



THE NEW JERSEY LIBERTARIAN

JANUARY 1992

INSIDE THIS ISSUE...

NHLP GAINS ANOTHER LEGISLATOR	PAGE 1
LETTERS ON SOFTWARE DESIGNER LICENSING, FORFEITURE LAWS, AND MORE!	PAGE 3
HAYEK AWARDED MEDAL OF FREEDOM	PAGE 5
CALENDAR OF EVENTS	PAGE 5
"PUBLIC WATCHDOG" FORMED	PAGE 6
"STATE V. WRIGHT"	PAGE 7

NEW HAMPSHIRE GAINS ANOTHER LIBERTARIAN LEGISLATOR!

For the second time this year, the New Hampshire Libertarian Party has persuaded a state legislator to join the Libertarian Party.

State Representative Finlay Rothhaus (R-Merrimack) bolted from the Republicans on December 12 because "the Libertarian Party is built upon the original ideas of liberty held by the men who first conceived of this nation over 200 years ago."

"The Republican Party is not willing to respect and preserve freedom," Rothhaus continued. "I once believed that the Republican Party shared the same ideals as the Libertarians: a free market economy, small government, low taxes, and the right to keep and

bear arms. I have watched, however, as the President has added more and more government to our lives, raised our taxes, limited our right to keep and bear arms, and spent our hard-earned dollars on a binge of global gamesmanship."

Rothhaus joins State Rep. Calvin Warburton (R-Raymond) as the second Libertarian member of the New Hampshire legislature. Warburton switched parties on July 16, 1991.

"Libertarians are not afraid to stand their ground on tough issues," said Rothhaus, "even when the majority of voters may disagree. They are certainly not wishy-washy as President George Bush has been," he added.

NJLP CONVENTION SET FOR MARCH 7 Hold This Date!

NJLP Chairman Dan Karlan has announced that the NJLP State Convention will be held on Saturday March 7. Convention co-coordinator Howard Schoen stated the event--a combined general membership meeting and convention--will be held at the Pines Manor, located at Route 27 and Talmadge Road in Edison, NJ, just south of I-287.

Among the convention highlights expected, vice presidential candidate Dr. Nancy Lord will be asked to address the convention.

It was noted that the convention was scheduled for the first week in March so that it would not conflict with the Pennsylvania LP's conven-

tion scheduled for the following week.

As has been the popular format for past conventions, the business portion of the program--the general membership meeting--will be held in the morning at 9:00 a.m. Attendees then will be free to obtain lunch on their own at 12:00 noon after which the fun will begin at 1:30 p.m. Dinner will be served at 6:00 p.m.

Reservations are only \$35 per person. You are urged to submit your reservation right away! For more information, contact Dan Karlan at (201) 444-2846. For directions to the Pines Manor, call them directly at (908) 287-2222.

**MAKE YOUR CONVENTION RESERVATION TODAY!
CALL THE NJLP AT (908) 781-6171**

RADIO PERSONALITY ADDRESSES N.J. LIBERTARIANS

Former radio talk show host Ray Masters recently addressed about 35 Libertarians attending the November 9 general membership meeting at the Holy Lutheran Church in Somerset.

NJLP Treasurer Len Flynn reported that Ray is a member of the Pocono (PA) Libertarians who highlighted his presentation on the effectiveness of talk radio for LP outreach and encouraged the NJLP to seek out this medium.

The peak of his talk was a survey of the members requesting that they think of the most controversial subject possible. After dozens of member guesses were discussed, it was agreed that the answer of Jerry Zeldin, NJLP vice-chairman, was the winner. Jerry's "controversial" topic? *The Truth!*

New Jersey Libertarian Party

P.O. Box 56
Tennent, New Jersey 07763
(908) 781-6171

Steering Committee

Chairman: Dan Karlan (201) 444-2846 (h) - (201) 818-8900 (o)
Vice-Chairman: Jerry Zeldin (609) 783-4306
Secretary: Len Flynn (908) 591-1328
Treasurer: Louis Stefanello (201) 751-8675
Members-at-Large:
Joan Eden (201) 795-0173
Lee Altman (201) 944-2473
Spencer Layman (908) 583-2816
Don Hinkle (201) 377-2176

State Committee

Camden/Gloucester County: John Hill (609) 468-9571
Hudson County: Larry Eden (201) 795-0173
Mercer County: Carl Peters (609) 737-7667
Monmouth County: Ted Fiolek (908) 495-8988
Morris/Essex County: George Foster (201) 763-3467
Somerset/Middlesex County: John Paff (908) 572-0207
Sussex County: Tony Federici (201) 764-7289

County Chairs

Bergen County: Lee Altman (201) 944-2473
Camden/Gloucester County: John Hill (609) 468-9571
Hudson County: Don Meinshausen (201) 659-6786
Mercer County: Carl Peters (609) 737-7667
Monmouth County: Helen Radder (908) 938-2784
Morris/Essex County: Jonathan Shanoian (201) 694-0664
Somerset/Middlesex County: Howard Schoen (908) 572-0207
Sussex County: Mike Pierone (201) 827-5226

Coordinators

Operation Politically Homeless (OPH): Laura Stewart (908) 264-4492
Development - State: Sam Edelston (908) 906-0766
Development - Ocean County: Betty Florentine (908) 477-8496
Librarian: Emerson Ellett (908) 774-3684

The New Jersey Libertarian

Claudia Montelione, Editor
P.O. Box 913 · Matawan · New Jersey 07747
(908) 583-8721

The New Jersey Libertarian is the official newsletter of the New Jersey Libertarian Party and is published 12 times per year. Letters-to-the-editor, articles, and commentary are welcome and should be sent to the address above. For editorial and advertising material to appear in the following issue, it *must* be received by the editor no later than the 24th of the month.

Advertising Rates

Full Page	\$40.00
Half Page	\$30.00
Quarter Page	\$20.00
Eighth Page	\$12.00
Business Card	\$8.00
Inserts	\$25.00 per sheet

Editor's LETTER

DEAR FELLOW LIBERTARIANS:

From what I read in the paper, Florio is now the wide-eyed innocent, finally realizing that "The public interest...seems to be the very opposite of what seems to be on the agenda for the future (for the Legislature)." "Is the system working?" he muses. "I think the vast majority of people in the state would say, 'No, it's not'..." Why, he's even seeing the logic in Initiative & Referendum. Is this a classic case of 'I'd better jump on the bandwagon before it leaves without me' or what? All our demonstrating, testifying, letter writing, rallying and voting seems to finally be seeping through the bureaucratic morass.

Now that Florio is finally taking the electorate seriously, let's not put a damper on the momentum. We have to capitalize on this 'I'm for the people' routine. As you'll read in these pages, aside from Libertarian activities, the United Taxpayers of N.J. has plans to keep the pressure on, as well as the newest kid on the activism block, The Public Watchdog. Here's a group that really gets things done. We understand the Watchdog straightened out the water bills in the town of Roosevelt. Apparently, the townsfolk were being charged 6% in interest & penalties on late waterbills. As incredible as it sounds, there were also provisions for late payers to spend time in jail! News of this came in too late to report fully on, but read about this organization elsewhere in this newsletter.

So let's continue our work--attending public hearings on proposed legislation, demonstrating at opportune times, holding rallies, etc.--and let these guys know we will be ever constantly vigilant. They've also got to realize we're wise to their obfuscations, like Florio's stating that his job for the next 2 years is to create jobs. He said he'd spell out the specifics next month (January) in his State of the State address. Ah, heck! We already know how to spell that one out: T-A-X-E-S.

Claudia Montelione
Editor

More on Designer Licensing Debate

EDITOR:

In response to Michael Kaplan's letter in December's *New Jersey Libertarian*, I have three comments:

1. Whether licensing of computer professionals is appropriate or necessary should be determined by the market, not by Michael Kaplan or the legislature. If software vendors and buyers really want software licensing, the market will provide it. Further, the view that government licensing would assure managers "they are getting someone who has met the minimum basic requirements for the job as defined by the industry at large" is patently false. Government licensing would do no more than assure managers that they are getting someone who has met the minimum basic requirements for the job as defined by political appointees and government bureaucrats.

2. I do not see the evidence that this type of legislation is inevitable.

Forfeiture Bill Castigated

(Editor's Note: The following letter was sent to the New Jersey Assembly Judicial Law Committee regarding the below captioned legislation. The bill citation--A.1985--is incorrect, but the letter is reprinted here anyway for your review and comment)

COMMITTEE:

Re: A-1985, Forfeiture legislation

Even the consideration of such implausible legislation by our elected officials is deemed to be irresponsible and incredulously ridiculous. That this body would lend itself to such contemplation of violation of the Constitutions of the United States of America and the State of New Jersey is unbelievable.

In case any member of this committee has not read either of these documents let me set forth some excerpts:

The Constitution of the United States of America
Amendment IV

"The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated..."

Amendment V

"No person shall be held to answer

Letters

This bill was clearly a creation of the Democratic Party, as all but one Republican in the Assembly voted against it. Mr. Kaplan is apparently urging that Libertarians be more statist than Republicans.

3. I suspect that most people who join the Libertarian Party do so not to "take the lead" in advocating repressive legislation. We do not propose "good licensing laws; instead we attempt to show how markets can, when needed, provide licensing and other solutions that are more responsive to people's needs than government licensing can ever be. We join to take the lead in showing how laws such as government-mandated licensing constitutes the initiation of force, and we join to take the lead in opposing all such laws. While we often have no choice but to settle for what we can, this is no reason to act against our goals.

HOWARD SCHOEN
Edison

for a capital, or otherwise infamous crime, unless on a presentment or indictment of a grand jury...nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation."

The Constitution of the State of New Jersey

Article I - Rights and Privileges

"1. All persons are by nature free and independent, and have certain natural and unalienable rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing and protecting property..."

"8. No person shall be held to answer for a criminal offense, unless on the presentment or indictment of a grand jury..."

"9. The right of trial by jury shall remain inviolate..."

"14. The privilege of the writ of habeas corpus shall not be suspended..." (emphasis added).

I hold that these documents are the life blood, strength and salvation of this State and indeed of this Republic, not to be tampered with indiscriminately and recklessly.

DONALD W. JAMISON
"The Public Watchdog, Inc."
Barnagat

I'm the Government

EDITOR:

You want me to be fiscally responsible, to balance the budget, to lower your taxes. Yet you want a chicken in every pot, a shirt on every back, a roof over every head. I can't do it. I'm not a producer or a provider. I'm the government.

And I have basically two functions. One is to limit your options, your choices, by taking some of your money, sometimes a lot of it. The other function is to limit your choices by regulating your life. That is, telling you who you may or may not see, eat, smoke, read and say. You see, I take your money so that you can't afford to put a chicken in your pot, or I keep you from earning enough money to put a chicken in your pot, and I just generally interfere so that if you do eventually get a chicken, you won't have a pot to put it in. I'm the government.

I'm not your friend. I'm not your mother or father. I'm a gang, a syndicate. I'm a group of men and women who take what you make and call it my own. I leave you enough to get by, usually, and then I give a little back, just to pretend to provide. But I really give you nothing that you have not already paid for ten-fold.

I give you unemployment benefits after wrecking the economy with taxes and regulations. I give you, not justice, but a court system that more resembles a professional wrestling ring. I take your money and your children and give you schools that can't teach and students that can't read. I'm the government.

I take away your power to control your bodies, and I give you back and unaffordable medical monopoly that can't cure, and a violent drug war complete with human casualties and suspension of constitutional rights. I take away your financial privacy and give you a social security number. I take your dignity and give you humility. I'm the government

DANIEL A. MAIULLO JR.
Freehold

Get **US** out!
OF THE UNITED NATIONS

The John Birch Society

\$5 info packet: (800)JBS-USA1

LIBERTARIANS IN THE NEWS

Assembly to weigh bill widening power to seize property

By ELLEN LOVEJOY
Staff Writer

TRENTON — Any property used to accommodate any crime — as minor as a small drug bust or football pool — could be seized and kept by police under a bill released yesterday by the state Assembly Judiciary Committee, even if the crime is later downgraded.

The committee voted to release the bill for consideration by the entire Assembly despite opposition from the American Civil Liberties Union, several defense attorneys and libertarians who claim that it would violate the Bill of Rights and encourage police to upgrade minor crimes so they can keep cars, boats and homes.

Occasional drug users and football pool gamblers could lose property that is worth more than the fines charged to dealers and organizers, according to opponents of the proposed legislation.

But Assemblywoman Marlene Lynch Ford, D-Point Pleasant, one of the sponsors of the bill to amend the existing property-seizure law, said law enforcement has to go after small-time drug buyers in order to decrease the demand and supply.

Opponents included Mount Holly defense attorney William Buckman, who said he feared citizens could lose their cars and homes if caught with a few marijuana cigarettes. Those opposing the bill said the committee should investigate flaws in the current forfeiture law before expanding the law.

"Rather than give the police the green light, I think we should investigate the problems. Illegal searches and seizures do occur," Buckman said.

A Franklin Township woman said she and her family were kept out of their home for months, even though she had not gone to trial on charges that she stole an item delivered by

E Police already have the power to seize the property of people involved in major crimes. An Assembly committee yesterday recommended that the law be amended to include numerous less serious crimes.

the United Parcel Service to her neighbor. One man told the committee that his son's car was held for months until he proved that the leaves in a jar in the vehicle were peppermint and not marijuana. One attorney said one of his clients lost his car to the police because his son was using it to sell drugs without his knowledge.

"THERE ARE serious problems with the statute," said Edward Martone, executive director of the New Jersey Chapter of the ACLU. He said depriving citizens of their property and assuming guilt before any hearing or trial is a violation of the Constitution.

As currently proposed, the bill would allow police to immediately seize whatever property is used to facilitate a crime. The property owner would have to prove at a forfeiture proceeding that the item was not used as part of a crime, but the forfeiture hearings are often not scheduled for months or years after the seizure, he said. Martone cited one case in which the U.S. Supreme Court ruled that the property owners must get 90 days' notice and a hearing before the property is kept.

Martone, Buckman and other opponents said they are also concerned that the amount of proof needed for police to keep the property is less than the burden of proof needed for conviction on the criminal charges.

Dems, GOP both excel at spending

To the editor:

The Hillsborough Democrats have charged the local Republicans with having a spending plan and no tax plan.

This charge is a result of the 36 percent tax increase approved by the Township Committee. I agree. After all, it is the Hillsborough Republicans who squandered a huge township surplus over the last 5 years. It is the local Republicans who spent \$10 million on a new administration building. They made sure that the building was large enough to allow for additional local bureaucrats to be added to the payroll as the "need" arose. Clearly the Hillsborough Republicans have no plans to reduce the size or expense of local government in the near future.

"I think before a person's property is forfeited, he should be proven guilty beyond a reasonable doubt," Howard Shoan, a member of the Libertarian Party, said, criticizing the fact that the amendment would allow seizure if police found probable cause that the property was used during a crime.

Assemblymen Lee Solomon, R-Haddon Heights, and Gary Stuhltrager, R-Woodbury, voted against releasing the bill. Solomon said the police should have to prove guilt beyond a reasonable doubt before keeping the property. Stuhltrager said he wants an investigation into how money and property already confiscated is being used.

Assemblymen Joseph Charles, D-Jersey City, and Michael Baker, D-East Brunswick, joined Ford in voting to release the bill, but Charles and Baker said they have problems with it.

In detailing his opposition to the proposed legislation, Martone also said he thinks property or money seized should go to the state treasury instead of to the arresting police.

THE (TRENTON) TIMES - DECEMBER 17, 1991

THE HILLSBOROUGH BEACON
OCTOBER 3, 1991

But can it be that the local Democrats, the party of Jim Florio, would reduce taxes and the size of local government? They claim they can. They have a seven point plan which outlines their thinking on this matter. They would improve the budgeting process and eliminate unnecessary spending.


Great! But another point in their plan belies their announced intention. They would obtain "all available ... grants". Does this mean that the local Democrats would build a rain forest terrarium in Hillsborough, if they could get a federal agency to provide the money?

Why should the residents of Hillsborough have to pay for their local government themselves? Why can't the New Jersey and U.S. taxpayers pick up some of the tab by providing grants through various government agencies?

A quick look at a map will show the Democrats scam. Hillsborough Township is smack dab in the middle of New Jersey, and New Jersey is located on the eastern seaboard of the United States. Every time we go to the grocery store, we pay more than the total of the items we purchase. Our paychecks have large amounts of money removed from them every week. Our gasoline, liquor and cigarettes have taxes included and added. Almost every transaction we take part in, includes money for at least one government treasury. In fact the average American (that includes the residents of Hillsborough) worked two hours and 49 minutes out of every 8 hour work day in 1991, supporting government at all levels. These taxes support a myriad gluttonous government bureaucrats who administer grants from a plethora of federal and state agencies.

The local Democrats have put the taxpayers on notice. They can spend our money as well as the Republicans. They just want to take it from a different pocket.

Randall H. Enterline
Neshanic



IS YOUR DOCTOR MAKING YOU SICK?

DRUGS ARE NOT THE ANSWER; THEY ARE THE PROBLEM.

A major university study reveals that over 3,000 deaths occur **each week** due to over-prescribed or mis-prescribed drugs.

So, perhaps a better way to good health exists in natural healing and health care.
For more information on the many alternatives to drugs available,

CALL 1-900-454-3258.

You will receive information on topics such as chiropractic, nutrition, and homeopathy. At the same time, find out why the "Big Brother" of medicine and government agencies are working so hard to suppress alternative health care methods.
Call now. Only \$1.19 per minute, \$2.29 for the first minute.

1-900-45 HEALTH

Help preserve your freedom in health care. Today.
Please have a pencil and paper ready.

SPECIAL INSERT!

Late Arriving Items Too Good To Be Missed

Dear NJL,

Richard L. Duprey's comment that the NJLP has a "pre-occupation with various 'left wing' causes" is absurd. Pro-gun literature has been present at most of the meetings I've attended, while any mention of the ACLU is generally met with sneers of derision. Complaints about democratic politicians far outnumber those concerning republicans. In fact, the December issue of the NJL reports glowingly of, rather than castigating, a recently elected republican criminal because he was once supposedly a libertarian. This same issue carries ads for an anti-abortion group and ... THE JOHN BIRCH SOCIETY ! This is "left wing"!!?

Mr. Duprey also claims that one of the "alliances the party forms" is with ... "DRUG ADDICTS"! This statement shows where he's really coming from.

Better left wing causes than right wing demagoguery.

Sincerely,



Al Medwin

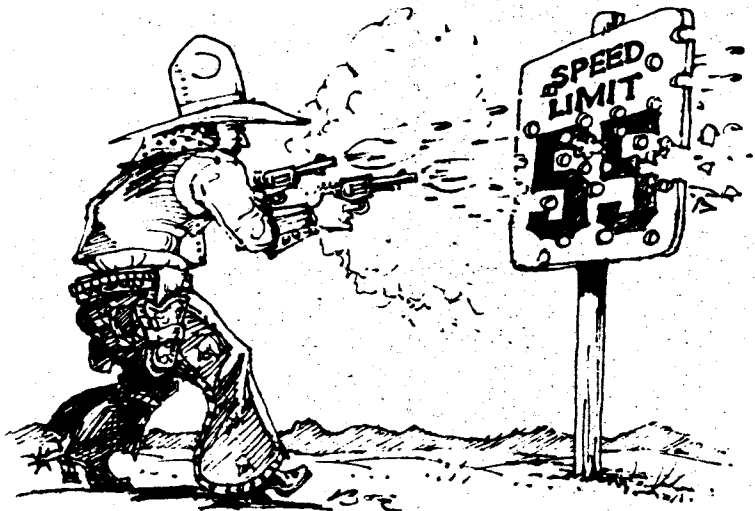
Farmingdale

* * * * *

The Constitutionists will have a special meeting on January 6. George Gordon will speak on "Taxes and Title 42 Suits." At their regular meeting, January 13, John Kotmair will speak on the "IRS Code, Manual and Regulations. See Jan. 13 entry on the Calendar for time and place.

* * * * *

PLEASE NOTE: As of next month, all material for publication must be received by the 17th to appear in the following month's issue. Please direct material to the editorial address (C. Montelione, P.O. Box 913, Matawan, NJ 07747)



NJLP STEERING COMMITTEE MEETING

By Len Flynn, NJLP Secretary

The New Jersey Libertarian Party Steering Committee held a meeting on Saturday, December 7, 1991 at Dan Karlan's parents' home in Hightstown. Present were Karlan, Zeldin, Stefanelli, Flynn, Altman, Eden, and Layman. Hinkle was absent. Dan called the meeting participants together at 2:10 PM.

The committee noted that Spencer Layman had obtained sufficient signatures to maintain his Steering Committee At-large position by petition. The members heard the meeting report for the November 9 Steering Committee and General Meetings and added one correction. Steve Friedlander has followed up on NJLP listings in county phone directories and found that Ocean County has double listings--one correct and another old number. (Dan and Steve will try to fix phone errors.)

Lou Stefanelli presented his written Treasurer's report showing record NJLP membership broken down by type (National LP and/or NJLP) and county. The Chair presented the proposed 1992 NJLP Budget which will have

final preparation done at the February 8, 1992 meeting. Dan mentioned that the "Profitable Operations Subcommittee" report will affect the Budget, so further discussion should await their actions.

Dan told the group about developments concerning the 1992 NJLP Convention. Two speakers had not yet accepted/confirmed their appearance and Dan will complete the program shortly. (Dan subsequently set the convention for Saturday March 7, 1992 at the Pines Manor northwest of New Brunswick.)

Dan then read his letter to the Editor condemning state takeover of the debt for the Port Authority. Carl Peters described testifying on December 11 at the Ethics Commission of the N.J. State Supreme Court. Carl described legal atrocities committed against his property by local politicians. Also testifying was pro se legal activist Bernie Laufgas who attacked the lawyers for the N.J. Division of Motor Vehicles.

Dan adjourned the meeting at 3:05 PM. Immediately following the Steering Committee meeting, the Profitable Operations Subcommittee held its meeting.

SOMERSET-MIDDLESEX AREA LIBERTARIANS (SMAL):

What They're Up To Now

SMAL is actively lobbying Trenton to grant defendants in forfeiture proceedings the same rights as criminal defendants. (For example, requiring that the state prove its case beyond a reasonable doubt, instead of the current "probable cause.") White papers on the subject were mailed to 21 legislators at the end of November. And on December 16, Howard Schoen and Ray Babecki testified at a legislative hearing on a forfeiture bill.

Coming attraction: The story of how one family fired their public school -- because it was discouraging good students from learning. At its meeting on Monday, January 27, SMAL will feature Michelle Maloney, who has been teaching her daughter and co-speaker, Larla, at home for two years.

GEORGE STIGLER DIES AT 80

Nobel laureate George J. Stigler, who won the coveted award for his work on the "functionings of markets and the causes and effects of public regulation," passed away on Sunday, December 1, 1991, at the age of 80.

According to a tribute to Stigler published in *The Wall Street Journal*, the Chicago School of Economics scholar "saw his rigorous empirical work on deregulation embraced in what, not coincidentally, became the Booming '80s." He recently published his final book entitled "*Memoirs of an Unregulated Economist*."

This defender of the free market will be sorely missed.

HAYEK AWARDED MEDAL OF FREEDOM

Friederich August von Hayek, the Nobel laureate economist, was recently awarded the Medal of Freedom by President Bush. The Medal is the country's highest civilian honor and was bestowed upon the noted Austrian economist in recognition of his reasoned arguments against centrally planned economies.

With socialism on the run in the defunct Soviet Union and Eastern Europe, advisors urged the President to choose Hayek, who wrote the book "*Road to Serfdom*," even though he was too ill to be on hand personally to accept it.

COMING UP...

A Calendar
of Libertarian Events

Saturday, January 11, 1992

State Committee Meeting at the Karlan residence in Cranbury, NJ. 2:00 p.m. sharp! Call (201) 444-2846 for directions.

Monday, January 13

Constitutionists meet. 8PM in the Union Hall on Locust St. & River Dr., Elmwood Park, NJ. Call (201) 471-7591 for information.

Tuesday, January 14

Sussex area NJ-NORML meets at the Butler Firehouse at 7PM, Butler, NJ.

Tuesday, January 21

Alan Greenberg, chiropractor & homeopathist, will address the *Libertarians of Monmouth County (LMC)* on how the state harasses alternative health care practitioners and denies our freedom of choice. Morganville First Aid Station, Tennent Rd., Morganville, 7:30PM. Call (908) 591-1328 for directions.

Monday, January 27

Somerset/Middlesex Area Libertarians (SMAL) meets at the Holy Trinity Lutheran Church, 1640 Amwell Rd., Somerset, 7PM. Call (908) 873-1251 or (908) 527-0207 for info.

Wednesday, January 29

Northern NJ NORML meets 7:30-9:30PM at Wm. Paterson College, Wayne, NJ. Call (201) 473-2452 for info.

Saturday, February 8

Steering Committee Meeting. See above for details.

Tuesday, February 18

LMC meets (see Jan. 21). Subject matter undetermined at press time.

Saturday, March 7

NJLP State Convention! To be held at the Pines Manor, Rt. 27 & Talmadge Rd., Edison, NJ. General membership meeting 9:00 a.m.-12:00 noon. "Brown bag" lunch from 12:00 noon-1:30 p.m. Convention program 1:30 p.m.-6:00 p.m. Dinner and guest speaker. *LP VP candidate Dr. Nancy Lord* has been invited to speak! Reservations only \$35. Call (908) 781-6171 for more information or to reserve your place today!

Legislature Designates State Dinosaur

by John Paff

Assembly Bill 1660, sponsored by Assem. John A. Rocco and Thomas J. Schusted (both R-6), was signed into law on June 13, 1991, and designates the *Hadrosaurus Foulkii* as the New Jersey State Dinosaur. The Senate State Government and Federal and Interstate Relations Committee, chaired by Wynona Lipman (D-Essex) reported that the unearthing of this prehistoric reptile's skeleton in Camden County in 1858 was "the first nearly complete dinosaur skeleton to be discovered virtually intact anywhere in the world" and "generated tremendous scientific and lay interest in the study of prehistoric life."

Both houses of the state legislature, vigorously agreeing with the Committee's report, overwhelmingly passed the law finding it "fitting and appropriate" to officially exalt the lizard. It

should be noted that Chairman Lipman, who apparently found sufficient merit in this bill to warrant attention, has consistently declined to give similar attention to bills dealing with recall of elected state officials and Initiative and Referendum.

Even though the vote was overwhelming, it was not unanimous. The bill passed 66 to 3 in the General Assembly and 35 to 1 in the Senate. In an interview with the *New Jersey Libertarian*, the lone malcontent in the Senate, C. Louis Bassano (R-Union), characterized the bill as being "a total waste of taxpayer's money." He said that his vote was "a negative vote out of frustration" and "that people lose respect for a legislature that deals with an issue like this when there are so many problems that we should be concentrating on."



"PUBLIC WATCHDOG" FORMS TO KEEP TABS ON GOVERNMENT

Acting as a go-between for New Jerseyans and the bureaucracy, The Public Watchdog has been formed as a not-for-profit corporation to help citizens obtain justice and ensuring that the bureaucracy does not trample on the rights of the people.

Already some 23 attorneys have volunteered to assist "pro bono," or for free. One, Charles Izzo, of Camden, NJ, has initiated a civil action on behalf of The Public Watchdog against the NJ Division of Motor Vehicles (DMV).

Under NJSA 39:5-30.6, only a court or judge has the power to assess points against one's driving record at the time of conviction. The judge must also advise the director of the DMV how many points he has assessed. Since the statute was enacted in 1983, this has not been done and the litigation seeks

to have the law enforced.

Another civil action has been launched against 24 Barnegat Township school officials who have "siphoned off" \$50-\$100,000.

According to Bernard Laufgas, one of the principals of The Public Watchdog, too many officials at all levels of government, have failed to recognize that the law is for the people, as a protection against government abuse as set forth in the constitutions of both the United States and the State of New Jersey.

The Public Watchdog can be reached at P.O. Box 98, Barnegat, NJ 08005, or by calling (609) 660-0980. Their FAX number is (609) 660-0187. They assure that all matters will be handled with extreme confidentiality.

Use of Driver License Suspensions Broadened

by John Paff

Under a new law (N.J.S. 2A:8-27.1) signed by Governor Florio on August 5th, municipal court judges may now suspend the driver license of any person who fails to appear in court, whether or not the offense charged is a motor vehicle violation.

The law authorizes judges to suspend the license of a person who is "charged with a disorderly persons offense, a petty disorderly persons offense, a violation of a municipal ordinance, or a violation of any other law of this State for which a penalty may be imposed." The law will permit the licenses of persons charged with municipal garbage ordinances, building maintenance code infractions and

zoning law violations to be suspended if a court date is missed.

The law also will allow license suspensions against persons who fail to obey a municipal court order to pay a fine or court costs, make restitution, perform community service or serve probation.

Any suspension under the new law will remain in effect "until the pending matter is adjudicated or otherwise disposed of" and a total of \$28.00 in DMV fees, in addition to other court costs, are paid by the defendant.

The law passed the state senate by a 40 to 0 vote and the Assembly by a 41 to 19 vote.

ATTENTION LIBERTARIAN ACTIVISTS!

FREE
TYPESETTING SERVICES
AVAILABLE!

Make a small contribution
to the NJLP and receive your job
free of charge!

CALL VMD PUBLICATIONS
FOR MORE INFORMATION

(201) 836-2019

"The busybodies have begun to infect American society with a nasty intolerance—a zeal to police the private lives of others and hammer them into standard forms."

LANCE MORROW
Time, August 12, 1991, cover story,
as quoted in the Fall, 1991, issue of
Philip Morris Magazine.

BUT WHAT DOES THAT SAY ABOUT THE ITALIANS?

In an article entitled "Barriers to entry," *The Economist* reports that the creation of a single European Community is not as easy as first thought, particularly when it comes to regulation of the condom industry.

"Believe it or not," says the magazine, "the European Commission is trying to establish a standard size for condoms sold in the single market after 1992. All sides agree on a length of 152 millimetres (6 inches), but harmonising girth is proving yet another bone of contention among governments. The Italians argue that 54 millimetres is sufficient. The commission insists on 55."



Planned Parenthood

OF GREATER NORTHERN NEW JERSEY, INC.
196 SPEEDWELL AVE., MORRISTOWN, NJ 07960
(201) 539-9580

CENTERS IN BERGEN, HUNTERDON, MORRIS, SOMERSET,
SUSSEX, UNION AND WARREN COUNTIES.

Paid for by D.M. Adler - member NJLP

IS ABORTION AGGRESSION?

Libertarian arguments against abortion and for parental obligation. Literature packet, \$3. (For information only, please send SASE.)

Libertarians for Life

13424 Hathaway Drive, #18
Wheaton, MD 20906, 301/460-4141
Doris Gordon, National Coordinator

"STATE v. ISAAC WRIGHT"

(Editor's note: In the December issue of *New Jersey Libertarian*, we published a letter from Daniel Maiullo regarding the plight of Isaac Wright, an alleged "drug kingpin," whose jury may have found him innocent had it been instructed on its power of jury nullification. Mr. Wright sent the following letter to Mr. Maiullo, of which we also received a copy. We publish it here for your review and comment.)

Dear Mr. Maiullo:

I just received your letter in response to my request for assistance. I am grateful for your willingness to help me even though your expertise is not in the criminal field. Furthermore, your letter has already helped me in more ways than one.

I was raised in a very close and secure family. My father has been in law enforcement for over twenty years and my brother is also a police officer. Because of this, I associated these people with honesty and integrity.

When I was arrested in 1989, my bail was set at \$1 million cash. In reality that wasn't a bail, it was a ransom. I literally begged the judge for almost two years to go to trial. At one point my trial was delayed further because one of the detectives had to get mar-

ried and go on his honeymoon, even though the prosecutor did not use him as a witness.

Finally, after a seven month letter writing campaign to the judge, my trial started. I knew my trial was not going to be fair and I was prepared for that. However, I was not prepared for the extent that the prosecutor and the court were willing to go in order to convict me of something I was not guilty of.

It got so bad that when I called a crucial witness to testify concerning her meetings with the prosecutor and how he spoke about his plan to use people who he knew were innocent to plead guilty and testify falsely against me in order to convict me, the prosecutor insisted that my direct examination be limited. I opposed, stating that the prosecutor could not do that and the judge interjected by saying, "Yeah, but I could." Then, he stated to me that I could only ask that witness two questions and he told me the two questions that I could ask. I knew then that they were going to take my life away from me. It was at that point that I experienced a feeling of total and complete distrust for the system.

It eats away at me like a plague. Every day a war rages inside of me. Every day I lose a part of myself. I've

seen what bitterness can do to a man in here and I'm constantly struggling not to fall prey to it. This is why I say that your letter has helped me in more ways than one. I'm not on the verge of going crazy or anything like that but your letter is a reminder that there are people that do care and who are willing to help. It's a sign of hope, and hope breeds strength, patience and endurance. Something that even the strongest of men need during times of trouble.

You do not find many people who are willing to help someone they don't even know, yet you are willing to help me. I perceive you to be a very unique person with extremely remarkable qualities and I cannot tell you how grateful I am for your sincerity. I will never forget your position and I will be forever indebted to you for any help you may be able to give me in the future. Again, I thank you.

Very truly yours,
Isaac Wright #235266
NJSP
Trenton, New Jersey

P.S. Thank you for the letter that you wrote to the *New Jersey Libertarian* on my behalf. I'll inform you if they reply.

NEW JERSEY LIBERTARIAN PARTY

P.O. Box 56 · Tennent · New Jersey · 07763
(201) 781-6171

Membership Application

Name _____ County _____

Address _____

City/State/ZIP _____ Phone _____

NJLP Bylaws require that members either live or work in New Jersey

All memberships include subscription to the New Jersey Libertarian.

Premium membership categories provide needed funds for outreach and other educational activities.

I hereby certify that I do not believe in or advocate the initiation of force as a means of achieving political or social goals.

X _____

(Signature indicating acceptance of above statement is required for membership)

- | | | |
|--|---|---|
| <input type="checkbox"/> \$300 - Lifetime Sustaining | <input type="checkbox"/> \$ 35 - Supporting | <input type="checkbox"/> \$ 15 - <i>New Jersey Libertarian</i> only |
| <input type="checkbox"/> \$200 - Lifetime | <input type="checkbox"/> \$ 15 - Regular | <input type="checkbox"/> \$ 20 - National LP dues (1 year) |
| <input type="checkbox"/> \$100 - Patron | <input type="checkbox"/> \$ 5 - Student - School: _____ | <input type="checkbox"/> \$ ____ - Additional contribution to NJLP. (thanks!) |
| <input type="checkbox"/> \$ 50 - Sustaining | <input type="checkbox"/> \$ 5 - Household* | <input type="checkbox"/> Please delete my name if NJLP list is rented |

*For members of the same household as a primary member (except student). No newsletter.

NEW JERSEY HIGH COURT NULLIFIES LAW IN 1920'S

BY JOHN PAFF

The following article appeared in the Anti-Saloon League Year Book for 1928 in a chapter entitled Progress Toward Prohibition in the Several States.

New Jersey Activities: "A very comprehensive and drastic bone-dry prohibition code was enacted known as the Van Ness act. This law, which provided for the summary trial of persons charged with violations of the law as disorderly persons before a magistrate, without indictment or trial by jury--was rapidly sending bootleggers to jail. Nearly 500 appeals were taken, and the (state) Supreme Court sustained the law unanimously, but the Court of Errors and Appeals reversed the Supreme Court's decision, but as a court stated no reasons for such reversal."

"A remarkable feature of this decision was that the court, by separate votes on the four main points under review (including the no-jury feature), sustained the law. The majority of the court simply refused to sustain the convictions, though unable to get a majority against the law on any fea-

ture. The decision is an anomaly in New Jersey court procedure."

The article gives a history of New Jersey's prohibition policy and the ratification of the Eighteenth Amendment:

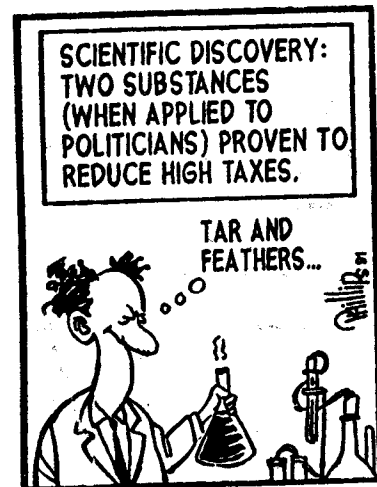
"In 1921 five law enforcement measures were passed over the veto of Governor Edwards. No adverse legislation has since been passed, despite the fact that numerous bills have been introduced and strong wet pressure has been brought."

"The present law adopts the general features of the Volstead act, combined with the for of the Van Ness act. It is "bone dry" with strong search and seizure and punitive features."

"The 1921 Legislature, on the question of ratification of the Eighteenth Amendment, voted 51 to 4 in the Assembly, and 10 to 8 in the senate, for ratification. Four senators refused to vote, and there was, therefore, one short of a majority."

"The 1922 legislature ratified the Eighteenth Amendment by majorities of 33 to 24 in the House, and 12 to 4 in the Senate."

Editor's Note: The lead story in the December issue of the New Jersey Libertarian may have given the false impression that libertarians agreed with the opinion of New Jersey Supreme Court Chief Justice Robert Wilentz on the "unfortunate but unavoidable" power of jury nullification. We regret that any such insinuation may have been made. Indeed, the right and power of juries to nullify unjust laws is a precious power that must be protected and expanded. Jury nullification is a check on the judiciary and is needed to keep judges, like the "Hon." Wilentz, from using his power to legislate his own philosophy. Once again, we apologize for any umbrage members may have taken.



NEW JERSEY LIBERTARIAN PARTY
P.O. Box 56 • Tennent, NJ 07763

