

**STRAIGHT TALK  
ABOUT WHAT YOU  
CAN DO TO  
PRESERVE YOUR  
RIGHT TO KEEP AND  
BEAR ARMS**



**September  
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**CITIZENS  
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FOR THE RIGHT  
TO KEEP AND  
BEAR ARMS**

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**CCRKBA PUSHING SENATE  
ARMED PILOTS PROPOSAL**

As Congress returned to legislative duties in Washington, D. C. following its summer recess, focus on a proposal to provide for the voluntary arming of commercial airline pilots shifted to the U.S. Senate.

Prior to the recess, the House of Representatives passed such a measure by close to a three-to-two margin. Within days, John Magaw, the anti-gun undersecretary for Transportation Security, and a chief roadblock to armed pilots legislation, was gone. He resigned amid growing public support for guns in the cockpits, and it was widely reported that his departure had been requested by Transportation Secretary Norman Mineta.

At a White House press conference, John Cochran of ABC asked Presidential Press Secretary Ari Fleischer, "If the Senate should pass a bill on guns in the cockpit, the way that the House has, would the President veto it?"

"The President's view is that what is important is to provide the maximum safety for passengers in the air," Fleischer replied, "and that's why under his proposals the Transportation Security Administration (TSA) has beefed up screening, has reinforced cockpit doors and has taken a series of measures to improve safety. The President relies on the judgment of the experts about whether or not allowing pilots to be armed comports with the safety requirements the President seeks. So there's no change in the President's position from what he's talked about before."

Mineta, the anti-gun former congressman and a holdover from the Clinton Administration, told the Aviation Subcommittee of the House Committee on Transportation and Infrastructure that he had instructed Magaw's successor at TSA, retired U.S. Coast Guard Admiral James M. Loy, to examine the possibility of arming commercial airline pilots.

In another development, Sen. Ernest F. Hollings of South Carolina, chairman of the Senate Commerce, Science and Transportation Committee, himself an opponent of armed pilots, stated he would not use his position to block the measure. "Just let 'em vote it," he said. "I'm not the mother superior."

All of this occurred as Sen. Bob Smith of New Hampshire, a CCRKBA Gun Rights Defender of the Month Award winner, was picking up over one-fourth of the entire number of Senators as cosponsors of his proposed Armed Pilots Against Terrorism Act, S. 2554.

John Michael Snyder, CCRKBA Public Affairs Director, commended Sen. Smith, saying that the New Hampshire legislator "has demonstrated tremendous national leadership during this period of international crisis. As always, he has been forthright in this particular situation with his commitment to Second Amendment principles. Sen. Smith, with the dedicated (Continued on page 2)

# CCRKBA REVIEWS NEW 2<sup>ND</sup> AMENDMENT

A newly-released study on the purpose of the Second Amendment has concluded that the amendment's fundamental purpose "is to secure the natural right of self-defense."

This objective, adds author Nelson Lund, J.D., Ph.D., "is no less threatened when government deprives its citizens of the tools for resisting criminal predators than it would be if government itself turned outlaw."

Lund is a professor of constitutional law at the George Mason University School of Law in Virginia. His study, "A Primer on the Constitutional Right to Keep and Bear Arms," was published this summer by the Virginia Institute for Public Policy.

In the report, Lund outlines the original meaning of the Second Amendment. He analyzes the significance of *United States v. Emerson* in which the 5<sup>th</sup> Circuit Court of Appeals in New Orleans concluded that the right to keep and bear arms is a

private right belonging to individual Americans.

"Those of us who have for many years been involved in the struggle to promote a general public awareness of the genuine meaning of the Second Amendment can not help but welcome this report," said John Michael Snyder, CCRKBA Public Affairs Director.

According to Professor Lund, the Second Amendment is among the most misunderstood provisions of the United States Constitution. That, however, is not because it is particularly difficult to understand. On the contrary, for more than a hundred years after it was adopted, hardly anyone seemed the least bit confused about what it meant.

The confusion, and some serious mistakes, only became widespread in the twentieth century, when influential people began to think it was a good idea to disarm the civilian population,

Lund concluded. Because the plain meaning of the Second Amendment creates an obstacle to these disarmament schemes, the temptation to misinterpret this provision of the Constitution became very strong.

Three years ago, a federal judge in Texas did what many had considered unthinkable: he struck down a federal statute on the ground that it violated the Second Amendment. The United States Court of Appeals for the Fifth Circuit reversed that judgment.

Constitutional interpretation that had prevailed throughout the nineteenth

## Armed Pilot Debate Continues

(Continued from page 1)

assistance of an outstanding staff, has enlisted the impressive support of an across the board bipartisan coalition of Senate cosponsors. We support S. 2554, and hope that the Senate soon takes positive action on it. The safety of air passenger travel and, perhaps, the future of commercial airline travel, are at stake. S. 2554 is a most important proposal."

As Congress returned to Washington, D.C. after Labor Day, cosponsors of S. 2554 included Sens. Wayne Allard and Ben Nighthorse Campbell (CO), George Allen and John Warner (VA), Max Baucus and Conrad Burns (MT), Barbara Boxer (CA), Jim Bunning (KY), Susan Collins (ME),

Larry Craig and Michael Crapo (ID), John Ensign (NV), Michael Enzi and Craig Thomas (WY), Jesse Helms (NC), Tim Hutchinson and Blanche Lincoln (AR), James Inhofe and Don Nickles (OK), Tim Johnson (SD), John Kerry (MA), Zell Miller (GA), Frank Murkowski (AK), Rick Santorum (PA), Jeff Sessions (AL), and Strom Thurmond (SC).



# POINT BLANK

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# CCRKBA ATTACKS MORAN ID CARD BILL

CCRKBA has joined with a number of other public interest organizations in an attack on the latest national mandatory identification card proposal advanced by anti-gun Rep. James P. Moran (D-VA).

They addressed Rep. Don Young (R-AK), chairman of the House Committee on Transportation and Infrastructure, and Rep. James L. Oberstar (D-MN), Ranking Minority Member of the Committee, in opposition to Moran's proposed Driver's License Modernization Act of 2002, H. R. 4633.

They stated it would establish "a nationwide identification system (national ID) through the bureaucratic back door of state drivers' licenses." Their letter went to all House members.

CCRKBA said the proposal could facilitate a potential future government mandatory national firearm registration and gun owner licensing scheme.

"One reaction to the terrible events of September 11 last year was renewed discussion about instituting a national ID card system as a counter-terrorism measure" the group noted. "The creation of a national ID card or system is a misplaced, superficial 'quick fix' to terrorist threat. H.R. 4633 would not effectively deter terrorists, but it would pose a serious threat to the freedom of everyone in the United States.

"Although national ID proposals received fierce debate in the fall, the Administration and Congress wisely rejected them," the letter continued. "Direct passage of a national ID card, however, is only one possible path to such a system. H.R. 4633 would establish a national ID bureaucratically by mandating the standardization of state drivers' licenses."

CCRKBA and the others pointed out in their letter to Congress that the

bill would require "each state to standardize state drivers' licenses within five years. Section 2 of the bill establishes uniform standards for licenses and identification cards (a.k.a. 'smart cards'), including standards for the biometric identifiers embedded in the card and interoperability requirements that would enable multiple government and private industry applications of the card. The bill would also require states to adopt uniform procedures for establishing the identity and residence of applicants and to link state motor vehicle databases. H.R. 4633 is essentially the same as the American Association of Motor Vehicle Administrators' (AAMVA) standardization proposal that the National Research Council has called a 'nationwide identity system.'"

In their letter, the group stated that the proposal "would not prevent terrorism. An identity card is only as good as the information that establishes the identity in the first place. Terrorists and criminals will continue to be able to obtain – by legal and illegal means – the documents needed to get a government ID, such as birth certificates and faulty social security numbers. H.R. 4633 builds a hi-tech card system on a faulty foundation of potentially false 'breeder' documents. As a result, a national ID would create a false sense of security because it would enable individuals with an ID – who may in fact be terrorists – to move through society undetected, and even avoid certain heightened security measures."

They said H.R. 4633 "could require all Americans to carry an internal passport at all times, compromising our privacy, limiting our freedom, and exposing us to unfair discrimination based on national origin or religion."

They stated that the measure

"would both contribute to identity fraud and make it more difficult to remedy...A national ID would be 'one stop shopping' for perpetrators of identity theft who usually use Social Security numbers and birth certificates for false IDs (not drivers' licenses).

"Even with a biometric identifier, such as a fingerprint, on each and every ID, there is no guarantee that individuals won't be identified – or misidentified – in error. The accuracy of biometric technology varies on the type and implementation. Recently, a Japanese researcher used gelatin (the same substance found in Gummi bears) and other easily available tools to create a fake finger that fooled fingerprint biometric devices 80 percent of the time. Other researchers have shown how easy and inexpensive it is to outsmart 'smart' cards. H.R. 4633's technological quick fixes would make it even more difficult to remedy identity fraud when a thief has a national ID card with your name on it, but his biometric identifier."

Among the groups joining CCRKBA were the American Conservative Union, the American Civil Liberties Union, the American Legislative Exchange Council, Eagle Forum, Free Congress Foundation, Leadership Conference on Civil Rights, National Conference of State Legislatures, Organization of Chinese Americans, People for the American Way, and Privacy Rights Clearinghouse.

## CCRKBA SAYS DINGELL FOE BLEW VOTES

Faced with a choice between two Democrats with similar sentiments on most issues, voters in Michigan's 15<sup>th</sup> Congressional District made the clear choice for gun rights when they decisively rejected anti-gun Rep. Lynn Rivers.

"Rivers blew it by making the campaign a referendum on gun control," said CCRKBA Executive Director Joe Waldron.

"Despite all of her celebrity support, voters in the strongly Democratic 15<sup>th</sup> District were not impressed, he continued. "When Congresswoman Rivers brought anti-gunners Sarah Brady, Michael Douglas and Linda Carter in for the campaign and attacked Congressman John Dingell's gun rights record, she gave voters a clear choice. They clearly rejected the gun control candidate, and the philosophy she represents."

Since the election, the media and Democrats have downplayed the

importance of gun rights in the Dingell-Rivers contest, but voters in Michigan understand the significance.

Waldron was amused by remarks from Michael D. Barnes, president of Handgun Control, Inc., which now calls itself the Brady Campaign to Prevent Gun Violence.

After Rivers conceded, Barnes insisted that, "Dingell squeaked by," and that "standing with the gun lobby jeopardizes your congressional seat."

"Once again, Michael Barnes, himself a former Democratic congressman from Maryland, has emerged from his fantasy world long enough to demonstrate just how wrong he is," Waldron stated. "Returns show Dingell trounced Rivers, 59 percent to 41 percent. If that's what Barnes considers 'jeopardizing your congressional seat,' perhaps more candidates ought to stand up

for gun rights this fall, and make a career out of defending the Second Amendment."

Waldron suggested that Dingell's defeat of Rivers in the hotly contested primary should "send a message" to other politicians that defending the right to keep and bear arms is a priority with voters.

He said the Dingell-Rivers race proves that "the gun control mantra has lost its appeal except to a minority of vocal extremists outside America's mainstream. It doesn't even appeal to voters in key Democrat strongholds, like Michigan's 15<sup>th</sup> District."

Waldron emphasized that, "gun rights is a winning issue, while gun control is a loser. The pundits may scramble to find lots of reasons why Lynn Rivers lost, but clearly it was her anti-gun message that made the significant difference."

## CCRKBA HAILS LOUISIANA GOVERNOR

CCRKBA has hailed Louisiana Gov. Mike Foster for suggesting that women consider getting concealed pistol licenses and arm themselves as one option against a serial killer in Baton Rouge.

"Governor Foster's advice is entirely appropriate under the circumstances," said CCRKBA Executive Director Joe Waldron. "At least three women have been murdered, and the killer is still out there. The governor's suggestion that women consider arming themselves as one defensive option is significant."

"Far too often," Waldron continued, "we've seen so-called 'experts' suggest that women carry whistles, or jab someone with their car keys, or

simply cooperate with their attacker. They invariably advise against using a firearm. That kind of politically correct fuzzy thinking has no place in Baton Rouge, or anywhere else killers prey on innocent citizens, especially women."

Waldron noted that there have been nearly three-dozen unsolved murder cases involving Baton Rouge women during the past 10 years. As of this writing, police are working with the FBI to determine whether any of those crimes are linked to the recent murders of Pam Kinamore, Gina Green and Charlotte Pace.

"Louisiana has stringent requirements for getting a permit," Waldron noted. "Even so, gun safety courses

are currently jammed, and no doubt public concern about this killer is largely responsible. Rather than preaching claptrap to his constituents, Mike Foster has again demonstrated he is a serious public servant willing to take a leadership role in the safety of his fellow citizens."

"We encourage concerned women in Baton Rouge to follow Mike Foster's advice," Waldron said. "The governor's best advice was to remind the women they have a right to get a gun permit, and learn how to use a firearm. When a killer is on the loose, people have every right to take whatever measure is necessary to defend themselves. For women, especially, this is a matter of choice."



# GOTTLIEB BLASTS FBI GUN LOSS

The U.S. Justice Department's own admission that the FBI lost track of an estimated 775 firearms during a period of just over two years is giving CCRKBA more ammunition to attack gun control efforts.

"How can you expect the federal government to control illegal guns when it can't even keep track of its own firearms?" asked CCRKBA Chairman Alan M. Gottlieb.

In early August, according to Jim Burns, senior staff writer for the Cybercast News Service (CNSNews.com), Justice Department Inspector General Glenn Fine issued a report, detailing the FBI's misplacing of the guns as well as 400 laptop computers between October 1999 and January of this year. Fine also reported that the Immigration and Naturalization Service (INS) lost more than 200 weapons during the same period.

"For years," Gottlieb said, "members of Congress and anti-gunners in the federal bureaucracy have been dreaming up laws and regulations to take guns away from law-abiding Americans. Now it turns out they should have been devoting some of that energy to keeping track of their

own guns."

Gottlieb said that, "until Congress and the federal bureaucracy can clean up their own mess, they should stop treating citizens like criminals."

In July, Attorney General John Ashcroft directed Fine to find out how the weapons were lost and to come up with a way to make sure it didn't happen again. In releasing the August report, Fine said a few of the FBI's 775 missing weapons were recovered after being used in armed robberies.

The report also said New Orleans police found one of the missing guns in a murder victim's pocket. It had been stolen from an FBI agent's home. Police in Atlanta recovered a stolen Drug Enforcement Administration weapon during a narcotics search at a suspect's residence and police in Philadelphia and Tampa recovered INS weapons that were used to commit armed robberies.

According to CNSNews.com, the FBI would not comment on the matter and referred calls to the Justice Department. The department did not return phone calls seeking further comment.

According to a statement issued by Ashcroft, "the FBI is one agency that has already taken important steps to rectify accounting systems for weapons and laptop computers. Through the FBI's new Security Division, there will be rigorous enforcement of accounting for property and individual responsibility for lost property."

"I am also directing all of the department's component agencies to take specific steps to ensure weapons and computers do not fall into the wrong hands," Ashcroft stated.

"This revelation is a warning sign that it's time common sense returned to government," Gottlieb stated. "Maybe anti-gunners on Capitol Hill should redirect their attention to keep the government's guns off the street, instead of working overtime to take guns out of the hands of honest citizens."

Fine suggested in his report that the Justice Department impose deadlines for reporting missing equipment or weapons by conducting an annual check of weapons inventories.

## CITIZEN ACTION PROJECT

Congress is busy wrapping up its remaining chore for the year: passing the appropriations bills that keep our government running. As soon as those bills are delivered to the President, they'll be off to their home districts to campaign for your vote on Election Day, Tuesday, Nov. 5.

This is a time when YOU can make a difference. If your elected officials are pro-gun, call their campaign office and volunteer some of your time to help return them to office. If your elected officials are NOT pro-gun, consider spending a few hours or days helping their opponent!

Most political campaigns have a volunteer coordinator who would love to receive your call. He or she will have just the right job for you. Flexibility is the keynote of an effective volunteer coordinator! The tasks may seem menial, but they're vitally important to the success of a campaign.

Volunteering a little of your time to a candidate has a long-term benefit as well. In addition to helping elect a public official, you'll probably have a chance to meet the candidate. Six months or a year from now, when you write to the legislator to ask their support for or opposition to a bill, remind them that you were part of their campaign staff.

# CCRKBA AWARD GOES TO TAMMY PORTER

An armed citizen who became a hero when she tried to intervene in the brutal slaying of a King County, WA sheriff's deputy has received the CCRKBA Gun Rights Defender of the Month Award for September.

Tammy Porter of Richland, WA was nominated for the honor by Dave Workman, CCRKBA Communications Director. He said her heroic behavior with a firearm during the tragic occurrence in June well qualifies her for the award.

The occurrence took place in Newcastle, a suburban community just south of Bellevue and east of Seattle one weekend in June while Tammy was visiting there. Workman, himself a Seattle-area resident, reported the incident in *Gun Week*, where he is senior editor.

Deputy Richard Herzog City of Newcastle was on duty in Newcastle, "when he encountered Ronald Keith Matthews, Sr., stark naked, crazed from smoking crack cocaine, out of prison just 11 days for having assaulted a female Bellevue police officer, and looking for trouble," Workman wrote. "He attacked Herzog, who tried to subdue him with pepper spray, but Matthews grappled with the cop, causing his holstered Glock .40-caliber pistol to fall to the ground.

"Matthews is alleged to have grabbed the gun and its dislodged magazine, reinsert the magazine and start firing, 16 shots in all, hitting Herzog in the leg and then, after the officer had stumbled, walking up and coldly, methodically pumping four rounds into the back of his head."

This happened just yards away from Tammy's car, as she and a friend were returning from a community parade in Seattle. She witnessed the

entire incident. As things deteriorated, Porter went to her car trunk and pulled out a .40-caliber Browning Hi-Power in what Workman characterized as "a sadly unsuccessful effort to assist the fallen cop."

Herzog had approached Matthews who was behaving in a wildly disruptive manner.

"Next thing I know," Porter said, "this guy (Matthews) pounces on him (Herzog) and they were both fighting for the gun. He (Matthews) was trying to slap the gun out of the holster, hitting the butt of the gun. His agenda was very clear. He wanted that gun."

By that time, Porter had gotten her gun out of her car trunk. "When I looked up," she said, "I was probably two car lengths away when the shooting first started. He (Matthews) was hot on the officer's tail. I could see the fear in Herzog's eyes. Matthews was shooting into his bullet proof vest several times."

Porter ran up from where she was parked and topped a small rise just as Herzog fell, noted Workman, "hoping to either hand him her pistol, or to intervene. She instead saw the fatal shots fired. But, from her position, she did not have a clear shot. At one point, several onlookers were in the background. A second later, an apartment building was behind her, and she feared that a possible miss might send a bullet through the wall of the building..."

"Instead of chasing the killer, Porter went to see if she could help the downed cop. She grabbed his portable radio, and told the dispatcher that shots had been fired and an officer was down and needed assistance. Porter knew almost immediately that

for Herzog, help would be futile."

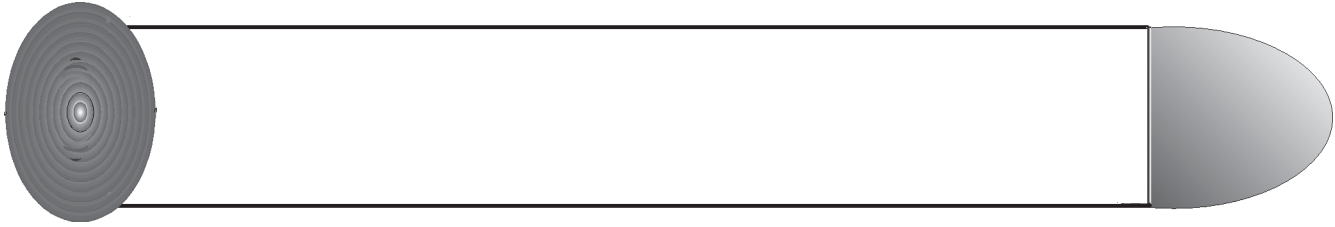
Porter and several other witnesses stood around Herzog to protect the body and the crime scene.

Porter told Point Blank that she thought her armed presence at that moment prevented Matthews from doing more harm to other people. She also said it was most unfortunate that no one other than herself, an out of town resident, had been armed at the time and been able to prevent Matthews from murdering Herzog.

"It's pretty sad when an outsider has to do this," she said. "People need to educate themselves and stop being so ignorant. If we were to take the time to educate our children about guns, we wouldn't have the gun violence we have in our schools." She said also that if more private citizens would arm themselves, there would not have to be a funeral for a dead police officer, "the next time."

Porter told *Point Blank* that she will be called as a witness in Matthews' murder trial early next year.

Tammy was born in in the Tri-Cities area of Eastern Washington's Franklin County. She graduated from Burbank, WA High School in 1991 and worked weekends while in high school as an IBP security guard. She later worked in a pet store for several years, and now trains. She and her husband, William, who has been a gunsmith for 30 years, are the parents of a son, also named William, who is four years old.



Nationally-syndicated columnist Jay Ambrose, director of Editorial Policy for Scripps Howard Newspapers, commented recently on the Capitol Hill drive by Sens. John McCain of Arizona and Joe Lieberman of Connecticut and others to impose severe restrictions on gun shows. "Operators of the shows would be required to register all vendors, even those selling books," wrote Ambrose. "If a couple of friends walked in as prospective customers and made a deal that maybe they would consummate later and outside the facility, they would be vendors under the law. Because operators would face tough consequences if they did not comply with the letter of the law, they might well end up registering all customers."

In a successful effort guided largely by CCRKBA, California gun owners have successfully derided an outrageous attempt to tax every bullet and cartridge sold in the Golden State. A measure that would have placed the proposed tax on November's ballot as a constitutional amendment was stopped in committee early last month in Sacramento. "We're delighted that the measure died in committee," CCRKBA Chairman Alan M. Gottlieb said. "This proposal, sponsored by State Sen. Dan Perata, was a vicious assault on gun owners, and would have amounted to a tax on a constitutional right. Golden State gun owners stopped a bad idea from becoming bad law."

In Exeter, New Hampshire, SIG Arms, Inc., unable to account for the whereabouts of every firearm in its

records, sent a letter last month to current and former employees offering amnesty for the return of firearms that might have been "improperly removed" from the facilities. SIG Arms Chairman and CEO Herbert Rudolf wrote that the corporation conducted an audit to "properly account for every firearm logged in to the company's records. Unfortunately, our investigation has revealed that a number of firearms have been improperly removed from the company's facilities without proper documentation or the company's authorization."

In Alaska, a gubernatorial candidate took a campaign break to shop for a smaller handgun. Complaining that her .44-caliber Magnum revolver does not fit into her purse, Lt. Gov. Fran Ulmer, a Democrat, said she received a permit to carry a

concealed handgun in July and she wanted a "small, light handgun" that she could carry while campaigning. If she wins her party's nomination, she could face pro-gun rights U.S. Sen. Frank H. Murkowski, who some observers say is expected to win the Republican nomination.

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