to routinely expect that most courts will invalidate the will of the people in regards to "Politically Correct" issues such as Abortion, Homosexuality, Illegal Immigration, limitations on Gun Rights and a host of other perversions of our freedoms. Blame it all on C.J. Marshall; and remember what Jefferson said: "The Judiciary of The United States is the subtle corps of sappers and miners constantly working under ground to undermine the foundations of our confederated fabric." (1820).

If you send me to D.C. in your behalf, I will fight mightily and ceaselessly to thwart these "sappers and miners" and get right onto the job of frustrating the federal judiciary, strengthening our Tenth Amendment States' Rights AND empowering our Florida Legislature to take back its "Citizen Power!"

Editors note: Irrespective of which candidate the reader supports in the Republican primary, it should appear obvious that it would be beneficial for all the voters, and the other candidates as well, to hear what Dr. Escoffery has to say on any number of political issues. While the Journal does not disparage any of the Senatorial candidates, we do lament the fact the Republican Party does not conduct itself in a manner designed to field the best candidate for the office, but rather the candidate most likely to be elected. Selected not by open debate and endorsement by the county executive committees, but by the party "elite" it is a rare thing indeed in our opinion, when such candidates are committed to putting the will of the people and the Constitution of the United States above all else. (ED)



PROFESSIONAL POLITICIANS MAY WORK HARD, BUT YOU CAN BE SURE THAT THEY ARE NOT WORKING HARD FOR YOU  
SEND THE PROFESSIONAL POLITICIANS PACKING & SEND A PASSIONATE PATRIOT TO CONGRESS INSTEAD

# TROY STANLEY FOR CONGRESS

## Courage, Commitment and Character

"That's great!" "I'm so glad you did that; otherwise, I wouldn't be able to vote for you." "It's about time we get party politics out of the way!" These are typical responses Troy D. Stanley receives when he tells voters that he is running in the general election as a "No Party Affiliation" candidate in Florida's fourth congressional district.



Stanley, a self-proclaimed "little 'r' republican", courageously decided to run as an NPA for one very important reason - to allow all voters regardless of party affiliation to select their representation in Washington. The decision was not a difficult one to make: run as a Republican in a closed primary against five-term incumbent Ander Crenshaw and have the entire race determined by only registered Republicans or run in the general election as an NPA and allow all voters a voice in choosing their next representative. Stanley resolved to do the right thing by opening up the election to all. This year's election is far too important to leave thousands of voters silent. "The race will be no different. The same two names will appear on the ballot," Stanley comments. This year, in particular, there seems to be dissatisfaction from both major party camps. Many Democrats voice regret about the 'change' they voted for, and some Republicans express discouragement with 'party politics'. Then there are those patriotic, yet disillusioned, Americans who have left the parties completely. "This race must be open to all: Republicans, Democrats, Independents, Libertarians..." he continues. By fearlessly challenging in this way, he is certain that the representation will more closely reflect the wishes of the district as a whole.

Admittedly, he faces a formidable task in his attempt to unseat an entrenched, well-funded politician, but as a recently retired U.S. Navy Chief Petty Officer, Stanley acknowledges that he has faced more difficult duties. "For twenty years I have faithfully lived under oath to support and defend the Constitution of the United States. I proudly served my country all over the globe. I was and still am willing to lay down my life for that document." While it is true that Congressman Crenshaw has been in politics for much of the last 38 years, Stanley sees that as a drawback. "Now is the time for statesmen, not politicians to lead in Washington. Politicians have gotten us bailouts, buyouts, unprecedented debt, government takeovers of private industry, and endless, wasteful earmarks. This must stop." From the start of his campaign Stanley's focus has been singular; "Elect Statesmen... not politicians."

Stanley is strongly committed to a conservative platform which specifically targets economic and individual liberty, a strong national defense, and a return of common-sense government to Washington. He is a passionate, vocal advocate for the Fair Tax and wants to assure voters that he will be an accessible representative by holding town hall meetings in each county of the district before and after every session of congress. "The citizens have a right to air their grievances, share their concerns, and voice their opin-

ions on any issue to their elected representative. Public servants have to be willing to listen, take the heat, and face all their constituents - not just chat on the radio or hold telephone town halls."

Like many service members, when his twenty years of active duty drew to a close (August 2008) Stanley looked forward to his retirement. However, troubling political events soon began to take place. President Bush, with votes from representatives like Congressman Crenshaw, passed the first Troubled Asset Relief Program (TARP). This legislation amounted to a \$700 billion taxpayer funded banker bailout. The election of President Obama with his progressive, liberal congress soon followed, along with sky-rocketing federal debt. Stanley decided this was not the time for statesmen to relax and enjoy retirement - but to take action. He could not sit back and watch the federal government reach so far into the lives of its private citizens and corporations. He prayerfully considered his course of action and sought wise counsel from friends and family. In the spring of 2009, he announced his candidacy for the U.S. House of Representatives. "We need bold leadership

- leadership which won't compromise the Constitution. We need representatives who will courageously go down fighting against bills they oppose or fight wholeheartedly for the bills that are good for this country and district."

Besides being a man of courage and commitment, Troy Stanley has proven himself to be a man of character. He bravely speaks the truth, even when it is not the easy or popular thing to do. When asked what makes him think that he will be any different from other men who go to Washington and get corrupted by power or money, his response is usually, "Well, every single day I ask God to help me do the things He wants me to do. He keeps me straight. Any man can go astray if he relies solely upon his own strength." Regarding term limits, he comments, "I'm not going up there for a career. I've already had mine in the Navy. I'm going there to serve the people of this district." Concerning the much debated health care reform, he adds, "I will not take part in the 'Cadillac' congressional health care plan. Instead I will stick with the VA benefit plan that I already have earned." These examples and more attest to the character of this statesman.

He has been married to Valerie, his lovely wife for twenty-five years. They have three children. He lives in the Oceanway area, and serves as an elder and Sunday school teacher at Starratt Road Christian Church.

Will Troy D. Stanley be the next congressman of Florida's District Four? If voters are interested in sending a man of courage, commitment and character, the answer is a resounding, "Yes!" This race is a true David-and-Goliath story which will be decided November 2, 2010.

To get involved or to contribute to his campaign, please visit [www.stanley10.com](http://www.stanley10.com) or call 904-309-2028.

## DO YOU BELIEVE IN THE PRINCIPLES THAT THIS COUNTRY WAS FOUNDED UPON?



- Liberty
- Freedom
- Constitutional Government
- Free Markets
- Strong National Defense
- The Bill of Rights
- The Rule of Law
- Lower Taxes

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