# the Nuclear Resister

"A Chronicle of Hope"

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# 16,000 Rally at Ft. Benning, 12 Headed to Federal Prison

A record 16,000 human rights activists gathered in Columbus, Georgia, November 19-21, for the 14th annual weekend of protest and resistance demanding the closure of the infamous School of the Americas (now known officially as the Western Hemispheric Institute for Security Cooperation) at Fort Benning.

A significant legal victory preceded the event on Wednesday, October 15. That's when a three-judge panel of the 11th Circuit Court of Appeals ruled unanimously in favor of SOA Watch, and enjoined the City of Columbus from forcing those attending the legal rally to pass through metal detectors and submit to searches as a condition of joining the protest. The city had instituted the policy a week before the 2002 gathering, and enforced the restrictive measures for two years.

Both years, Karl Meyer was arrested when he tried to participate in the rally but refused to be searched. Meyer was convicted of two counts of trespass at trial and lost his appeal. But his vindication came in the words of Federal Appeals Court Judge Gerald Tjoflat, who wrote for the court that "We cannot simply suspend or restrict civil liberties until the War on Terror is over, because the War on Terror is unlikely ever to be truly over. September 11, 2001, already a day of immeasurable tragedy, cannot be the day liberty perished in this country."

The City of Columbus quickly resuscitated its own effort to, in the words of a police official, "control access as we would have liked" by erecting a temporary halfmile corridor of tall chain link fencing along the road the march would occupy.



A full schedule of events including skills workshops, planning meetings, teach-ins, films, caucuses, and nonviolent action trainings took place on Friday and Saturday.

Also on Friday, news came from the annual west coast solidarity action to close the SOA: eleven people were arrested blocking entrance to the federal building in Sacramento, California.

The mass legal rally Saturday featured speakers and music plus an interactive performance by the Puppetistas - giant puppet creations that have become a visual hallmark of the annual protests. Saturday evening was the debut of *Convictions: Prisoners of Conscience*, a new film by Bob Richter that follows SOA Watch activists as they choose to cross the line onto Fort Benning in 2003. The film features interviews with many SOA Watch former prisoners of conscience.

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## MILITARY REFUSERS JAILED

Timing is everything, and currently the military refusers most likely to face prosecution and imprisonment are those who refuse to deploy at about the same time they file a CO claim or have appealed an initial rejection of the claim. Many more have been granted CO status and quietly released from the service without having to refuse orders.

In December, Marine Corporal Joel Klimkewicz was courtmartialed for disobeying a lawful order and sentenced to seven months in prison, reduction in rank, and a bad conduct discharge.

In April, 2004, Klimkewicz refused to pick up a weapon and begin training for deployment to Iraq. He'd already served one duty tour there, and signed a two-year reenlistment contract in 2003. But that was about the time he joined a Seventh Day Adventist (SDA) congregation. His introduction to the faith had come during bible study with an Adventist chaplain in the Navy. As his faith and involvement in the church progressed, Klimkewicz learned about conscientious objection. The SDA church has always supported members who seek non-combatant military service, but leaves the final decision to the individual's conscience.

By the time he refused the order to bear arms, Klimkewicz had applied for conscientious objector status and been denied. A formal request for reconsideration was pending, and he had twice offered to deploy unarmed to Iraq for work as a mine remover. His wife reported that since joining the church and implementing his faith, he had also become a better husband and better father to their daughter. Yet his recent reenlistment left doubt about the sincerity of his new-found pacifism, and he was convicted.

"I couldn't see Jesus Christ taking human life," Klimkewicz told the Saginaw News from prison. "In my faith, what I believe is that we're all citizens of heaven. Citizens of heaven are of all nations, and I refuse to take a life of a fellow citizen of heaven."

Klimkewicz has the support of his congregation, SDA church elders and a church lawyer, who all seek reconsideration of the court martial.

At least two more recent refusers have also been told they may be prosecuted. Pablo Paredes opposed the war in Iraq from the start. But in Japan, the enlisted sailor's job had insulated his growing revulsion at war from the brutal reality of the invasion. When he was reassigned to a troop transport, the conscientious objector felt he had to speak out. "I don't want to be a part of a ship that's taking 3,000 Marines over there, knowing a hundred or more of them won't come back." he told reporters.

As the amphibious assault ship *Bonhomme Richard* prepared to set sail from San Diego on December 6, Paredes sat on the dock in a T-shirt that read "Like A Cabinet Member, I Resign". Surrounded by the press, he was not arrested. After a couple of hours, he went home and found a lawyer to help with his petition to be discharged as a conscientious objector. The Navy blustered that he'd be charged with desertion.

Paredes reported back to the 32nd St. Naval Station on December 18. He was held overnight, and while charges have yet to be filed, he was told he is suspected of unauthorized absence, missing movement and failure to obey a lawful order. He currently reports for desk duty five days a week, and has submitted his formal CO application.

As it happened, Paredes' ship was diverted to assist with the tsunami disaster relief effort. Reuters asked those on board if relief work was more satisfying than war, and quoted one, "Oh yeah, no doubt. Here we're helping people, not destroying things." Another said, "At least here we know it's for a good cause. In Iraq we don't know what the outcome is going to be." A third added, "I don't feel like I've done anything this meaningful in my life."

On January 7, Army Sergeant Kevin Benderman refused to return for a second combat tour in Iraq. He's been reassigned to a rear detachment at Ft. Stewart, Georgia, and is under investigation for being AWOL when his original unit deployed. Benderman told Southeast Asia News, "I have both a professional and a moral obligation to call into question why we are still in Iraq

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# Vote With Your Feet

In cities and towns across the country, post-election rallies and marches raised the anti-war voice that was all but missing from the corporate parties' campaign. Independent media surveys reported hundreds of demonstrations, including ones in all of the major cities across the country. Most had been planned for weeks no matter who won, and were loosely coordinated by a few national anti-war networks and voting rights advocates. The protests began on Election Day, with most on November 3. Some continued for several days, boosted by outrage over the reported Republican victory and the first shouts of "Fraud!" about the vote count in several states.

The sample noted here are selected simply because arrests occurred in conjunction with the protests, and some prosecutions are still pending. Some of the arrests were expected after acts of civil disobedience. Others were the result of police action against the energized, overwhelmingly peaceful demonstrations.

In some cities, police held back, acknowledging the mood of the moment and allowing unpermitted street marches, temporary traffic disruption and even flag burning to proceed with little overt interference.

But in other cities, such as **Tucson**, police behaved like shock troops. Nearly 200 demonstrators had already marched nearly a mile in the street with police escort. But as they approached the Fourth Avenue commercial district leading downtown, police demanded the peaceful assembly file onto the sidewalk. When most did not comply, police opened fire with pepperballs on the crowd, striking at least five people who were already on the sidewalk. In the course of their provocations, police arrested five people on multiple charges, including failure to comply with a traffic officer, interfering with government operations, obstructing a roadway, and resisting arrest. A sixth person was being sought for allegedly pushing one police officer. The next evening, 50 people picketed outside the police station. The five are due in court at the end of January.

In **Portland**, 1,000 people were already marching on the sidewalk, yet police used horses and pepper spray to divide and conquer the march, arresting six.

**Boston** activists rendezvoused in Copley Square, but, lacking a permit, police demanded they stay across the street from the park. One man was arrested climbing the scaffolding that remained from John Kerry's election night rally.

Hundreds of people rallying at the Armed Forces Career Center in **Los Angeles** were threatened by police, who arrested three.

Two hundred and fifty students at Bard College in **Red Hook**, NY, protested, including 100 who blocked the village's main intersection for 40 minutes. When police finally ordered them to leave or be arrested, they left. But as they marched back to campus, police tightened the leash and forced the march off the road. Twelve people were arrested for varying charges of disorderly conduct, resisting arrest and obstruction. They were released later.

In **New York City**, the War Resisters League led a morning anti-war march from Ground Zero to Wall Street, where five people were arrested blocking the doors into the stock exchange, and two others "gently leaned" on the police line, earning tickets. In court, four cases were adjourned pending dismissal, one accepted a day of community service, and two who pled not guilty will be tried in February.

University of **Pittsburgh** police used dogs to keep marchers off of the streets and arrested two people. Both were released on bond the next day.

In **Philadelphia**, hundreds took to the downtown streets at rush hour, blocking some traffic. Marchers were turned back by police halfway across the Ben Franklin Bridge into Camden, New Jersey. Police arrested a local ABC cameraman when he tried to follow the

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#### WRITINGS FROM JAIL



#### ~from Des Moines

#### In Prison for Peace: **Consequences, Opportunities and Blessings**

By Frank Cordaro

Some have claimed that I get arrested so I can go to jail. I don't. Jail is hard, and it is intended to be. My jail time is a consequence of being a peacemaker. It is a by-product of speaking my truth about war. Going to jail is no more a goal for me than getting crucified was a goal of Jesus'. It is a consequence that I accept and embrace. It is also a blessing and an opportunity. I am writing not to complain about the consequence of my actions, but to describe my opportunities and share my blessings

As a result of a court sentence handed down on December 16, 2004, I celebrated Christmas and New Years in jail... A sentence, generally, reflects the nature of the crime committed. In this case, the crime was a simple misdemeanor trespass. We were peaceful and nonviolent. We were civil and respectful. We harmed no person and no property. In my three prior trespass cases, we offenders had received sentences of time served, a small fine and/or community service. Clearly, those were sentences that reflected the true nature of our crimes committed.

In my mind, this time was different. Judge Brandt's sentence did not reflect the nature of our crime. Instead, he had transformed the sentence into a political statement on the wars in Iraq and Afghanistan; he supports them, we resist them...

It is no fun to be in jail. I take no delight in the hardship I bring to my family and friends by being here, especially during Christmas and New Year's. Ironically, though, I am grateful to Judge Brandt for giving me this opportunity to pay a small price for my efforts at peace. In this season, when we celebrate the birth of Jesus, the Prince of Peace, I count myself blessed to be locked up on his birthday for those efforts.

In jail there are no soft places, only concrete and

iron. One sheet, one blanket, no pillow, no privacy. People here are separated from family, friends and familiar settings. Everyone looks the same stripped of their individuality. All movement, and I do mean all, is monitored. All aspects of jail are designed as social punishment and ostracism.

The air in the Jail is recycled. Each cell has a stainless steel toilet/sink, which backs up into the adjoining cell's fixture when the inmate next door flushes. Jail is the only place in the world I have ever heard of a "courtesy" flush. Use your imagination.

I miss apples the most. There are no fresh foods, just canned items consisting mainly of carbohydrates rice, beans, pasta, cookies and pastries. But there is plenty to eat, and my own weight reflects that. If you have any money, and hardly anyone does, you can get extra stuff at the commissary one day a week - coffee (a highly desired commodity), cookies, crackers, and candy. No

And speaking of money, the county jail is a payas-you-go operation now. Inmates are charged for their stay. I incur a \$48.00 charge per day. If I need a nurse, a doctor or a prescription, I pay extra for it. A call costs \$3. If you can't call collect to someone, you can't call. If you can't pay your bill at the time of your release, they garnish your wages. If you have no wages, they take away your driver's license until the debt is paid. It's hard to get work without a car, so this is like a sinkhole for the poor.

One measure of a society is how it deals with its prison populations. We have more than two million Americans behind bars for the purpose of punishment, not rehabilitation. Ninety percent of the inmates in our county jails come from the bottom 10 percent of society's economic class. Poverty is the single greatest factor

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MILITARY REFUSERS, cont.

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after accomplishing the mission - in President Bush's words - of deposing Saddam, and why U.S. military personnel are increasingly killing non-combatants. On my last deployment in Iraq elements of my unit were instructed by a Captain to fire on children throwing rocks at us."

When asked about waiting until the eve of his deployment before filing his CO claim, Benderman told CNN, "It takes time for you to make sure that you 100 % want to do things. This is not something you make a snap judgment on.'

In Oklahoma, supporters of imprisoned Army conscientious objector Camilo Mejia have picketed outside Ft. Sill, Oklahoma, where he is serving a one year sentence. Mejia will complete his prison sentence in Marcn.

Abd Allah Webster is a 20-year career army noncommissioned officer whose CO application had also been rejected when, on the advice of his imam, he refused to deploy to Iraq last February. Webster was moved last fall from the brig on his base at Mannheim, Germany, to serve out his 14-month sentence at the military prison at Ft. Lewis, Washington. He has refiled his CO claim, and will complete his prison sentence next August. His wife, a British citizen, and their three children live in Birmingham, England.

Webster and Mejia have both been recognized as Prisoners of Conscience by Amnesty International, and Klimkewicz is under consideration for that recognition as well.

For more support information, contact Quaker House in Fayetteville, NC, 910-323-3912; the San Diego Military Counseling Project - Pablo Paredes Cause, P.O. Box 15307, San Diego, CA 92175; and Amnesty International, U.S. Desk, (London) +44-20-7413550.

More information about these and other public military refusers who are not currently incarcerated is available at citizen-soldier.org, join-snafu.org/resisters, tomjoad.org/WarHeroes, and swiftsmartveterans.com, among other web sites.



Letters of support should be sent to:

Pvt. Camilo Mejia

Building 1490, Randolph Rd., Fort Sill, OK 73503;

Sgt. Abdullah Webster

P.O. Box 339536, Ft. Lewis, WA 98433-9536;

Pvt. Joel Klimkewicz

Bldg 1042 PSC 20140, Camp Lejeuene, NC 28542.

#### Resisting the Recruiters

Military recruiters are facing challenges beyond the already hard sell of the chance to die for a lie. Over the last two years there have been many reports of graffiti, vandalism and arson at recruiting offices, and some arrests have been reported.

Two weeks after the election, in Madison, Wisconsin, four University of Wisconsin students sat-in at the Army Recruitment Office. "Our demand was to shut it down. We want it out of campus. We don't want it there at all," UW senior Liz Klainot told the student newspaper. They were hauled off and charged with trespass and breach of the peace. In Phoenix, Fiesta Mall security stopped a counter-recruiter from leafletting shoppers, and had him sign a document acknowledging he was barred from the Mall for two years.

And more military refusers have headed to Canada, where a petition has been launched in support of them, declaring that, in the words of Vietnam-era Prime Minister Trudeau, "Canada should be a refuge from militarism." The War Resisters Support Campaign in Canada would like as many Americans as possible to sign this petition at petitiononline.com/resister/petition.html

## Where We're At

We hoped to have an issue out in mid-November, but other demands on our time have made the return to a regular publishing schedule more challenging than we imagined last summer.

Felice's work as Coordinator of the U.S. Campaign to Free Mordechai Vanunu continues, along with Jack's help as an associate coordinator, and has particularly needed a lot of attention since Vanunu's recent arrests (see update, page 7), with time also spent in planning for the coming review in April of the restrictions on his liberty.

Also, with our daughter now off to college, Felice started a new 1/2 time job in October to help cover what Emma's music scholarship does not, while Jack was asked and agreed to resume editing and layout of the monthly Tucson Peace Calendar for a few paid days each month.

The latter job has also finally pushed Jack out of the anachronistic world of hand waxer, scissors, and transparent rulers for layout; and into the era of digital desktop publishing. Our web-press printer now requires that we deliver the layout electronically, which meant first learning how!

While on the subject of computers and the internet, we have found the technology useful, if also sometimes frustrating and time consuming. Our priority is and remains the printed edition, to make the information accessible to all (including prisoners without internet access). Nonetheless, we include selected web addresses for those with both access and desire, for the details and background on organizations and actions sometimes found there.

Speaking of prisoners, it is worth restating occasionally that as prison visitors and editors of a newsletter of "information about and support for imprisoned antinuclear and anti-war activists," we are acutely aware that many prisoners regularly suffer more torturous and unjust imprisonment than most of those we write about. The imprisoned activists themselves, even when they have been mistreated, are usually the first to acknowledge their relatively privileged status.

Yet movements for social change must support their own activists even as they recognize common purpose with other movements. A generation ago, as grassroots anti-nuclear activists, we began this particular publication for the clear purpose of acknowledging and giving voice to people imprisoned in the course of their antinuclear and anti-war activities. We appreciate the generosity of readers whose support still keeps us in print to do this, despite occasional delay and interruption.

An excellent source of information about the treatment of other prisoners in the United States is Prison Legal News. The current issue reminds us that "PLN has consistently pointed out that the treatment meted out to foreign prisoners is pretty much what U.S. prisoners have been experiencing for decades. As this issue, and every issue of PLN reports, corruption, brutality and sadism are not restricted to the armed forces or to foreign prisons. They occur all too often right here in the U.S." Published monthly, subscriptions are \$18/year for prisoners, \$25 individuals, \$60 overseas from Prison Legal News, 2400 NW 80th St. #148, Seattle, WA 98117.

## Thanks!

Thanks to Pat, Racheli, Charlotte and Roger for helping to mail issue #135.

#### the Nuclear Resister

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#### **NEXT ISSUE** We'd like to publish in mid-March, or as soon thereafter as possible.

The enclosed envelope can help us keep current! Mail us (or email or phone) new action reports, updates, jail information, statements, graphics and clippings as you prepare them. Thanks! (520)323-8697 and nukeresister@igc.org

#### **SUBSCRIPTIONS**

One-year subscriptions are US\$15 in the United States, US\$20 to Canada, and US\$25 overseas. Payment can only be accepted in US currency or checks drawn on US institutions. All subscriptions are sent via First Class or Airmail. Please inquire about multiple copies of the current issue for free distribution at conferences, workshops, trainings, etc.

#### THE NUCLEAR RESISTER ON MICROFILM

The Nuclear Resister is available on microfilm as part of the Alternative Press Research Collection (1986 - present) and the Alternative Press Center Supplement of the Underground Press Collection (1980 - 1985) offered by the UMI Division of ProQuest Company, 300 N. Zeeb Road, Ann Arbor, MI 48106.

#### BACK ISSUES AVAILABLE

Complete back-issue sets or individual copies of the Nuclear Resister (1980 to the present) are available. Please inquire. Felice and Jack Cohen-Joppa, Editors

## three months for stratcom line crosser

Des Moines Catholic Worker Elton Davis was sentenced November 19 to three months in federal custody. Last August 6-9, Davis was part of a 3-1/2 day vigil at Offutt Air Force Base (AFB), the home of the U.S. Strategic Nuclear and Military Space Commands. In a pre-sentencing statement, he described the journey his conscience had taken in the year since he sat vigil at Offutt on Hiroshima Day, 2003, until he stepped across the line on Nagasaki Day, 2004.

"As I sat at the gate [last year], a large jet landed on the runway. From confirmed press reports I found out that the Vice-President of the United States was on that jet, and had come to Offutt AFB to meet with a couple of hundred technical experts to discuss the development of new nuclear weapons of mass destruction. And this on the anniversary of the first use of nuclear weapons of mass destruction against a civilian population.

"I found that extremely callous and arrogant on the part of the administration. As well, with WMDs being the primary justification for invading a sovereign nation 'preemptively', I found I could not stand idly by.'

Over the next year, Davis educated himself and actively lobbied his elected representatives. Yet, "in spite of my best efforts to educate legislators to the hazards of developing small tactical nuclear weapons of mass destruction, weapons that could be potentially used at the discretion of a military field commander, the U.S. legislative body voted to approve development of new nuclear weapons.

"... I found myself at a crisis of conscience. Despite a comprehensive test ban treaty, the U.S. Legislature appropriated funds to develop testing of new nuclear WMDs. And this in direct violation of Article 6 of the U.S. Constitution, which holds duly ratified treaties in supremacy with domestic law.

"But there is no court willing to hold the U.S. government accountable for this violation of international law. Would it even be possible for the United States to unilaterally adopt the policy of preemptive war against a sovereign state, without this arsenal of nuclear WMDs holding the world hostage at the whim of every U.S. administration since 1945?

## Laro Nicol Surrenders at FCl Tucson

Following a December 1 send-off breakfast with friends, family and activists (including your editors) at the Pima Friends Meeting House in Tucson, Phoenix anti-war activist Laro Nicol turned himself in to serve a two year sentence for weapons and explosives charges. Nicol's prosecution was one of political convenience, and the result of no overt acts on his part. Rather it resulted from statements of a police informant who met the Phoenix Copwatch activist as he worked for police accountability in the city's urban core. Police offered the informant a deal to avert her own prosecution, and got a brief statement in return with enough references to guns, drugs and explosives to search his home in early March, 2003, while he was at work. Nicol left work and went to police to ask why his home had been searched. He was arrested, and in the repressive climate preceding the invasion of Iraq, a judge deemed the professional air traffic controller and father of three a threat to the community and ordered him held without bond for over two months.

Last April, the former Marine reluctantly agreed to plead guilty to possession of an unregistered destructive device (a single small homemade firework) and posses-

## Direct Actions Honor Dr. King

#### Bangor

Forty-five people braved the sleet and snow at a demonstration commemorating the life of Dr. Martin Luther King, Jr. at the gates of Naval Submarine Base Bangor on January 15th. Demonstrators carried a long banner along the highway entering the Trident submarine base, with these and other words of Dr. King: "When scientific power outruns moral power, we end up with guided missiles and misguided men...'

Eleven people were arrested when they blocked three lanes of traffic for about 15 minutes.

The Trident submarine base at Bangor is located 15 miles west of Seattle and is the Pacific home for 9 Trident submarines (of 14 in the arsenal) and 1,760 nuclear warheads. It's the largest nuclear submarine force in the Pacific since 1979, and reflects increased nuclear targeting of Chinese, North Korean and other Middle East and Asian nations.

All of those arrested were taken into custody by Kitsap County sheriffs and released. If formally charged, it would be the first attempt to prosecute nonviolent demonstrators since February 2000. Kitsap County juries and judges have three times found that people arrested at Bangor protests have the legal right to redress grievances under International and U.S. law with nonviolent direct action.

For more information, contact the Ground Zero Center for Nonviolent Action, 16159 Clear Creek Road NW Poulsbo, WA 98370, www.gzcenter.org info@gzcenter.org

#### Lockheed-Martin

The weather was no better near Philadelphia on Martin Luther King Jr. Day. Despite a brisk wind and temperatures dropping into the teens (°F), 150 people participated in the annual nonviolent direct action at Iraq war profiteer Lockheed-Martin's Valley Forge offices.

Brandywine Peace Community organized a Ceremony of Mourning and Accountability, where the names

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sion of an unregistered machine gun (legally purchased gun parts that the FBI claimed could be assembled into a fully automatic rifle). His plea averted the possibility of a much longer sentence, although at sentencing even the judge expressed doubt about the government's case.



Letters of support should be sent to Laro Nicol, 80430-008, FCI Tucson, 8901 S. Wilmot, Tucson AZ 85706.

"And so it became, for me, a question of how to address this perceived injustice. My conscience and the 'law of the land' were in conflict. I spent many hours trying to discern a reasonable course of action, given the far reaching consequences of developing new nuclear WMDs.

"In the end, my conscience prevailed over the 'law of the land', and I engaged in direct nonviolent action to register my objection to U.S. policy decisions in the strongest possible terms.

"... I did this with full awareness of the potential consequences of my actions, and given these potential consequences, undertaking this nonviolent direct action was not easy. But I can now live without a heart divided, and to act in concert with many others on this horrendous anniversary is to add my puny effort to this movement to abolish nuclear WMD's."

As Davis was being sentenced, a House/Senate conference committee in Washington was meeting, and in a significant rebuke of the Administration, voted to axe spending on new nuclear weapons for the coming fiscal year. Nonetheless, the administration now appears intent on abandoning the Nuclear Non-Proliferation Treaty entirely.

Greg Boertje completed a three-month prison sentence on December 21, for trespass at Offutt AFB.

For more information, contact Phil Berrigan Catholic Worker House, 713 Indiana St., Des Moines, IA 50314, (515)282-4781, cordaro@mchsi.com



Letters of support should be sent to Elton Davis, Leavenworth Detention Center, 100 Highway Terrace, Leavenworth, KS 66048.

#### Inside & Out

THE WOMEN AND MEN LISTED HERE ARE IN PRISON FOR ACTS OF RESISTANCE TO NUCLEAR WEAPONS AND WAR. THERE MAY BE OTHERS! PLEASE HELP US BY **SENDING ADDITIONAL INFORMATION TO** THE NUCLEAR RESISTER, P.O. BOX 43383, TUCSON, AZ 85733 · nukeresister@igc.org



Name ID# (if needed) (sentence - in/out date if known) prison or support address (action & date)

#### **NUCLEAR RESISTERS, USA**

Elton Davis 19777-047 (three months - out 2/14/05) Leavenworth Detention Center, 100 Highway Terrace, Leavenworth, KS 66048.

(Repeat trespass at StratCom headquarters, Offutt AFB, Nebraska, 8/04)

Jackie Hudson 08808-039 (30 months - out 3/4/05) Federal Prison Camp, Victorville, POB 5100, Adelanto,

Carol Gilbert 10856-039 (33 months - out 5/23/05) Alderson FPC, Box A, Alderson, WV 24910. Ardeth Platte 10857-039 (41 months - out 12/22/05) FPC Danbury, Pembroke Station Rt. 37, Danbury, CT 06811-0379.

(Sacred Earth and Space Plowshares disarmament of Colorado nuclear missile silo, 10/6/02; convicted of sabo-

Leonard Peltier 89637-132 (life) POB 1000, Leavenworth, KS 66048. (Native American political prisoner)

#### **NUCLEAR RESISTERS OVERSEAS:**

Igor Sutyagin (15 years)

427965, Respublika Udmurtiya, g. Sarapul; ul. Raskolnikova, 53-A, YaCh-91/5, 14 otryad; Russia. (Imprisoned since 10/27/1999, now convicted of espionage for researching public nuclear weapons information sentenced 4/07/04)

Yuri I. Bandazhevsky (8 years)

Ul.Shugaeva,3-1, kv.454, 220141 Minsk, Belarus. (Chernobyl researcher and whistleblower fraudulently convicted of corruption, 6/01 - relegated to penal colony, 6/04)

#### THE FOLLOWING PEOPLE ARE NOW IN PRISON FOR **ANTI-WAR RELATED ACTIVITIES**

Laro Nicol 80430-008 (2 years - in 12/1/04) FCI Tucson, 8901 S. Wilmot Rd, Tucson, AZ 85706. (Human rights and anti-war activist framed on firearms and explosives charges, pled no contest to avoid longer term, 9/04)

Michael D. Poulin 14793-097 (27 months - out

Shelby B, POB 34550, Memphis TN 38184. (Convicted of damaging electricity transmission towers to show fragility of empire - 11/03)

Helen Woodson 03231-045 (106 months - in 3/04) c/o the Nuclear Resister, POB 43383, Tucson, AZ 85733. (Anti-war protest at the federal courthouse, Kansas City, Missouri, 3/11/04 violates parole following 3/9/04 release from prison. Pled guilty to parole violations and four new charges, 6/18/04)

#### **VIEQUES:**

José Vélez Acosta 23883-069 (33 months - out 1/27/06) USP, POB 1033, Coleman, Florida 33521-1033. José Pérez González 21519-069 (5 years - out 1/17/08) Jorge Cruz Hernandez 26318-069 (18 months - out

Edgefield FCI, PO Box 725, Edgefield, SC 29824. José Montañez Sanes 26317-069 (18 months - out

MDC Guaynabo, PO Box 2147 San Juan, PR 00922-

(Conspiracy, damage to federal property, &/or probation iolation 5/1/03 - resisting U.S. military dombardment of Vleques, Puerto Rico)

Please send economic support for prisoners and families, and any returned letters to: May 1 Arrestees Support Committee, P.O. Box 191792, San Juan, PR 00919-1792.

#### **MILITARY REFUSERS**

Pvt. Camilo Mejia (One year - out 3/05) Building 1490, Randolph Rd., Fort Sill, OK 73503. (National Guard member went AWOL after 2003 Iraq duty, turned self in as conscientious objector, 3/15/04)

Sqt. Abdullah Webster (14 months - in 6/3/04) P.O. Box 339536, Ft. Lewis, WA 98433-9536. (Refused Iraq duty, convicted after CO petiton rejected)

Pvt. Joel Klimkewicz (seven months - in 12/04) Bldg 1042 PSC 20140, Camp Leieuene, NC 28542. (Refused to train for combat, convicted after CO petiton rejected)

#### PREVIOUSLY LISTED, RECENTLY RELEASED:

Greg Boerje-Obed, Carl Kabat, David Bunt, Jerome Zawada, Néstor de Jesús Guishard, Andres Santiago

Note: The Bureau of Prisons "Inmate Locator" link at www.bop.gov can help find the prison current address and release date of federal prisoners held in federal facilities.

## Vieques Updates

Two of the Vieques resisters were released from prison in December. Néstor de Jesús Guishard was freed December 9 and Andres Santiago the following day, both from the federal prison at Guaynabo, Puerto Rico. Four men remain in federal prison following conviction in federal court for property destruction during the May Day, 2003 celebration of the Navy's historic departure from the bomb battered isle.

José Pérez González, who received the longest sentence at five years, was also moved around the most. He was transferred between federal cages and county jails at least half a dozen times last year.

In a letter to "Friends and compañeros(as)" translated by a supporter, Pérez González wrote:

"I am writing to thank everyone for the great support that you have given me during my sentence, and especially to my family who are really the ones suffering from this condemnation. I cannot speak of suffering when many have suffered much more than me. I hope that you are all well in health and in the struggle.

"I have been transferred to a medium security prison where I will complete this unjust sentence, with pride and with my head held high. A hurricane or a tragedy can destroy a country, a city or our home, but never our spirit to fight, which is something that many people need to remember in my country. One who fights for his country and lives for God, lives in glory, and during the struggle, no one can rest.

"We are the deterrent of the despotism; we are the school, the reality, the vigilance and the consolation. We unite that which others divide and we will not be overcome. Our patria is a continuity of interests, the unity of traditions, a sweet and consoling fusion of love and hope.

"I embrace you and hope for my Puerto Rico free and sovereign."



Letters of support should be sent to José Vélez Acosta, 23883-069, USP, POB 1033, Coleman, Florida

## WOODSON FINALLY SENTENCED

Helen Woodson was finally sentenced in Kansas City, Missouri, on November 24, for her anti-war actions last March. Woodson's sentencing statement, following, describes those actions, for which she pled guilty to destruction of government property and five counts of making threatening communications.

Federal Judge Dean Whipple imposed a sentence totaling 51 months in prison. His denunciation of Woodson's character as "freeloading" and "selfish" were countered by the testimony of Rev. Carl Kabat, Woodson's codefendant in the 1984 Silo Pruning Hooks disarmament action at a Missouri nuclear missile silo.

(Kabat himself was released from federal prison in Colorado on November 5, after a sentence for trespass last April at a nuclear missile silo there. The priest is now free of all court supervision, and sends his prayers and love to all who have supported him.)

After a lengthly delay getting the necessary documents to Kansas City, Woodson was returned to court January 21 for sentencing on two counts of violating pro

#### Honoring Dr. King, cont.

continued from page 3

mony of Mourning and Accountability, where the names of Iraqi and U.S. war dead were solemnly read aloud. After this mourning, accountability was sought by a group carrying two coffins to the office, each bearing photos of war victims and thousands of victims' names. Although the delegation announced they would conduct a simple ceremony at the door, leave the coffins, and depart, police intervened and arrested them as they began to walk up the entry road.

Sixteen people were cited for disorderly conduct and then released, pending possible prosecution.

For more information, contact the Brandywine Peace Community, POB 81, Swarthmore, PA 19081, (610)544-1818, brandywine@juno.com

33521-1033; José Pérez González, 21519-069, and Jorge Cruz Hernandez 26318-069, (both at) Edgefield FCI, PO Box 725, Edgefield, SC 29824; José Montañez Sanes, 26317-069, MDC Guaynabo, PO Box 2147, San Juan, PR 00922-2147.

## Ft. Benning, cont.

continued from page 1

Sunday, the gathering culminated with a vigil and solemn funeral procession to the gates of Fort Benning. Fifteen people were arrested, many negotiating a 10-foothigh barbed-wire fence to enter the base. They took this action despite knowing they likely face three to six months in federal prison. Two minors were released and the others were held overnight while outside the jail, 250 or more people and several large puppets held a spirited and entertaining vigil. The next day, ten arrestees were released from custody on \$1,000 bond; one Georgia resident was released on \$500 bond. Seventy-nine-year-old Tom MacLean initially refused to pay bond but was released on his own recognizance about ten days later. Ed Lewinson, 75 and an emeritus professor from Seton Hall University in New Jersey, was not charged. Lewinson, blind since birth, was also arrested at last year's direct action but not charged. "This court treated me differently than other arrestees last year because I am blind," Lewinson stated, addressing Magistrate G. Mallon Faircloth. "This year you're discriminating against me again by refusing to charge me, while charging everyone else who participated in nonviolent civil disobedience to close the SOA/ WHINSEC."

Three people were arrested by the Columbus City police during the vigil. Patrick O'Neill and John Redman were cited with obstructing an officer, and O'Neill also with simple battery for allegedly pushing an officer as they challenged the new fence barricades. O'Neill has a date in court January 28. Redman pled not guilty and awaits a trial date. Roger Scholl was charged with wearing a mask under a seldom-invoked Georgia law aimed at the Ku Klux Klan. He pled no contest and was fined.

A shadow that hung over the weekend was news that two former SOA Watch prisoners of conscience - Sue Daniels and Niklan Jones-Lezama - were missing under suspicious circumstances. Days after Daniels' rural Virginia cabin was found entirely consumed in flames, and investigators confirmed that her remains were among the ashes, the Giles County sheriff's office concluded their deaths were a murder-suicide. It is believed that Jones-Lezama, whose body was found by friends a couple of hundred yards away from the cabin, took Daniels' life and then his own on Thursday morning, November 18.

Trial for the fourteen people facing federal charges

- including the two minors - got underway January 24 in Columbus, before Magistrate Faircloth. Over two days, Faircloth convicted the twelve adults and sentenced most to prison. Only Mike Ring (65, Wall, NJ) received probation, plus a \$1000 fine. Alice Gerard (48, a former SOAW prisoner of conscience from Buffalo, NY) and Sr. Lil Mattingly (63, Maryknoll, NY), were sentenced to six months in prison, and Gerard was fined \$500. Aaron Shuman (32, Oakland, CA) and Brian DeRouen (27, Fairfield, CA) were both sentenced to four months in prison and fined \$500.

Robert Nash Chantal (52, Americus, GA), Liz Deligio (28, Chicago, IL), Meagan Doty (22, St. Louis, MO), Ronald Durham (24, Chicago, IL), Elizabeth Nadeau (27, Minneapolis, MN), and Dan Schwankl (31, Siler City, NC) were each sentenced to three months in prison and fined \$500. Tom MacLean (79, Ashfield, MA) was not fined, and his three month sentence was ordered to be served in a federal prison medical facility.

The eleven sentenced to prison were granted leave to self-surrender at a prison and a time to be determined, probably within six to eight weeks.

The two juveniles appeared before Faircloth during the lunch break on Tuesday, January 25. The 16 and 17-year old boys, both high school students from Cleveland, were lectured about the possible consequences of a federal conviction on their record, then offered a deal to defer prosecution and possibly dismiss the charges in return for community service. Both accepted the offer, and expressed to the court that the passion evident at the gathering had stirred them to action.

In Sacramento, charges were dismissed before trial.

Since protests against the SOA/WHINSEC began fourteen years ago, 170 people have served prison sentences of up to two years for civil disobedience.

SOA Watch will host the 2005 Lobby Day and Action on Capitol Hill, February 21-22. New legislation to close the school will be introduced in the 109th Congress. Contact SOA Watch at P.O. Box 4566, Washington D.C. 20017, 202-234-3440, info@soaw.org for an organizing packet including info on getting to Washington, D.C., where to stay and resources to take action at home in support of the D.C. event. (A \$3 donation to cover costs is appreciated.)

bation in Chicago, part of a sentence for actions there in 1993. The Judge's tone was markedly more respectful as he added 42 consecutive months to her sentence. Woodson once again invited the judge to join her in further resistance upon her eventual release from prison.

Taken together with the 51 month sentence from November and 13 month sentence given last summer for violating release conditions, Woodson's present sentence totals 106 months (eight years and ten months) in prison.



Helen Woodson will soon be assigned to a federal prison, most likely her former digs at the women's administrative maximum unit at Carswell Air Force Base, Ft. Worth, Texas. Due to her imminent transfer, Helen asks that letters only (no enclosures allowed) be sent to her c/o *the Nuclear Resister*, POB 43383, Tucson, AZ 85733. They will be forwarded unopened when her transfer to federal prison is completed.

# EXCERPT FROM SENTENCING STATEMENT OF HELEN WOODSON NOVEMBER 24, 2004

The theme of my witness on March 11 was, "The Truth Bears Repeating." It has been said that the first casualty in war is the truth, and it was my intention to recover the truth about weapons of mass destruction, the subject of letters and a phone call for which I will be sentenced today.

We know that there were no weapons of mass destruction in Iraq, but closer to home, the story is different. This past Good Friday, Fr. Carl Kabat, my codefendant in this court in 1984, went looking in a nearby state and announced, "I found some! Right here in Colorado!"...

But I would like to move beyond the narrow definition promulgated by the government. The term "weapons of mass destruction" is new, but human beings have been seeking bigger and better ways to kill each other for thousands of years...

In modern times our weapons of mass destruction have become more sophisticated. We can speak of the firebombings of Dresden and Tokyo, the atomic bombings of Hiroshima and Nagasaki, the napalm and Agent Orange of Vietnam. And now the Depleted Uranium widely used in Kosovo, Afghanistan, and Iraq...

Five hundred thousand Iraqi children dead of starvation and disease caused by U.S. economic sanctions. That also was a weapon of mass destruction.

Two hundred million have died in the last century's wars, but we should not stop with the human casualties. The noted Indian writer Arundhati Roy, reminds us, "Never counted in the costs of war are the dead birds, the charred animals, the murdered fish, incinerated insects, poisoned water sources, destroyed vegetation. Rarely mentioned is the arrogance of the human race toward other living things. This arrogance will probably be the ultimate undoing of the human species."

I began with war, but I cannot end there, for this nation's weapons of mass destruction exist in many forms. After WWII, national leaders encouraged the conversion of military products to civilian use, and thus was born the age of chemical agriculture. In 1998 and '99 alone, the U.S. used 5 billion pounds of pesticides and herbicides. Since the late 1950's more than 750 million tons of toxic chemical waste have been discarded. We all know the results, both in nature and in the human population. Is there anyone who has not lost a loved one to cancer? Our nation's pesticides are truly weapons of mass destruction.

Another non-military weapon of mass destruction is abortion. I realize that this is a sensitive issue, and I do not judge those who make that choice. But surely there is something wrong when the wealthiest nation on earth has seen the loss of more than 40 million unborn children to abortion since its legalization.

And with that word "legalization" I come to the letters and phone call which I addressed to the judges of this court, warning that there was a weapon of mass destruction in this building. The weapons of war, the millions of tons of toxic chemicals, the tens of millions of abortions, and capital punishment which is condemned throughout the civilized world - all are legal. The laws of the United States upheld by the federal courts are thus themselves weapons of mass destruction, and so my warning was and is the truth. I poured red paint on the security counter in this building and said, "the government has blood on its hands." That also was the truth and "The Truth Bears Repeating."

## Minnesota Juries Hear International Law, Deliver Not Guilty Verdicts

On December 10, International Human Rights Day, a Minneapolis jury returned a verdict of not guilty in the trial of four Christian peacemakers. John and Marie Braun, Carol Masters, and Steve Clemens were charged with trespass on July 21, 2004 at the corporate offices of Alliant TechSystems in Edina, Minnesota.

The four sought to deliver a letter and documents to corporate officers concerning "Employee Liabilities of Weapons Manufacturers Under International Law." Their request for a meeting to present the documents was denied. The four were arrested after they refused to leave without at least an appointment for a future meeting.

The defendants requested a jury trial because they felt by speaking to a jury, they could help spread the



## phil berrican commemorated with civil disobedience

Eighteen women and eleven men were arrested by New York City police on Monday, December 6. They were charged with disorderly conduct at the doors of the Times Square military recruiting center, the busiest recruiting center in the country. The group was commemorating the second anniversary of the death of Philip Berrigan who, as stated in a flier they distributed, spent 40 years "resisting war and living its alternative in a community that cares for the earth's resources and advocates fearlessly for their sharing with the victims of violence and consumerism."

The civil disobedience was sponsored by New York City's Kairos Community, the New York Catholic Worker, and the Atlantic Life Community, a network of individuals and communities along the east coast cofounded by Berrigan in 1976 and dedicated to nonviolent living and direct action for peace.

The arrest was the culmination of a silent walk through Manhattan by over fifty people. They began at the Isaiah Wall, by the United Nations at E. 43rd Street and First Avenue, where the words of the biblical prophet Isaiah are carved into stone: "They shall beat their swords into plowshares and their spears into pruning hooks, nation shall not lift up sword against nation. Neither shall they learn war anymore."

Despite the fact that the organizers of the action did not tell the police about it, there was a police presence at the Isaiah Wall, where Frida Berrigan, Phil Berrigan's daughter, briefly addressed the crowd. The police escorted the group all the way to Times Square, even stopping traffic for them along the way. When they arrived at the recruiting stations, there were more police surrounding the little island in Times Square where the center sits, along with paddy wagons and police barricades.

When the procession reached the barricades, at first, they were not allowed to pass. Then the police allowed the peace advocates, a few at a time, to walk through to the doors of the recruiting center. As one of the group tried to enter the door, an employee inside said that the center was closed for the day and then locked the door from the inside. Police then told the group to disperse, or be charged with disorderly conduct. Those at the door did not leave, and were arrested. They were taken away for booking, then released pending arraignment on January 4.

Some defendants pled guilty and had the charges dropped; others were adjourned pending dismissal after six months. A few have had their cases continued until March

word about International Law and the realities of these weapons.

The trial focused on the provision in the Minnesota trespass law which provides for a "claim of right" to be present where otherwise one might be trespassing. The defendants successfully argued that it was reasonable for them to be on the property of this weapons manufacturer because of treaties signed by the United States. Quoting Article VI of the U.S. Constitution where International Treaties signed by our government are identified as the supreme law of the land, the defendants then offered into evidence excerpts from the Hague and Geneva Conventions, the Convention on Conventional Weapons, and the Nuremberg Principles. The Judge also permitted into evidence articles the defendants had read prior to their nonviolent action that influenced their intent that day.

The moving testimony of the four defendants brought tears to some eyes in the courtroom. The International Law offered into evidence prohibits the manufacture, sale, or use of weapons which are indiscriminate in their effect. Those are weapons that continue to kill after a war has ended, those that aren't limited to the field

of battle, those causing inhumane and unnecessary suffering, and those that cause long-lasting damage to the natural environment. The four testified that Alliant Tech-Systems is the primary manufacturer of anti-personnel landmines, cluster bombs, and depleted uranium weapons for the U.S. military. They described the effects of these weapons, and persuaded the jury of their belief that the weapons are indiscriminate and thus illegal.

Four days later, another four defendants were also acquitted of trespass charges. Anathoth Community Farm (Luck, Wisconsin) residents Jane Hosking, John LaForge, John Heid, and Mike Miles were arrested during a similar action at Alliant on July 28, 2004, and also convinced a jury of their "claim of right" to be at Alliant.

The latest acquittals brings to 27 the number of consecutive "not guilty" verdicts reached by juries in similar cases over the last two years. Three trials involving 11 more similarly situated defendants are pending in coming weeks.

For more information, contact alliantaction@circlevision.org or Nukewatch, POB 649, Luck, WI 54853, (715)472-4185; nukewatch@lakeland.ws

(Thanks to Steve Clemens)

# Resisting the Slaughter of Innocents

#### WASHINGTON, D.C.

The Atlantic Life Community, a close-knit faith-based group of resisters from Maine to Florida, gather in Washington, D.C. three times a year to reflect, pray, play and perform acts of nonviolent resistance at sites of institutional violence. After Christmas, their retreat serves to remember and reflect on the Massacre of the Holy Innocents, a Christian commemoration of the children killed by Herod after the birth of Jesus.

Twice in as many days, members of the community breached security at two of the most heavily guarded buildings in the country during nonviolent anti-war protests. Early on December 28, about 75 people gathered outside the Pentagon Metro station to protest the continuing slaughter of innocents in Iraq. While 17 activists blocked the entrance, a banner appeared over the side of the Pentagon roof: "Bring the Troops Home Now." As supporters who'd been pushed behind metal barricades encouraged employees to recognize that "there is blood on our hands," guards debated how the banner had arrived. Those blocking the doors were arrested and have court dates April 1 and 14.

The next day, close to 100 people filed across Peace (Lafayette) Park, past the newly constructed inaugural viewing stands and formed a semi-circle in front of the dignitaries' entrance to the White House. Eight people held a long banner in front of the entrance. It read: "The Massacre Continues; Our Hands are Full of Blood, There are No Innocent Bystanders."

A black coffin labeled "U.S. and Iraqi War Dead" lay in front of the banner, setting the space for the following ritual. The name of a dead U.S. soldier or Iraqi civilian was read, a gong sounded solemnly, and the spoken refrain: "Our hands are full of blood." For an hour this continued, and each name, written out, was placed in or on the coffin.

During the presence, Susan Crane and Gary Ashbeck, both of the Jonah House community in Baltimore, followed a man through the pedestrian entrance and into the White House compound. When guards realized Crane and Ashbeck had not been cleared to enter, they insisted the two leave immediately. Susan and Gary demanded to speak to a White House official about the situation in Iraq. "We've been waiting outside for years," said Susan. "We want someone to deal with us now." The two were arrested, held overnight and charged with unlawful entry.

Melinda Smael was arrested while chalking the names of the dead on the black entrance gate, and held overnight. She was charged with defacing government property. All three have a status hearing on January 31.

The eight banner holders were also arrested for refusing to move, and charged with demonstrating without a permit. Their court date was written for March 16, 2004, so unless they are able to travel back in time their court appearance is uncertain.

#### STRATCOM

In the heartland as well, a Holy Innocents retreat and action has taken place for 28 consecutive years at

Offutt Air Force base near Omaha, home of StratCom, the latest incarnation of the nuclear weapons targeting command.

Clara Terrell, 19, was arrested December 28 as she walked onto Offutt to deliver the Christmas message reprinted below. She was arrested and released with a "ban & bar" letter that declared "Your misconduct....created a substantial threat to the peace and order of the base community..."

Terrell's message read:

"I believe that the message brought to us by Jesus Christ is a message of peace. We cannot buy this peace with the blood of Iraqi children and we cannot pay for it with the lives of United States service people. Even all of the power held behind these gates cannot console the mothers and fathers, Iraqi or American, who are grieving for their children this Christmas. This is a place where the power of weapons of mass destruction rests. This is a place where the decisions are made, which children will live and which will die. This is a place where we come to celebrate Christmas and proclaim the Gospel: that the powerful will be thrown down and the lowly will be lifted up."

#### MINISTRY OF DEFENCE

In London, five people were arrested at the Ministry of Defence on December 28, for a protest of the war in Iraq. They were attempting to dig a grave on the grass area, plant crosses, and write on the building: 'Remember the Innocents.' Four were charged with criminal damage and one with breach of the peace, and then released with orders to report back to police on Feburary 3.

For more information, contact Jonah House, 1301 Moreland Ave., Baltimore, MD 21216, (410)233-6238; Phil Berrigan Catholic Worker House, 713 Indiana St., Des Moines, IA 50314, (515)282-4781; Catholic Peace Action, 7 Putney Bridge Road, London SW18 1HK, UK.

### The Inside Line, cont.

continued from page 2

not rehabilitation. Ninety percent of the inmates in our county jails come from the bottom 10 percent of society's economic class. Poverty is the single greatest factor in recidivism. Adding additional indebtedness to the mix helps to ensure that the cycle of poverty will bring people back to jail.

I am a Catholic Worker. We Catholic Workers built our communities on doing the works of mercy - feeding the hungry, sheltering the homeless and clothing the naked. We take to heart the directives Jesus gave in the parable of the Sheep and Goats in Matthew 25: "Whatever you do to the least, you do to me." Visiting the imprisoned is also a work of mercy. I am not just visiting...

[Frank Cordaro recently served a 30-day sentence for trespass at the headquarters of the Iowa National Guard on Election Day. A longer version of this essay was originally published in Pointblank Magazine, Des Moines, Iowa.]

# NUNS WILL VIOLATE PROBATION IF THEY GO HOME AFTER RELEASE

Carol Gilbert and Jackie Hudson have learned that upon their release from prison next March and May, they will violate their probation simply by going home. The two nuns, along with fellow Dominican sister Ardeth Platte, are serving time for their 2002 nonviolent direct action at a Colorado nuclear missile silo.

Federal rules require that probation be served in the state where one was convicted. In most cases it is a simple matter to request and receive transfer of probation supervision to another state. However, Washington State - where Hudson has resided since 1993 on mission from their Michigan religious community for the work of the Ground Zero Center for Nonviolent Action, opposing Trident nuclear submarines - has declared that her refusal to pay restitution is reason enough to refuse the transfer of probation supervision. Maryland - where since 1995, Gilbert and Platte have been missioned for the works of peace and justice with the Baltimore resistance community Jonah House - rejected transfer because Gilbert's declared intention to return to Jonah House had "failed to provide a viable plan." While incarcerated, the nuns are missioned by their religious sisters to engage in prison

Platte is due to be released from prison in December, 2005, and expects to face a similar refusal by probation officials in Maryland.

The women accept that more time in prison may well be the consequence when they go home. Back-

ground documents about the women's Sacred Earth and Space Plowshares disarmament action, and letters concerning their situation are posted at www.jonahhouse.org.



In her winter letter to friends and supporters, Jackie Hudson wrote:

"There will be some of you who might say - 'it's not worth more prison time' - 'let me help with this payment.' I respond, by asking that you honor the mutual decision made by the three of us not to pay this money [restitution].

"As an alternative, I would suggest that you make an offering of time, funds or items to the peace group or charity of your choice, estimate the dollar value and send this information (not the money) to Sue Ablao by e-mail or regular mail - see address below. These will be tallied and offered to the judge when taken back to court in lieu of restitution/assessment payment."

Letters of support can be sent to the three sisters at the addresses noted on page 3, Inside & Out.

For alternative restitution payment, send your account to Sue Ablao, 3495 Dyes Inlet Rd. NW, Bremerton WA 98312, or sablao1@yahoo.com.

## New Legal Actions for Leonard Peltier

On December 15, 2004, attorneys for American Indian activist Leonard Peltier filed a Motion to Correct an Illegal Sentence in the United States District Court in Fargo, North Dakota.

"Peltier has been illegally imprisoned for nearly 30 years," said his attorney Barry Bachrach. February 6, 2005 marks the 29th anniversary of his arrest in Canada.

This latest filing claims that because the alleged crime took place on Indian land, the U.S. District Court had no jurisdiction. Furthermore, the motion cites Blakely v. Washington to challenge judicial enhancements to Peltier's sentence that went beyond the jury's findings.

On June 26, 1975, two FBI agents were killed on the Pine Ridge Indian Reservation in South Dakota. At the time, supporters of traditional governance on the reservation were under attack from the corrupt, federally-mandated tribal administration, backed by the FBI. On the day of the murders, the Pine Ridge tribal chairman was secretly signing away tribal rights to energy resources in the Black Hills, including uranium. Peltier, a supporter of the traditional leadership, was tried and convicted on two counts of first-degree murder and was sentenced to two consecutive life sentences. Past appeals based on evidence of prosecution perjury and withholding

of evidence useful to Peltier's defense have been unsuccessful at securing a reduction in Peltier's sentence.

Examination of tens of thousands of pages of Peltier-related documents released in the last two years has revealed more new legal options. Lawyers are also engaged in actions to get at least 140,000 more documents that they recently learned are still being withheld.

Among other recent initiatives, Peltier's legal team filed suit on September 2, 2004, claiming that U.S. Department of Justice officials have knowingly violated the Sentencing Reform Act of 1984 and illegally extended Peltier's prison term by 12 years or more.

For more information, contact the Leonard Peltier Defense Committee, P.O. Box 583, Lawrence, KS, 66044, (785)842-5774; or at www.leonardpeltier.org



Contributions to Peltier's legal defense may be sent to the Defense Committee at the address above. Letters of support should be sent to Leonard Peltier, 89637-132, POB 1000, Leavenworth, KS 66048.

## Vote... cont.

 $continued\ from\ page\ 1$ 

march onto the bridge, and released him later that evening.

Marchers in many cities included a local print or broadcast media office for a protest point along the route. In **Bellingham**, Washington, 300 marched from the campus of Western Washington University to the downtown office of the Bellingham Herald, where they met police in riot gear. One woman was arrested for disorderly conduct. March organizers negotiated her release in exchange for leading the throng back to campus.

An estimated 10,000 people joined street demonstrations in **San Francisco** on the afternoon of November 3. Late in the evening, police surrounded and arrested about 50 people in a remnant march in the Mission District. Earlier in the day, Code Blue, an activist group demanding "Health Care, not Warfare", marched on the federal building where 20 people were arrested.

Direct Action Resisting Empire of **Burlington**, Vermont called marchers into the streets at noon and again during the evening rush hour. Traffic was occasionally blocked by marchers and at the evening march, one person was arrested. Workers were reported leaving their jobs to join the march and many drivers honked in support.

In **Edina**, Minnesota, four people were arrested for trespass November 3 when they continued a local campaign seeking dialogue with the management of Alliant TechSystems, a major Pentagon supplier (see news of acquittals at Alliant, page 5). The four included members of Anathoth Community Farm in Luck, Wis-

consin and of the Winona Catholic Worker community in Winona, Minnesota.

"Our Dreams Won't Fit in Their Ballot Boxes" read one banner at a playful Election Day march to **Baltimore**'s Washington Monument. Dreams of peace were evident among the 60 participants. When the dodgeball game and dancing started, police moved in with pepperspray, arresting four for alleged noise violations, and pushing the party from the pavement into a park. Later, a police helicopter began circling overhead, and unmarked cop cars followed groups of people away. As the scene broke up, three more arrests were made for no clear cause.

The next evening, police turned a planned postelection anti-war march away from the Washington Monument. The march went on instead to the jail, in time to welcome to freedom the seven arrested the day before, for whom no charges were filed.

In Iowa, the election day action theme was "Vote With Your Feet." A coalition of seven Iowa peace groups held an anti-war rally and direct action at the Iowa National Guard's STARC Armory in **Johnston**, Iowa, the scene of weekly peace memorial vigils featuring large photos of Iowa war dead.

"Regardless who wins the presidency, we will still be stuck in these god awful wars and occupations in Iraq and Afghanistan. Neither candidate is leveling with us about these reckless military adventures and what needs to be done to make things right," said Frank Cordaro of the Des Moines Catholic Worker.

Cordaro and nine others - including two high

## Update Files

**IGOR SUTYAGIN:** In November, Russian arms control researcher and political prisoner Igor Sutyagin was again transferred, this time to a high-security prison colony in the city of Sarapul (Udmurt region). His prison address in English is on page 3. More information about his prosecution, how to support his family, and a pdf file with his address in Russian (preferred Cyrillic script) can be found at www.sutyagin.org/eng. In October, Sutyagin's lawyer revealed that one of the jurors who convicted him was a long-time employee of the Russian security agency that brought the case against him in 1999...

MICHAEL POULIN: A request for transfer to a prison camp has been approved, and Poulin hopes to be moved soon to the prison camp at Memphis, where he is now in prison, or at best closer to his community of support in eastern Washington State...



ENOLA GAY: Early in December, Brian Buckley was sentenced to two months in jail for his part in using the symbol of ashes at the National Air and Space Museum's new suburban exhibit of the Enola Gay, the bomber that carried Hiroshima's destruction. He stood convicted of disorderly

conduct after a jury trial in Virginia for the action last August 7. With credit for time served, Buckley was released from the Fairfax County Adult Detention Center on January 4...

PROJECT ELF: Federal Magistrate Stephen Crocker has likely seen the last of a stream of defendants arrested in northern Wisconsin at the Navy's now-closed bellringer for nuclear submarine attacks. Six people arrested last May were found guilty in Crocker's Madison courtroom November 4, but he did not sentence them. "The ELF battle is over. You're not coming back and there's no reason to fine you. It doesn't matter anymore." Michael Walli, who, convicted of trespass in 2002 at Project Elf had missed his sentencing because he was in federal prison for trespass at Ft. Benning, Georgia, turned himself in to authorities in Duluth, Minnesota on November 24. He was released on a promise to appear in federal court in Madison December 1, where he was ordered to serve 30 days in jail. While in jail, Walli was arraigned via telephone on a final trespass charge. Also in on the conference call with the judge were co-defendants Bonnie Urfer and Michele Naar-Obed. The women pled guilty, and Walli, not guilty. He was convicted in a bench trial January 21, and then the three were dismissed with no sentence. It is not known how the court will address many ELF resisters who still have unpaid federal

**CHARGES DISMISSED:** Among arrests and prosecutions reported in previous issues of *the Nuclear Resister*, criminal charges in the following incidents have since been dismissed:

Three people charged with trespass at the Ft. Meade, Maryland, headquarters of the National Security Agency, July 3, 2004; One person charged with property damage in Duluth, MN, for chalking human outlines on the sidewalk for the Hiroshima Shadow Project, August 5, 2004; Five people arrested August 9, 2004 at the Pentagon; Hundreds rounded up on the streets of New York City during the Republican National Convention in late August/early September, 2004.

school students - were cited for trespass after entering the Guard headquarters to appeal for Iowa Guard members to refuse war deployments and stay home. The two youth were released to their parents that evening, and the others were arraigned and released on bond or personal recognizance by the next morning. Ed Bloomer was additionally charged with interfering with an officer's duties when he initially refused to identify himself.

In Polk County Court December 16, all but Bloomer pled guilty. Brian Terrell, Fran Fuller and John Heid were sentenced to 30 days, suspended, plus one year probation and 25 hours community service. Renee Espland and her teenage son, Duncan Pierce, were sentenced to time served. Cordaro told the judge he would not abide by the terms of probation or pay a fine. He was sentenced to 30 days, and with credit for time served was released on January 13.

Ed Bloomer returned to court January 20, when he pled guilty to trespass and the interference charge was dropped. He will be sentenced February 3, and like Cordaro, Bloomer plans to tell the judge he will not pay any fines, do any community service or abide by any terms of probation. A 30-day jail sentence is expected.

For sentencing update, contact Frank Cordaro at (515)282-4781 or cordaro@mchsi.com.

### INTERNATIONAL

## **NOTES**



## Yuri Bandazhevsky Isolated and III

Wladimir Tchertkoff writes at comite-bandajevsky.org:

"Today, Yuri Bandazhevsky, a scientific prisoner in Belarus who accused the government of his country of covering up the medical effects of the 1986 Chernobyl nuclear power plant explosion is isolated, his health ruined, and deprived of his dignity or any means of earning a living.

"Shortly after publishing his critical findings in 1999, he was arrested, accused without proof of corruption and sentenced to eight years in prison. Numerous legal irregularities were recorded during the trial and he was adopted by Amnesty International as a prisoner of conscience.

"Bandazhevsky now has the status of 'conditional release' until 2007, with no right to travel abroad and banned from being appointed research responsibilities in a state organization until 2012. In other words, the man may be released but the scientist will remain shackled... He is still banned, excluded from society and from research, cut off from the rest of the world. With one exception (Italy's Figaro newspaper) he has not been authorized to meet foreign journalists, under the threat of confinement to the camp should he disobey...

"The international scientific community seems to be indifferent to what happens to him and shows no interest in his research, although he is the only person to have carried out a global 'in situ' study, - clinical, histological and experimental - of the health consequences of the worst nuclear catastrophe..."

Bandazhevsky's research demonstrated the link between pediatric heart disease and other ailments, and exposure to 137Cs, a radioactive isotope of cesium that contaminates some regional food production. More recently, his wife and other associates have published work showing oral ingestion of apple pectin acts to reduce the 137Cs levels in Chernobyl children, as well as protecting against absorption of 137Cs from the diet.

Bandazhevsky underwent shoulder surgery on November 17 for an undiagnosed disorder causing the deterioration of tendons and ligaments, and has suffered stomach, liver and kidney pains during an alarming decline in his health since 2002.



Letters of support should be addressed to Yuri Bandazhevsky; Ul.Shugaeva, 3-1, kv.454; 220141 Minsk; Belarus. Since 2001, a small international committee has provided a modest monthly stipend to support Yuri Bandazhevsky, and for his family to visit him at the relegation camp. This group also raised funds for the surgery, and needs contributions for physical therapy and other medical care that the state will not provide for prisoners at these camps. Contributions can be made payable to 'Enfants de Tchernobyl Belarus - Fonds Bandazhevsky' and sent to Henriette Battistutta, Le Chatelard, Rue du Monde Vieux, 38,660 Saint Vincent de Mercuze, France.

More information and an international petition can be found at comite-bandajevsky.org (click on English Version)

## Ploughshares Ireland

In the weeks before the invasion of Iraq, activists in Ireland struck blows for peace against U.S. planes transporting soldiers and equipment through Shannon Airport.

Last October, at her second retrial, Mary Kelly defended herself before a jury. The judge refused to allow the jury to hear or consider Kelly's defense of a lawful excuse for admittedly grounding a Navy airplane with axe blows on January 29, 2003. He ruled that the element of imminent harm was not present, because that continued on page 8

## FUTURE ACTIONS

## pledge of resistance The Iraq Pledge of Resistance and United for

The Iraq Pledge of Resistance and United for Peace and Justice have joined veterans' organizations and military families to begin a nationally coordinated campaign of nonviolent resistance. In February they will publicly release a new National Call for Nonviolent Resistance Against the War in Iraq. In the spirit of Gandhian and Kingian nonviolence, the Call promotes two specific, and very connected acts of nonviolent resistance to the war, on the occasion of the second anniversary in March:, 2005:

1) by deliberately violating, on a nationwide scale, the federal law which prohibits encouraging a soldier to exercise their right of conscience by refusing his or her orders to fight in an immoral war; and

2) by organizing nonviolent actions at recruiting stations, where young people are lured into the military (and this war) with false promises.

Demonstrations are already being planned in over 100 locations for Saturday, March 19, and these recommended acts can be easily incorporated into local events.

The campaign will also be encouraging and organizing a variety of resistance tactics and strategies in an ongoing nonviolence campaign, including (but not limited to) alternative direct action strategies and the "Hang Up On War" campaign of federal phone tax resistance (see www.nwtrcc.org). The goal is to involve the greatest number of fellow citizens and activists possible in some form of nonviolent resistance against the war, and to focus these energies to build public opposition and bring the war to an end at the earliest possible moment. Organizing materials will be available soon. To endorse the call, please email Gordon Clark at pledgecoordinator@starpower.net

## Vanunu Arrested, Computer Seized

Israeli nuclear whistleblower Mordechai Vanunu has been arrested twice in recent months for violating the restrictions imposed on his liberty following his release from prison on April 21, 2004.

On November 11, in the shadow of the media attention that followed the death of Yasser Arafat, more than two dozen armed Israeli police stormed the grounds of St. George's Cathedral in East Jerusalem, where Vanunu has lived in sanctuary since leaving prison. His room was searched and many items were seized, including computers and cell phones. Vanunu offered no resistance as he was taken into custody for extensive questioning about the many broadcast, print, and internet interviews he has freely given to foreign press since last summer.

He was released late that night and told he must remain under house arrest for one week. Vanunu wrote to supporters: "So [in] my view they want to frighten me, and to let me see the church ... can not give me sanctuary. The police love to show they can put me back in prison. But it seems they can not prove that I am revealing any new secrets, only that I am speaking to foreigners. The conclusion all is in the hand of [the secret security agencies], they are deciding what will happen. So if they will not charge me then they should set me free next April. Anyway, this event proves I can not live free here."

No new charges have been laid against Vanunu, although his computers are still in police custody.

On Christmas Eve, Vanunu, a convert to Christianity, was again arrested when he attempted to enter Bethlehem for worship at the Church of the Nativity. His travel within Israel is greatly restricted, including a prohibition on entering the occupied territories.

With the hope that Israel will release him in April upon the one year review of the restrictions, plans are being made for an international delegation to be present in Israel to support Vanunu's next steps to leave Israel, or engage in protest if the restrictions are extended. International legal and human rights groups are also involved in calling for his full freedom.

For more information, contact the U.S. Campaign to Free Mordechai Vanunu, PO Box 43384, Tucson, AZ 85733, (520)323-8697, freevanunu@mindspring.com www.vanunu.com

You can write to Mordechai Vanunu at the Cathedral Church of St. George, 20 Nablus Rd., P.O. Box 19018, Jerusalem 91190, Israel, or email vanunumvjc@hotmail.com

# alliant tech / midwest catholic worker retreat

The third annual Midwest Catholic Worker Resistance Retreat, March 12-14, 2005 in Minneapolis, will focus on Alliant Techsystems, Minnesota's largest war profiteer and a leading producer of depleted uranium ammo. Study and reflection on scripture will ground and guide the action. For information contact Eileen Hanson, Winona Catholic Worker, 832 W. Broadway, Winona, MN, 507-454-8094; nonukesinomaha@yahoo.com

#### nevada test site

The Nevada Desert Experience is hosting three Lenten Desert Experience retreats in addition to traditional Holy Week and Easter liturgy and line-crossing events. Peace pilgrims will make their annual Holy Week trek on foot from Las Vegas to the Nevada nuclear weapons test site March 20-25. For more information on these events, contact Nevada Desert Experience, details below.

Hiroshima-Nagasaki 60th Anniversary Next August, the 60th anniversary of the atomic

Next August, the 60th anniversary of the atomic bombings of Hiroshima and Nagasaki will be commemorated across the world with major public events and demonstrations for nuclear disarmament. Nonviolent civil resistance actions are planned as part of demonstrations at the following venues, and more. Contact these groups for more information.

Nevada Test Site - Nevada Desert Experience, POB 46645, Las Vegas, NV 89114, nde@igc.org www.NevadaDesertExperience.org

Oak Ridge National Lab, Tennessee - Oak Ridge Environmental Peace Alliance, POB 5743, Oak Ridge, TN 37831, (865)483-8202, orepa@stopthebombs.org www.stopthebombs.org

Bangor Trident Base - Ground Zero Center for Nonviolent Action, 16159 Clear Creek Road NW, Poulsbo, WA 98370, (360)779-4672, info@gzcenter.org www.gzcenter.org

STRATCOM Nuclear Targeting, Offutt AFB, Nebraska - Phil Berrigan Catholic Worker House, 713 Indiana St., Des Moines, IA 50314, (515)282-4781, cordaro@mchsi.com

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| Page 7   |  |  |  |  |  |  |

## Europe Rejects the Bomb

Since the time of the 1996 World Court opinion on the possession and use of nuclear weapons, citizen weapons inspections have become a regular form of antinuclear direct action in England, Belgium, Holland and Germany.

German inspectors entered Buechel Air Force Base, where U.S. nuclear bombs are deployed, in April and May, 2003. Three people served prison sentences of four to eight weeks and ten others were fined.

On June 8, 2004, five activists distributed leaflets in front of the base, calling on the soldiers to disobey orders which violate constitutional and international law. Four were convicted in November of making a "public call for criminal acts." Two were fined, and due to their longer arrest record, Hanna Jaskolski was sentenced to one month and Wolfgang Sternstein to two months in jail. Sentence is deferred while they appeal.

## lreland, cont.

continued from page 7

particular airplane was not immediately threatening Kelly or anyone else. Despite many experts ready to testify, only Mary and a local plane spotter were allowed to be heard by the jury. The judge frequently limited even their testimony. On the trial's six day, the jury returned a 10-2 guilty verdict.

At sentencing December 1, Judge Carroll Moran acknowledged Kelly's fine character and the sincerity of her beliefs. But she had caused substantial damage, and judges must act to prevent "social anarchy" and to stop people from taking the law into their own hands. He sentenced Kelly to two years in prison, then suspended the sentence for four years of good behavior and staying away from Shannon Airport.

Moran said Kelly's was an exceptional act which hopefully will not be repeated. But it was, of course, just days after Kelly's arrest when Karen Fallon, Deirdre Clancy, Ciaron O'Reilly, Damien Moran and Nuin Dunlop inflicted even more damage to the just-repaired airplane. After more than two years, trial for the five "Pitstop Ploughshares" begins March 7 in Dublin. For more information, visit ploughsharesireland.org.

From Belgium, the call is out for mass international participation in "Bombspotting XL" actions on April 16, just before the Nuclear Non-Proliferation Treaty review conference at the United Nations in May. Belgians overwhelmingly reject the NATO/US nuclear weapons on their soil, but the government toes the treaty

"Bombspotting small" actions are preceding the big event. Representatives of participating NGOs entered the Kleine Brogel Air Base to look for the nuclear weapons there on October 11. On November 10, eleven physicians, acting under the motto "prevention is better than cure," blocked the runway at Kleine Brogel to hinder the training of F16s pilots who would drop the

bombs. Like thousands cited in the past, the doctors will not be prosecuted lest the legality of basing nuclear weapons in Belgium be given a fair hearing. On November 27, nearly one thousand citizens' complaints about the illicit weapons were lodged with police in more than 50 cities and towns around the country.

Thousands are expected to participate in the Bombspotting XL actions at three different places in Belgium related to nuclear weapons: NATO political headquarters in Brussels, SHAPE (NATO military HQ) in Mons, and the military base at Kleine Brogel. For more information, contact Bomspotting vzw, Patriottenstraat 27, 2600 Berchem, Belgium. (03-281-68-39, bomspotting@vredesactie.be www.bomspotting.be

## **ANNOUNCEMENTS**

...Conscience & Consequence: A Prison Memoir by Clare Hanrahan chronicles the peaceful protest actions in Fort Benning, Georgia, that led to the author's six month imprisonment, and exposes some of the devastating abuses inside Alderson, the oldest and largest U.S. federal prison for women. \$18 postpaid from Celtic Word-Craft, P.O. Box 7641, Asheville, NC 28802 or online at celticwordcraft.com. (ISBN 0-9758846-1-1; 225 pgs., paper) Also available is the 2nd edition of Hanrahan's Jailed for Justice: A Woman's Guide to Federal Prison Camp. (\$12 postpaid. ISBN #0-9758846-0-3)

...The 2005 Behind the Prison Walls Prisoners Essay Contest, sponsored by the M.K. Gandhi Institute For Nonviolence invites incarcerated persons to write on the following topics: 1) Why is terrorism so prevalent in the world today? Are there any circumstances under which terrorism is justified? Why is a nonviolent struggle against oppression more effective than terrorism? and 2) Historical evidence has shown that the nonviolent approach is a powerful tool in the struggle for national independence. In your opinion, can a nonviolent strategy reduce the spread of terrorism against the United States and in the world today? Essay deadline is March 15th. Essays and inquiries should be addressed to: Ms. Supriya Mukherjee, Contest Coordinator, M.K. Gandhi Institute For Nonviolence, Christian Brothers University,

650 East Parkway South, Memphis, TN 38104. Winning essays will be published in the Gandhi Institute's newsletter, The Truthseeker, and awarded prizes of \$75, \$50 and

...Toward Nuclear Abolition: A History of the World Nuclear Disarmament Movement, 1971-the Present (©2003 Stanford University Press, \$32.95 paper) is the third volume of Prof. Lawrence Wittner's landmark study that documents the course and influence on state policy of "the struggle against The Bomb." Wittner's optimistic view is that despite today's diminished influence of calls for nuclear disarmament, we might not be here to bemoan this fact but for the brakes that civil society and citizen activism have periodically applied on the nuclear arms race. Wittner's study of what he calls "the biggest mass movement in human history" illustrates that an internal dynamic common to many social movements applies: they are most powerful when most needed, yet even a little reform diminishes their mass appeal and influence until threats again build up to fuel the movement. While movements ebb and flow, Wittner's hopeful conclusion, in a personal e-mail, is that "those that make sense - and persist - are ultimately victorious." If Wittner is correct, we should - and must soon - see a rejuvenated global movement for nuclear disarmament.

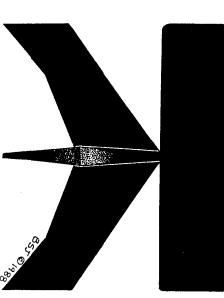
printed on the right side of your mailing label. PLEASE RENEW YOUR SUBSCRIPTION Each issue provides the names and jail addresses of currently imprisoned anti-nuclear and anti-war activists. Readers are encouraged to proclearinghouse for information about contemporary nonviolent resistance vide active support by writing letters to those behind bars and in other are essential to the movement for a peaceful, nuclear-free future. Broader awareness of their actions and support for the imprisoned activist lated from their supporters and their own resistance activity is limited. to war and the nuclear threat. serves to network this nonviolent resistance movement while acting as a ways requested by the prisoners. ctivists themselves. We are deeply indebted to all who send us informaommitted individuals are imprisoned. Behind bars, they are physically iso-

We believe that in any significant movement for social change, many

The Nuclear Resister is published about every two months and

Our information comes from a variety of sources, primarily the local

Jack & Felice Cohen-Joppa, editors



LEASE SUBSCRIBE! - INFO, PAGE 7 JUNOUNCEMENTS and MORE JICOL SURRENDERS AT FCI TUCSON HREE MONTHS FOR STRATCOM LINE AILITARY REFUSERS JAILED <u>INSIDE THIS ISSUE</u> 6,000 RALLY, 12 HEAD TO PRISON FOR

NEW LEGAL ACTIONS FOR PELTIER INTERNATIONAL NOTES INSIDE & OUT - the prisoners and addresses WOODSON FINALLY SENTENCED MINNESOTA JURIES SAY NOT GUILTY NUNS' RETURN HOME WILL VIOLATE WRITINGS FROM JAIL: THE INSIDE LINE **UTURE ACTIONS** DIRECT ACTIONS HONOR DR. KING,

reporting on arrests for anti-nuclear civil resistance in the United States and Canada, with an emphasis on providing support for the women and men jailed for these actions. Beginning in 1990, the Nuclear Resister has also reported on anti-war arrests in North America, plus overseas anti-nuclear Since 1980, the Nuclear Resister has provided comprehensive

and anti-war resistance efforts and peace prisoner support.

lamuary 31, 2005

S.O.A. ARRESTS

MPRISONED ANTI-NUCLEAR & ANTI-WAR ACTIVISTS **Nuclear Resister** INFORMATION ABOUT AND SUPPORT FOR