

Libertarian Lifeline



The Jeopardy answer is;
"This politician adopted his name from a Southern California Surfing Community."
 (The question is inside)

Inside this issue:

Notes from the Chair	2
E Pluribus Unum	3
Anti-nudity Law on Trial	4
Because we trust you ...	4
Damn, I hate when that happens ...	5
Did you know that ...	5
Steve and Michele Kubby's Childbirth	6
Why did I get this? I'm not a member.	7
Calendar / Application	7



Fred Foldvary for Congress Dist. 9

Fred E. Foldvary received his B.A. in economics from the University of California at Berkeley. His M.A. and Ph.D. in economics were earned from George Mason University when he studied with **James Buchanan** (Nobel-prize winner for his work on public choice) and studied Austrian economics with the Center for the Study of Market Processes. He has taught economics at the Latvian University of Agriculture, Virginia Tech, John F. Kennedy University (Walnut Creek, Ca.), the University of San Francisco, and the University of California at Berkeley Extension. Currently teaching at Santa Clara University he is also on the faculty of John F. Kennedy University and California State University at Hayward. **Fred** got involved with the libertarian movement during the early 1980s and was chair of the EBLP shortly thereafter. He says; *"I have always been a libertarian."* **Foldvary** is the author of *The Soul of Liberty* (for sale at Laissez Faire) and *Public Goods and Private Communities*, and has ed-



(Continued on page 6)

EBLP Officer Election January 18th will be held in Oakland

EBLP member, **Walter Springer**, offered us a huge hall (possibly with off-street parking) for a very reasonable rate. **Walt** is the President of

"Fellowship of Humanity" located at: 390 27th St. corner of Broadway.

This is a more centrally located meeting place with good freeway access and could become our permanent home. We hope that both our Alameda and Co. Co. County members will find this more convenient and will attend. Beverages available.

January 18 @ 7:15 PM we will be electing the EBLP officers who will guide us through what will surely be an exciting election year.

All politics are local. This is your home.

This is your Party. How do you want the EBLP to grow?

Come to (and help build) The Party!

Notes from the Chair...

Welcome to Y2K. We have had a fantastic year. As with all pre-election years we have seen more activists and had more going on than in off-election years. But this year has been the most fruitful I have seen this decade.

In 1992 the Andre Marrou campaign for President generated interest inside and outside the Party. Just at one event we raised over \$3,000 for his campaign. We were prepared and persistent. Andre appeared on the front page of the local paper 3 times during his campaign. This was a first for us and for any LP County Party Affiliate as far as I can tell. The campaign and the State and National Parties were impressed by our success.

In 1996 Harry Browne's campaign gathered more activists and used the emerging power of the Internet to foster interest and activism for the Libertarian Party. As a party we moved mountains of conservative talk show hosts and listeners a step closer to liberty. With the Internet a hotbed of libertarian thought and talk radio gobbling up our ideas, we are ready to move into the next century.

Here we come world. Never in the history of this county have we had such a welcome for our candidates as they have been out gathering signatures to get on the ballot. Almost everywhere the signature gathers went we received offers of money. Long time members were writing checks and handing them to the candidates and their helpers. Newly active people have insisted on donating

(Continued on page 6 Notes from the Chair)

**When your daily activities are in harmony with your long term goals,
then you can lay claim to inner peace.**

(Submitted by Scott Camanaros)

LIBERTARIAN LIFELINE

Copyright © 1999 by The Libertarian Party of California

**East Bay Region 20993 Foothill Blvd., PMB 318
Hayward, CA 94541-1511**

Articles, except copyrighted articles, may be reproduced with credit. All submissions for publication accepted under these terms. Opinions are those of the signed authors or if unsigned, of the Editor Q:-)>

News and Events Deadline: 15th of the month!

Send to: Scott A. Wilson Q:-)>

1647 Willow Pass Rd. PMB 187 Concord, CA 94520-2611

Submit on paper, diskette or E-Mail: FixitMgr@Flash.Net

East Bay Party Line: (510) 531-0760

Home on the Web: www.busthead.com/eastbaylp/

Editor: Scott A. Wilson Q:-)>

Printed by: East Bay LP

Chair: Marion McEwen

Vice-Chair Alameda County: James Cantwell

Vice-Chair Co. Co. County: Scott A. Wilson Q:-)>

Executive Committee Rep.: Terry Floyd

Treasurer: John Taylor

Secretary: Linnea Nygren

E Pluribus Unum

The New Colossus Not like the brazen giant of Greek fame, with conquering limbs astride from land to land; Here at our sea-washed, sunset gates shall stand a mighty woman with a torch whose flame is imprisoned lightning, and her name Mother of Exiles. From her beacon-hand glows world-wide welcome; her mild eyes command the air-bridged harbor that twin cities frame. "Keep ancient lands your storied pomp!" cries she with silent lips. "Give me your tired, your poor, Your huddled masses yearning to breathe free, The wretched refuse of your teeming shore. Send these, the homeless, tempest-tost to me, I lift my lamp beside the golden door!"

Emma Lazarus (1849-1887)

Europeans have never liked each other. For centuries Irish fought the Brits who fought the Spanish who fought the Portuguese who fought the Germans. They all dumped on Africans and Mid & Far Easterners. But their own governments persecuted some individuals in all these places. These individuals fled their homeland to find freedom in America. When they got here though, they found all their old enemies but set aside their differences to form a new country.

"Out of many, one."

The Libertarian Party is like that. Our **Party** was formed by Small Business Owners, Pot-heads, Gun nuts, Objectivists, Hookers & Gays, Tax Protesters, Intellectuals, non-violent Anarchists and Free-thinking Individuals. Each have their own idea of what liberty means but individually they are weak in fighting for their freedom. Together we are strong. **The essence of liberty is to give it to those that you don't agree with.**

Until a couple of years ago the LP was divided too. National LP; State LP; Regional or Local LP; and yes even International LP. The Libertarian Party is a worldwide Movement and **YOU ARE A PART OF IT!** Old habits die hard. There is still disagreement between Regions, State and National as to what is "the best" way to promote Liberty but on one thing we can all agree. If we are to be effective we must work together.

E Pluribus Unum

Out of Many (individuals, groups, regions, states and countries),

ONE PARTY for Liberty.

Come to The Party.

Q:-)>



**"I argue very well. Ask any of my remaining friends.
I can win an argument on any topic, against any opponent.
People know this, and steer clear of me at parties.
Often, as a sign of their great respect, they don't even invite me."
Comedian and Libertarian Dave Barry**

Berkeley's Anti-nudity Law on Trial

by Fred Foldvary

In 1993, the City of Berkeley passed an ordinance (13.32) making it illegal to be nude on both government and private property. Members of the X-plicit Players, who have been performing nude in People's Park and other places in Berkeley, were tried for violating the law, resulting in a hung jury and no conviction. In 1998, the City of Berkeley amended the law to make it enforceable by a judge, without a jury, with a fine up to \$400. The police have cited members of the Players twice for public nudity.

The trials for the post-1998 citations have taken place since September 1999. Debbie Moore and Marty Kent have argued that nudity is part of their message and the US First Amendment. The city attorney argued that free expression is irrelevant. The judge ruled that First Amendments could be considered.

On one of the times she was cited, Debby Moore was literally hugging a tree with her nude body. The tree was scheduled to be chopped down by the city, and she said she was communicating the vulnerability of the tree and her unity with nature.

Regarding a nude ritual in People's Park, the deputy district attorney argued that the Players could have done it in a theater. He also argued that the participants could have covered themselves sufficiently to avoid violating the law. But Moore said the setting in the park was important, and that any covering would have changed the nature of the ritual. Another purpose of the nudity was to have bodies accepted despite any defects. Handicapped persons often participate in the performances.

Nudity is an example of a victimless activity that government has turned into a crime. Like free expression, it may offend people, but it does not take away others' property. **Berkeley has compounded the problem by removing the right to a trial by jury.** This law is therefore enforced by government officials rather than by the people. This seems contrary to the constitution of California, which states that the right to a trial by jury is inviolate (Article I, Sec. 16).

The odd thing is that the X-plicit Players were invited to participate nude in the "How Berkeley Can You Be" parade this year, without any arrests. But then, we don't really expect rationality and consistency in government, do we?

Because we trust you...

FREEDOM OF EXPRESSION

While we do not advocate the desecration of the national or state flag, we oppose any laws prohibiting the desecration of any flag and we oppose any constitutional amendment giving federal, state or local government the power to enact such laws. However we do support the property rights of flag owners.

The United States Supreme Court has held that each community has the power to censor distribution of materials considered to be obscene according to "community standards." We hold that obscenity is a matter of individual taste and that government should not prohibit anything merely because some people are offended by it.

We support the repeal of all laws restricting or controlling the rights of adults to make, distribute, possess or view sexually explicit motion pictures, publications or other materials. We also support the repeal of all laws prohibiting the electronic receipt of such materials.

We deplore the practice of government invasion of newsrooms, or the premises of any other non-suspect third parties, such as lawyers, doctors and psychiatrists, in the name of law enforcement.

We condemn court orders prohibiting press and electronic media coverage of criminal proceedings. In addition, the media should not be prohibited from communicating with prisoners, without due process.

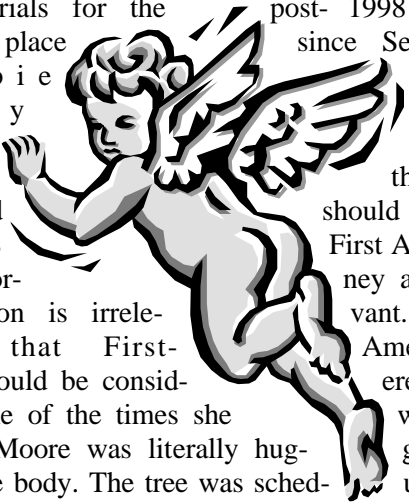
We support the complete deregulation of television, radio, cable, the Internet and all other forms of communication.

Since we favor application of the First Amendment to public entities, while upholding the right of private enterprises to make their own rules governing their own property, we oppose the enactment -- at colleges and universities that are primarily tax-funded -- of speech codes that ban language that is deemed offensive.

Government proposals to finance and control political campaigns are an encroachment upon freedom of expression. These proposals limit financial support of campaigns for candidates or issues, and thus restrict the individual's ability to disseminate his or her views.

We oppose any government action that permits political activities in violation of private property rights, such as the circulation of petitions in private shopping malls against the wishes of the owners.

LP Platform



Damn, I hate when that happens or why Gerrymandering sucks !

Please excuse my earthy tone but I'm angry; at myself, at <www.calvoter.org> and at the politicians who drew up the district lines last time.

Let me explain. Sunday night 12/5 I received an E-Mail saying that LP National had offered to pay the "in-lieu of signatures fee" (approx. \$1,400) for Congressional Dist. 10, if we could recruit a candidate and gather the 40 nominating signatures from registered Libertarians by Friday. **Wayne Nygren** accepted the candidacy and paid the fee Monday morning to get the nominating petitions. **Frank Manske**, running for Assy. Dist. 10, also needed 20 more "in-lieu of signatures" to avoid paying a filing fee and these districts overlap in some parts of Contra Costa. To maximize productivity (most of our volunteers have day jobs) we targeted the overlapping cities and LP Members instead of just registered libertarians. Volunteers went out several nights, driving from house to house, gathering the necessary autographs. By Thursday night **Wayne** had 53 signatures. More than enough. Whew!

When **Wayne** went to file his nomination at the Election Commission, 19 were rejected for being "Out-of District." We didn't make it. Bummer. Q:-(>

What happened? The District maps provided by <www.calvoter.org> don't have the borders listed by street name, only by town. The Gerrymandered Districts split towns and even neighborhoods in pieces and many of our signatures were from the wrong side of the street. DAMN!

As Vice-Chair for Co. Co. County I should have known that. To **Wayne**, to National and State LP and especially to the volunteers who gave up their evenings I am truly sorry. It won't happen again. Live and learn.

On a "it can happen to the best? (worst) of us" note, the Chronicle reported Dec. 14th *"Former Oakland Mayor Elihu Harris' bid to return to the Assembly ran into serious trouble yesterday when election officials said he failed to collect enough supporters' signatures to get his name on the March ballot. The Oakland Democrat came up six signatures short to qualify as a candidate, according to Alameda County Registrar Brad Clark. The registrar said that state law requires 40 valid signatures and that he has no option but to forward Harris' nomination papers to the secretary of state as insufficient."*

Richard Armstrong (LP) no longer fights an incum-

DID YOU KNOW THAT...

the gun manufacturer "**GLOCK**" will test fire and accumulate a "ballistics database" on all of their weapons before sale. This information will be accessible to the police.

(Channel 7 News)

at an Australian luncheon last month, Fox Network TV's "Judge" Judy Sheindlin expressed her views on the subject of syringe exchange, which she called a liberal indulgence. "Give 'em dirty needles and let 'em die."

(<www.drcnet.org>)

activist **Jim Rosenfield**, passed away Friday, December 17th., of a heart attack. Jim was an relentless media hound; involved with, and founding many political organizations and media watch groups including, Media Awareness Project (MAP), She Who Remembers, Cannabis Freedom Fund (PAC), ACLU, DRCnet, NORML, November Coalition, Americam Medical Marijuana Association (AMMA) and others. **Jim** leaves behind his wife **Victoria**; two young children, Ariel and Richard; and his buddy, "Stash" the dog.

(AMMA-Talk-on@list.kubby.com)

"..it does not require a majority to prevail, but rather an irate, tireless minority keen to set brush fires in people's minds.."

(Samuel Adams)

the correct Jeopardy question is;
"**Who is Governor Jessie Ventura?**"

(Page 1)

the Equal Employment Opportunity Commission has announced that if a company fires an illegal immigrant because of "discrimination" the employer will be forced to rehire him – even though knowingly hiring illegal immigrants is a crime punishable by up to 5 years in prison.

(LP News)

the Census Bureau's annual report claims 35 million are "living in poverty." (13% of the population) By their own report the typically poor have a car, air conditioning, microwave, stereo, color TV & VCR, a place to live and enough to eat.

(National Review)

Q:->

(Continued from page 1 Foldvary)

ited *Beyond Neoclassical Economics*. His *Dictionary of Free Market Economics* was published in 1998. **Fred's** areas of research include public finance, governance, the economics of transition, ethical philosophy, and land economics. He is also the coordinator of the Geo-Economics Society, which studies land tenure, tax reform, and social justice. He ran for State Assembly as the Libertarian candidate in the mid 1980s. He writes a weekly column for the website: <<http://www.progress.org>>

December 18th **Fred** presented a speech at the monthly *Free Exchange Forum* in San Francisco.

<<http://www.homestead.com/FreeExchange>>

The following is a summary but you can read the entire speech at:

<<http://www.geocities.com/ffoldvary/nrn.html>>

Natural Rights and Natural Resources

Professor **Fred Foldvary** discussed the pragmatic versus the moral ways of justifying and promoting libertarianism, and showed how a universal ethic is derived from human nature. Explaining, "*The universal ethic gives meaning to liberty and natural rights.*" He then applied the universal ethic to property rights, showing how self-ownership creates a right to one's labor and the products of nature. Self-ownership does not extend to land, but individual rights of possession are justified in order to use natural resources. The ideal way to finance community services is from rent, just as is done by private enterprise, i.e. hotels, shopping centers, and condominiums.

For more info visit his website at:

<http://www.geocities.com/ffoldvary/>

Just in time for a tax deduction

Steve and Michele Kubby's Natural Childbirth

Upholding a family tradition, **Steve Kubby** delivered **Crystal Kubby**, a 7 pound 10 ounce girl at South Coast Medical Center, Laguna Beach, California. Baby **Crystal** was born without a cry at 4:25 PM on Dec. 11, 1999.

Mother **Michele** credits her diet of hemp oil with the short 1 1/2 hour labor.

The birth was attended by **Brooke**, age 3 1/2, grandfather **Cal** and **Michele's** labor coach, **Tanya**. A physician was present as backup. No drugs or medications other than oxygen were used. **Steve** also delivered his other two children, **Brooke** and **Sky**.

THE AMERICAN MEDICAL MARIJUANA ASSOCIATION (AMMA)

Web site: <http://www.kubby.com/AMMA.html>



Mother, Big Sister and our newest Libertarian

(Continued from page 2 Notes From The Chair)









to **The Party** and to the individual candidates. We haven't said "no" to anyone. Imagine a world where Libertarians have the capital to fund hard-hitting campaigns. Welcome to the Y2K campaign season. The Libertarians have arrived and we mean to win. This year, this century are ours.

Welcome to Y2K. Welcome to **our Party**. Step up to the table, it's loaded with good things for us. Like Thanksgiving, Christmas and New Year's all rolled into one this century is ours. Join us. Come to the Party. We are going to have a terrific year.

Toward liberty,
Marion

January 2000

"The Democrats worst fear is that somebody's making money and the Republicans worst fear is that somebody's having fun. Maybe that is why they don't like us because we like to do both!" Q:-> Bumper Hornberger 1996

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12 	13	14	15 
16 	17	18 	19 	20	21	22 
23	24 	25	26 	27	28	29

Why did I get this? I'm not a member.

Recently you registered as/or requested information about the Libertarian Party. You will receive three free issues of the East Bay LP's newsletter so that you can see what your friends and neighbors are doing to reclaim the values we all cherish. We hope you will join us in the never ending fight for LIBERTY and JUSTICE for ALL!

Coming up ...



2 February @ 6:00 PM The Independent Policy Forum presents **Saving the Environment from the Government** Peter Huber, Senior Fellow, Manhattan Institute Author, *Hard Green*



19 February @ 6:30 PM Free Exchange Potluck/Social 8:00 PM SF. Speaker Lois Allen on: **"The Future of Money"** \$10.00



18-21 February 2000 California LP Convention Location: Doubletree Hotel San Diego-Mission Valley, San Diego, California Info: Juan Ros 818-506-0200 <director@ca.lp.org>
30 June - 3 July 2000 Libertarian Party Presidential Nominating Convention Location: Anaheim, California Info: 202-333-0008 x227 <http://www.lp.org/conv/2000/>



548-2154.

'Schedule of Events' is subject to change.

Please call to confirm date and time.

Cal Berkeley's **Liberty Alliance** meetings are every other Wednesday at 7:00 PM in 262 Dwinelle Hall. Info **Mark Goodman** at 510-



15 January @ 6:30 PM Free Exchange Potluck/Social 8:00 PM Speaker Charles Baird on **The Folly of Economic Democracy** Admission \$10 Opera Plaza Homeowners Community Room Mezzanine (take elevator in front of theater) 601 Van Ness Avenue, San Francisco info **Jeanie Kennedy** (415) 970-0400 or <www.homestead.com/FreeExchange>



16 January @ 11:00 AM Operation Politically Homeless Sun Valley Mall, Concord or another location. Volunteers needed. **Come to the Party!** Info **Scott Wilson Q:->** (925) 687-

0460



18 January @ 7:15 PM EBLP Regional Meeting is moving to the **"Fellowship of Humanity"** hall located at: **390 27th St. corner of Broadway Oakland. EBLP Officer elections this month!** Info **Scott Wilson Q:->** (925) 687-0460



19 January @ 6:00 PM The Independent Policy Forum presents **FREEDOM, TERROR, AND FALSEHOODS: Lessons from the Twentieth Century** by **Robert A Conquest** Senior Research Fellow, Hoover Institution, Stanford University. Author, *Reflections on a Ravaged Century* Call 510-632-1366 or 800-927-8733 to reserve seats; \$30.00 admission includes one free autographed copy of *Reflections on a Ravaged Century*. Admission without book is \$7 per person, or \$6 for Independent Institute Associate Members.



22 January @ 12:00 Noon Folding Party, Regional Exec Com Meeting and Candidate workshop McEwen/Nygren home is at: 24828 Canyon View Court, Hayward Info **Marion McEwen** (510) 889-9216



24 January @ 7:30 PM the **Oakland/Berkeley LP** meet at The Albatross Pub 1822 San Pablo Ave. Berkeley Info **Jim Cantwell** (510) 655-901



MEMBERSHIP APPLICATION

(For those joining the LP as a voting member)

I hereby certify that I do not believe in nor advocate the initiation of force as a means of achieving social or political goals.

Signature: _____ Date: _____
(Required)

Name: _____

Address: _____

City, State & ZIP+4: _____

(Optional)

Phone: _____ FAX: _____

E-Mail: _____

Libertarian Party Of California
20993 Foothill Blvd., PMB 318
Hayward, CA 94541

- ☐ Basic LP Membership
(includes *LPC Monthly*,
LP NEWS + Lifeline) \$25
- ☐ Subscription only to
Libertarian Lifeline \$10
- ☐ Donation (Thank you!)

Please make checks payable to:
Libertarian Party of California

☐ Renewal ☐ New Member

JANUARY 2000

VOLUME 22 NO 1

Libertarian Party of California
20993 Foothill Blvd., PMB 318
Hayward, CA 94541-1511

Address Service Requested

Non-Profit Organization

U.S. Postage Paid
Oakland, CA
Permit No. 34



When they are Bond Measures on this coming Primary Ballot in March.

Bonds are NOT free money. They are

debt and mortgage our future. Vote **NO** on:

Prop 12 Bond: Parks, Water and Coastal Protection Act **\$2,100,000,000**

Prop 13 Bond: Safe Drinking Water, Clean Water, Watershed Protection, And Flood Protection **\$1,970,000,000**

Prop 14 Bond: California Reading And Literacy Improvement And Public Library Construction And Renovation Bond Act Of 2000 **\$75,000,000**

Prop 15 Bond: The Hertzberg-Polanco Crime Laboratories Construction Bond Act Of 1999

\$220,000,000

Prop 16 Bond: Veterans' Homes Bond Act Of 2000 **\$50,000,000**

When does ?

12
+13
+14
+15
+16

March brings an even more insidious measure.

Prop. 26

School Facilities. Bonds. Local Majority Vote.

AKA: Tax Our Homes Initiative!

If passed, this would reduce the percentage of votes to pass a Local School Bond from our current Super-Majority (66.6% + 1) to a Simple Majority (50% +1). Since 1996, more than 63% of all local school bond measures received a two-thirds vote. Passage of the **Tax Our Homes Initiative** would substantially increase your property taxes by passing nearly all school bonds. (more than 97% of local school bond measures since 1996 would have passed). Larger tax increases will surely be proposed because it would be so much easier to pass a bond. This is the "Killer App." for

run-away government spending. If passed;

\$4,415,000,000

"KISS YOUR WALLET"

Vote Libertarian & Win a Free Country