



NEW SOLIDARITY International Press Service

P O. Box 1972, G.P.O.
New York, New York 10001
Editorial (212)279-5950
Customer Service (212)564-8629

PRESIDENTIAL STATEMENT NEWS BULLETIN NO. 30

LEVI, BURGER IN STATE OF INSURRECTION AGAINST U.S. CONSTITUTION

NEW YORK, FEB. 16 (IPS)-- U.S. LABOR PARTY PRESIDENTIAL CANDIDATE LYNDON LAROUCHE RELEASED THE FOLLOWING STATEMENT TODAY.

"BY THEIR VICIOUS AND DEADLY ATTACKS ON THE RIGHTS AND GUARANTEES OF THE U.S. CONSTITUTION AT THE AMERICAN BAR ASSOCIATION CONVENTION OVER THIS LAST WEEKEND, ATTORNEY GENERAL EDWARD LEVI AND CHIEF JUSTICE WARREN BURGER HAVE DECALRED THEMSELVES TO BE IN A STATE OF CRIMINAL INSURRECTION AGAINST THE CONSTITUTIONAL GOVERNMENT IN THE UNITED STATES.

"LEVI PRESENTS ELABORATE ARGUMENTS AND RATIONALIZATIONS AS TO WHY THE CONSTITUTION IS ILL-CONCEIVED AND OBSOLETE; BURGER ARGUES THAT CITIZENS HAVE FAR TOO MANY OPPORTUNITIES TO SEEK REMEDIES FROM THE FEDERAL COURT. BOTH ARE ANNOUNCING THAT THEY INTEND TO SEE CIVIL LIBERTIES AND DUE PROCESS DESTROYED IN THE PERIOD IMMEDIATELY AHEAD; IT IS PROVEN BY THE ESCALATED HARASSMENT AGAINST LABOR PARTY ORGANIZING AND ELECTION CAMPAIGNS.

"IF THESE TWO MEN AND OTHER INSURRECTIONARIES ARE NOT BROUGHT DOWN AND REMOVED FROM THE GOVERNMENT, THIS COUNTRY WILL FACE A BONA-PARTIST-TYPE POLICE-STATE DICTATORSHIP WITHIN MONTHS. THIS IS THE CLEAR MEANING OF THE SPEECHES MADE BEFORE THE AMERICAN BAR ASSOCIATION, AS WELL AS CONCURRENT MOVES WITHIN THE U.S. CONGRESS PORTENDING THE ADOPTION OF S-1 MEASURES AND AN OFFICIAL SECRETS ACT. THE CHURCH COMMITTEE'S COVERUP OF LEVI'S DOMESTIC TERRORISM AND DIRTY TRICKS APPARATUS SIMPLY ROUNDS OUT THE PICTURE.

"IN HIS DESPERATION TO DISCREDIT THE CONSTITUTION, LEVI RESORTS TO A SMEAR JOB WHICH REEKS OF PURE FASCIST IDEOLOGY. THE U.S. CONSTITUTION CAME OUT OF A PERIOD WHEN THERE WAS BELIEF IN REASON AND IN THE IDEA OF PROGRESS, LEVI WARNS, BUT NOW THAT PROGRESS HAS COME TO AN END AND CYNICISM HAS REPLACED A BELIEF IN THE PERFECTIBILITY OF HUMAN NATURE, THE CONSTITUTION SHOULD BE JUNKED AS INAPPROPRIATE TO THE MODERN AGE. LEVI'S ARGUMENTS EXPRESS THE EXPLICIT WORLD-VIEW OF FASCISM, WHOSE NECESSARY END PRODUCT IS MASS GENOCIDE AND THE CONCENTRATION CAMPS OF AUSCHWITZ.

"BURGER'S ARGUMENTS ARE MUCH SIMPLER AND TO-THE-POINT: IT IS TOO EASY FOR CITIZENS TO GET INTO THE COURTS. TO REMEDY THIS SITUATION, BURGER PROPOSES A NUMBER OF CHANGES. FIRST, TO END FEDERAL COURT

(MORE)

JURISDICTION OVER "DIVERSITY" CASES, CASES INVOLVING DISPUTES BETWEEN CITIZENS IN DIFFERENT STATES, WHICH WOULD KNOCK A FULL ONE-FOURTH OF THE CURRENT FEDERAL CIVIL CASES OUT OF FEDERAL COURTS. SECOND, TO END DIRECT APPEALS TO THE SUPREME COURT FROM THREE-JUDGE PANELS IN FEDERAL DISTRICT COURTS; THREE-JUDGE PANELS DECIDE ON CHALLENGES TO THE CONSTITUTIONALITY OF EXISTING LAWS OR PRACTICES AND APPEALS FROM THEM BY-PASS THE CIRCUIT COURTS OF APPEALS. THIRD, BURGER PROPOSES THE CREATION OF A NATIONAL COURT OF APPEALS WHICH WOULD FURTHER BLOCK ACCESS TO THE SUPREME COURT. FOURTH, BURGER ADVOCATES THE CREATION OF ADDITIONAL JUDGESHIPS WHICH WOULD ENABLE DISTRICT FEDERAL COURTS TO BE PACKED THE SAME WAY NIXON AND FORD HAVE PACKED THE SUPREME COURT WITH JUDGES WHO ARE TEARING UP THE CONSTITUTION.

CHIEF TARGET: THE LABOR PARTY

"THE DESTRUCTION OF CONSTITUTIONAL GOVERNMENT AND DUE PROCESS HAS ONE OBJECTIVE: TO ENFORCE BRUTAL AUSTERITY POLICIES AND TO ATTEMPT TO STOP THE ONLY ORGANIZED OPPOSITION TO THOSE POLICIES IN THE U.S. TODAY: THE U.S. LABOR PARTY.

"THERE ARE TWO FORCES IN BATTLE IN THE U.S. TODAY: THE U.S. LABOR PARTY FIGHTING TO PRESERVE CIVIL LIBERTIES AS THE NECESSARY CONDITION FOR THE WORKING CLASS'S ABILITY TO FIGHT FOR FULL EMPLOYMENT AND WORLD ECONOMIC DEVELOPMENT, AND THE WOULD-BE POLICE-STATE DICTATORS WHO ARE CONDUCTING THE MOST MASSIVE CAMPAIGN OF TERROR AND HARASSMENT AGAINST THE LABOR PARTY THAT HAS BEEN CONDUCTED AGAINST ANY POLITICAL FORCE SINCE THE 1920'S. THIS HARASSMENT HAS AGAIN ESCALATED OVER THE PAST WEEKEND COINCIDENT WITH LEVI AND BURGER'S SPEECHES, WITH NEW ASSAULTS, RAPE ATTEMPTS, AND WITH USLP CANDIDATE FOR U.S. SENATE, ALAN OGDEN, REMAINING IN JAIL IN RICHMOND, VIRGINIA ON TOTALLY ILLEGAL AND UNCONSTITUTIONAL CHARGES.

"PROVING HIS CONTEMPT FOR THE U.S. CONSTITUTION, LEVI IS CONTINUING TO APPLY THE NOTORIOUS SMITH ACT AND MCCARREN ACT TO LABOR PARTY MEMBERS, IN SPITE OF THE FACT THAT THESE ACTS WERE DECLARED UNCONSTITUTIONAL LONG AGO BY AN EARLIER SUPREME COURT. THE SMITH ACT CONTINUES TO BE THE FBI'S JUSTIFICATION FOR HARASSING LABOR PARTY MEMBERS AND SUPPORTERS, WHILE THE MCCARREN ACT PROVISIONS ARE BEING APPLIED BY THE JUSTICE DEPARTMENT TO LABOR PARTY MEMBERS SEEKING PERMANENT RESIDENT STATUS IN THE UNITED STATES.

"THE LABOR PARTY WILL BE CHALLENGING THESE UNCONSTITUTIONAL ACTIONS OF LEVI'S JUSTICE DEPARTMENT IN FEDERAL COURTS OVER THE NEXT TWO WEEKS. BUT TO INSURE THAT THE RIGHT OF SEEKING REDRESS FROM THE COURTS REMAINS, AND THAT CIVIL LIBERTIES ARE NOT DESTROYED, THE U.S. WORKING CLASS MUST CONDUCT A DETERMINED BATTLE FROM THIS POINT FORWARD TO SEE THAT THE LEVI-BURGER INSURRECTION IS CRUSHED BEFORE THEY SUCCEED IN IMPOSING NAZI DICTATORIAL JUSTICE ON THE U.S. POPULATION."