

MEDIA RELEASE

FOR IMMEDIATE RELEASE - 8 August 2009

Date: Tue, 04 Aug 2009 10:14:12 +0100
To: Tim Toulmin <tim.toulmin@pcc.org.uk>
From: Paul Trummel <trummel@contracabal.eu>
Subject: Press Complaints Commission - BBC Complaint - 880-23-01
Cc: Ian Beales <ianbeales@mac.com>

Tim Toulmin, Director
Press Complaints Commission

This PCC complaint relates to a seven-year illegal prior restraint by Mark Thompson, Director-General, BBC on articles described in the attached position paper. I understand that BBC is a PCC member. Three requests (Thompson acknowledged all three) for reasonable discourse with an administrative executive acting for Thompson have met with repeated stonewalling. The need for discussion arose upon substantiation of alleged BBC complicity in a seven-year media blackout orchestrated by Jeremy Dear, General Secretary, National Union of Journalists.

BBC has not broadcast or published anything about the illegal jailing of the author in Seattle despite 900 supportive articles published from Moscow to Madrid. However, BBC has given wide coverage to other NUJ journalists in similar cases: Alan Johnston; Sally Murrer; Suzanne Breen; and Shiv Malik.

<http://contracabal.com>

Background Information

Judge James A Doerty, Washington Superior Court claimed that interviews by journalists with willing sources defined as harassment and that news gathering constituted illegal surveillance and stalking then jailed Paul Trummel "the Journalist", then approaching seventy years of age, without trial or legal counsel contrary to international law.

The London-born, Fleet Street indentured apprentice, military veteran, university professor, and National Union of Journalists member for many years, could not comply with the ambiguous and illegal catch-22 that Doerty used to place a prior restraint on freedom of speech. He tried to force removal of EU hosted web sites that exposed homicide and elder abuse by his Zionist keepers.

With full knowledge of the imminent jailing, Jeremy Dear, NUJ General Secretary and Claire S Kirby (then NUJ in-house solicitor) neglected to act under Vienna Convention and other international laws. They colluded to deny the Journalist solidarity and support guaranteed by Trade Union and Labour Relations (Consolidation) Act 1992.

Timothy R Gopsill, Editor, Journalist (NUJ magazine) orchestrated a seven-year, media blackout to cover up the neglect by Dear and Kirby which prevented NUJ members from knowing about the case and providing their support. Gopsill also invoked an illegal prior restraint with British Broadcasting Corporation and Press Gazette to insure that they followed suit.

David C Broom, British Consul colluded with Doerty to ratchet up coercion which allowed Doerty to transfer the Journalist to incommunicado solitary confinement among murderers and rapists. The Journalist languished in jail for 111 days of an indeterminate sentence and experienced several near-death experiences before release on a writ similar to habeas corpus.

Five international media and civil rights amicus curiae argued the case in Washington Supreme Court. In a unanimous finding by nine judges, supreme court reversed all Doerty's decisions which absolved the Journalist of wrongdoing.

Dear and Roy Martin Mincoff (present NUJ in-house solicitor) while feigning solidarity actually colluded in a cover up of HM Foreign and Commonwealth Office (FCO) dereliction by negotiating a ?262,000.00 quid pro quo in a distinct conflict of interest among Gareth R Thomas MP (Harrow West), Minister of State, Department for International Development (the Journalist?s MP) and Jack Straw MP, now Secretary of State for Justice and Lord Chancellor. [Quid Pro Quo]

David Miliband MP, Secretary of State for Foreign and Commonwealth Affairs; Sir Peter Ricketts, Permanent Under-Secretary and Head of the Diplomatic Service; Jack Straw MP, Secretary of State for Justice and Lord Chancellor; Gareth Thomas MP, Parliamentary Under-Secretary of State, Department for International Development; now cover up HM Foreign and Commonwealth Office (FCO) dereliction.

The Law Society, Legal Complaints Service (LCS) has found probable cause that Kirby and Mincoff committed professional misconduct and initiated action by Solicitors Regulation Authority (SRA). Meanwhile, Mincoff abused LCS resolution processes by providing false and misleading information.

The Journalist has filed complaints against BBC and Press Gazette with Press Complaints Commission (PCC) alleging illegal prior restraint in collusion with NUJ for political expedience.

David Cockburn, Certification Office for Trade Unions and Employers? Associations delayed investigation and adjudication of two complaints against National Union of Journalists (NUJ) for five months through illegal stonewalling. By that, he effectively granted NUJ officers and officials impunity to extend a seven-year pattern of illegal activity for another year.

Metropolitan Police investigated Internet denial-of-service attacks used for electronic prior restraint. Other agencies have criminal charges against NUJ officials and officers under consideration.

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Date: Mon, 20 Jul 2009 12:28:03 +0100
To: Mark Thompson <mark.thompson@bbc.co.uk>
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Subject: Prepublication Notice - BBC Media Blackout - 880-23-01
Cc: Jeremy Dear <jeremyd@nuj.org.uk>,
John Toner <johnt@nuj.org.uk>,
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Mark Thompson, Director-General, BBC

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Therefore, personal information about Mark Thompson and BBC executives will shortly appear in an upcoming issue of Contra Cabal. The article deals with events that occurred during the past seven years explained in the appended prepublication notice and a 2,600-word position paper.

See attached PDF for details.

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[JournoScam](#)

Details of events prior to that period can be found in the web article:

[Without Let or Hindrance](#)

Non-exclusive excerpts from the article. Allegedly:

1. Jeremy Dear orchestrated an absolute media blackout which buried FCO dereliction. He colluded with Reginald [Tim] Gopsill, Editor, *Journalist* magazine in a seven-year cover-up of government malfeasance and supported an embargo on release of information. BBC employees participated in other illegal activity; moreover, Paula Dear (Jeremy Dear's spouse) and Nick Serpell demonstrated a total disregard for protocols in a conflict of interest.
2. Paula Dear, a BBC employee neglected to respond to correspondence that gave her an opportunity to explain her alleged nepotism and collusion which affects both NUJ and BBC. She presently holds the position of Secretary, and previously held the position of Co-chair, NUJ BBC London.
3. Nick Serpell, a BBC employee and NUJ National Executive Council officer, took part in a kangaroo court for political expedience and participated in media blackouts and gag orders. Among others, he denied due process of law by fraudulently refusing NUJ services. He also committed hate crimes by taking part in a derogation campaign. Crown Prosecution Service (CPS) now considers the deliberate targeting of an older person for derogation as a hate crime and proof of hostility toward older people generally.
4. David Larner, Complaints Co-ordinator, BBC Information effectively tried to create a barratrous situation by stonewalling requests for access to BBC administrative executive officers and referring them to lawyers.

5. Stefan Curran, BBC Complaints officer covered up for Paula Dear by issuing a general denial in behalf of BBC. He acted contrary to civil rules which only permit general denial when it intends in good faith to controvert all assertions of fact.

The pseudonym *Nmesis* used in *Contra Cabal*, and in other printed and electronic communications, applies to the author's persona. He openly declares personal or conflicting interests that relate to topics or to opinion especially when the content draws upon advocacy, experience, conclusion, or interpretation.

Journalists have a responsibility to gather information and to develop public awareness about wrongdoing by people who break their respective codes of conduct. The author believes that he has a responsibility to bring abuse, malfeasance, and misuse of public funds to the notice of professional associations and law enforcement agencies.

Ethical rules dictate that journalists must report the truth no matter whom they offend and with disregard for the consequences of publication. Accurate reporting predicates a higher purpose and the common good.

Targeted individuals initially attacked the author and maliciously damaged him and/or his reputation by libel, slander, or allegedly committed other unlawful or negligent acts. Prior to publication, all targeted subjects have an opportunity to mitigate damage and to refute statements that could negatively affect their reputations or cause investigation or prosecution of them for alleged illegal acts.

No person receives immunity from investigation and the author does not report issues arbitrarily. Individuals whom the author may personally respect receive no favors. In fact, anything published results from investigation, verification, and validation taking into account violations of law or breach of established rules and ethical practices.

Contra Cabal provides a forum in which powerless people may express themselves powerfully without fear of reprisal. Those people need a means to expose the injustices meted to them by a privileged elite that increasingly usurps authority. *Contra Cabal* gives them an opportunity to warn others of the frauds perpetrated upon them by corrupt or negligent administrators with impunity they obtained from an increasingly anarchic and uncaring government.

Mitigation of government dereliction now rests with: David W Miliband, Secretary of State for Foreign and Commonwealth Affairs; Jack Straw MP, Secretary of State for Justice; and, Gareth R Thomas MP (Harrow West), Parliamentary Under-Secretary of State, Department for International Development (the author's MP). They must address the issues and make reparations after a public inquiry. The BBC media blackout requires independent investigation through other channels.

Therefore, the author gives you notice following the international codes of ethics agreed among journalists. Several of those codes, tested in international courts, have legal precedent. This prepublication notice gives featured individuals a chance to respond to charges affecting their ethics or moral character. People named incidentally receive a copy as a courtesy.

For public accountability, the author encourages Mark Thompson and other recipients to respond in open exchange within ten days (Deadline: 03 Aug 09 17:00). He does not solicit personal opinions, therefore, any response should address matters of fact only.

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Contra Cabal electronic magazine contains exposé and satire. Probably one of the first to appear on the web it has published since 1992. The hits/month now range between 100,000 and 150,000 with more than 1.5 million hits by about 60,000 unique visitors during the past twelve months.

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Prior to an NUJ National Executive Council (NEC) meeting (26 Oct 01), action and reaction to the threatened jailing of Paul Trummel “the Journalist”, an NUJ member, complied with NUJ rules and regulations also international human rights conventions. However, when Jeremy Dear took office as General Secretary (01 Feb 02) the negotiations fell apart and have remained that way for seven years. He has allegedly committed fraud by abusing his position as NUJ General Secretary in violation of Fraud Act 2006, Public Interest Disclosure Act 1998, and Trade Union and Labour Relations (Consolidation) Act 1992 (the Act).

Instead of complying with international laws, Dear and his legal officer Claire Susan Kirby implemented *laissez faire* policies. Those policies, for which they have no excuse, resulted in the Journalist (then approaching 70 years of age) going to jail (27 Feb 02) without benefit of trial or legal counsel where he suffered torture and solitary confinement during an indeterminate sentence as a “political prisoner incommunicado”.

The Journalist has published hundreds of articles on elder abuse. He founded *Contra Cabal*, one of the first electronic magazines to appear on the web, for which he develops the site, writes articles, designs pages, and produces graphics. He has published in print since 1944 and on the web since 1992 (without a single challenge to the authenticity of his investigative reporting).

He has held international press credentials for fifty years; spent twenty years as a new media industry CEO and systems designer/consultant; and, twenty years as a post-graduate professor teaching computer industry executives and students of journalism, law, and graphic design working on their masters or doctoral degrees. He has reported hundreds of business, faculty, and trade union committee meetings including national conventions.

An active NUJ member in good standing and internationally recognized investigative reporter and public intellectual, he has exposed hundreds of crimes and written and published constitutionally protected articles about elder abuse, fraud, and racism in Seattle, Washington.

Jeremy Dear

Dear attended an NUJ National Executive Council (NEC) meeting (26 Oct 01) at which NEC announced his election as General Secretary (01 Feb 02). Constituents returned 6,402 papers out of 24,872 issued and Dear received 3,427 votes. NEC reelected Dear unopposed in 2006 for an additional five-year term: the first time that unopposed reelection occurred in over a century. Dear will remain as General Secretary until (31 Jan 12) unless impeached in the meantime.

Dear held the position elect for four months then took over as General Secretary (01 Feb 02). He had adequate time in transition to work with Claire S Kirby (who had held the position as in-house solicitor for two years) toward resolution of legal issues that could have prevented Judge

James A Doerty, Washington Superior Court jailing the Journalist for 111 days, arguably under the worst conditions in the State of Washington.

Further neglect by Dear and Kirby to request HM Foreign and Commonwealth Office (FCO) to intervene in accordance with Vienna Convention allowed Doerty and David C Broom, HM Consul (posing as a Consul-General) to “ratchet up coercion” by moving the Journalist to 25 days incommunicado solitary confinement among murderers and rapists for no reason other than to coerce removal of constitutionally protected EU web sites from the Internet. FCO has since obstructed justice by destroying relevant documents. [\[Archive\]](#)

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Criminal Neglect

During his term as General Secretary, Dear has supervised two legal officers: Claire Susan Kirby (SRA #21078) 21 Oct 99 through 01 Sep 05 and Roy Martin Mincoff (SRA # 112029) 03 Aug 05 through present. Both Kirby and Mincoff have allegedly committed gross professional misconduct. The Law Society, Legal Complaints Service (LCS) has found probable cause and initiated action by Solicitors Regulation Authority (SRA).

By providing false and misleading information, Kirby and Mincoff abused LCS resolution processes. Mincoff consistently issued outrageous statements, which Dear parroted, and Kirby (now at Thompsons Solicitors, Cardiff Office) has remained incommunicative. Both legal officers have coerced low-echelon proxies to handle their correspondence in attempts to distance themselves from the issues and evade responsibility for their actions. Mincoff has fraudulently used proxies, pseudonyms, and false email aliases to mislead and to evade addressing issues.

Dear received both informal and formal opportunities to reply with a reasoned proposal that addressed the issues. He replied with a parroted version of a general denial that Mincoff wrote. Ongoing and independent investigation by law enforcement agencies involves other unethical and illegal activities by NUJ London Freelance Branch (LFB) officials.

Dear claimed that he is not “. . . in a constitutional position to instruct lay members (branch officials) to provide information” despite provisions in the Act to the contrary. By that, Dear has effectively transferred his executive responsibilities as General Secretary back to branch officials who refuse to cooperate with members.

History

Prior to Dear taking office, John Foster, then NUJ General Secretary and John Toner, National Freelance Organiser, discussed the issues and Aidan White, General Secretary, International Federation of Journalists (IFJ) (visiting London at the time) agreed to look into threatened jailing of the Journalist (26 Oct 01). Philip Sutcliffe met with White the same evening.

White asked Sutcliffe to forward details to him which Sutcliffe claims that he sent. Sutcliffe reported that Foster/Toner/White had not yet made a decision but that he felt that they had given the issues serious consideration (29 Oct 01).

Later clarification emphasized: That the issues related to deprivation of freelance employment, something that any union should address; and, that prior restraint impacts upon the global issues of web site content and the employment contracts that relate to all journalists which must have a basis in international law (23 Oct 01).

Sutcliffe, now LFB/NEC officer, received a summary of issues and a list of 14 items (17 Oct 01) that he had requested for presentation to an LFB committee. The committee discussed the information at some length and appointed Sutcliffe as liaison officer. It adopted a broad view that the branch should insure all the support available, appropriate, and feasible (22 Oct 01).

The Journalist returned to Seattle where Doerty jailed him indeterminately without trial or legal counsel (21 Feb 02). After the jailing, Sutcliffe tried to intervene; however, he did not follow procedures promulgated under Vienna Convention. Dear and Kirby who held ultimate responsibility did nothing to assist Sutcliffe; instead, they imposed an illegal *laissez faire* policy to evade their executive and legal responsibilities.

Friends of the Journalist in Seattle contacted HM consulate but to no avail. Sutcliffe, after dubious election to NEC, changed his allegiance from dues-paying members to Dear for self-aggrandizement and financial gain. Dear has withheld access to financial records so that allegedly illegal remuneration to Sutcliffe and other elected officers remains hidden contrary to requirements for transparency under the Act.

Prior Restraint and Media Blackouts

Doerty arbitrarily placed an illegal prior restraint upon the Journalist (19 Apr 01) and locked him out of his apartment which prevented access to his computers and databases. Aidan White General Secretary, International Federation of Journalists (IFJ- Brussels) and Jonathan Tasini President, National Writers Union (NWU-NY) mounted media campaigns in solidarity. Despite that solidarity, Dear and Reginald [Tim] Gopsill (NUJ Editor, *Journalist* magazine) ordered an illegal prior restraint, media blackouts, and gag orders.

Washington supreme court unanimously overturned Doerty's ruling. Legal action supported by *amicus curiae* resulted in a unanimous decision by nine Washington supreme court judges which removed the restraint (30 Mar 06).

However, the absolute media blackout that Dear and BBC imposed (01 Feb 02) continues more than seven years later. Evidence of other media blackouts and gag orders by organizations affiliated or associated with NUJ recently surfaced. Those illegal prior restraints point directly to orchestration by Dear, NUJ officers, and elected officials allegedly for political expedience. They cover up FCO dereliction and a questionable "pay-off" by UK government.

Media blackouts constitute fraud when they adversely affect an NUJ member and Harrow West constituent. They have prevented NUJ members from knowing about dire circumstances affecting a member while in Seattle and precluded them from offering their solidarity - union of interests, purposes, and sympathies.

Prior restraint applies to denial of US First Amendment and equivalent EU rights to a journalist (or anyone else for that matter) to gather information, whistle-blow (expose malfeasance to the public and authorities), and publish opinions without institutional control or fear of reprisal. Washington State law requires that any person who complains to any federal, state, or local government about organizations subject to agency oversight remains immune from civil liability for reporting elder abuse and other crimes.

Reports containing constitutionally protected writing cannot legally form the basis of an anti-harassment order. Both US and UK laws protect journalists through an absolute prohibition on prior restraint; however, through judicial misconduct the court did not enforce laws and Dear and Kirby did not challenge the court findings as required by Vienna Convention and NUJ precepts.

NUJ, BBC, and other media blackouts have existed for the entire seven-year tenure of Dear as General Secretary and continue at this writing (19 July 09). A reasonable person can only classify Dear's inaction as blatant discrimination when one considers associated agism. In company with Dear, NUJ elected officers and officials have launched a campaign of derogation and deception to evade their responsibility to mitigate illegal acts by NUJ officials.

Despite his ultimate responsibility for everything that occurs in NUJ, Dear has effectively abdicated. Moreover, he allowed his staff to remove member access to the restricted section of the NUJ web page without giving a reason. He replaced that access under duress; however, the needed information does not now appear on it and editors have slanted the content. Since, he has denied access to another NUJ web site.

Resume

In effect, Doerty sanctioned a conspiracy - a confederacy among lawyers and judges - which supported unlawful or criminal acts. Bradley K Spear (WSBA #8783), President and Lawyer, Council House actively participated in that conspiracy through subornation and by perjuring himself.

Cognizant of a legal challenge to his railroading campaign, Spear subverted the judicial process by continuing to commit criminal acts including perjury. As a lawyer, state actor, and landlord he effected an unlawful prior restraint by preventing dissemination of constitutionally protected writing and retaliated against its publisher. He used multiple perjury, subornation, and prior restraint to effect unlawful eviction and imprisonment then subverted the judiciary, tampered with witnesses, and bribed some of them to move outside the jurisdiction.

By bringing frivolous anti-harassment lawsuits, Council House (comprising Bradley K Spear, Council House directors, administrators, lawyers, and thugs) jointly and severally violated laws that held the Journalist harmless with absolute privilege while performing his civic and professional duties in reporting wrongdoing.

They obtained anti-harassment orders with the sole intent of jailing him in order to apply an unlawful prior restraint on multiple reports about their lawlessness and brought false charges of harassment by committing perjury and suborning elderly people under duress. Council House has harassed the Journalist through wrongful use of force and fear for nine years.

Spear compounded his crimes by filing a perjured declaration associated with transference of the Journalist from general population to ultra-security solitary confinement incommunicado among murderers and rapists with intent to "ratchet up coercion" to remove web sites in EU. Council House then ordered destruction or destroyed those web sites by using Internet denial-of-service attacks. By that, Spear violated Washington Court Rules, Rules of Professional Conduct (RPC), State and Federal law, and RICO statutes.

RICO legal action remains the prerogative of US criminal courts; however, its construct demonstrates gross professional misconduct by Council House lawyers and a pattern or practice of harassment and intimidation for writing and publishing constitutionally protected information echoed by NUJ officers. A RICO pattern means two or more organized criminal acts which indicate ensuant activity.

Criminal activity at Council House included conspiracy to commit crimes of coercion through prior restraint and wrongful use of force or fear. RICO provides only that it "requires at least two acts of racketeering activity" which indicate ensuant wrongdoing within a ten year period. NUJ officers remain liable for equivalent indictment for criminal activity that they have repeatedly refused to mitigate.

Conclusion

David W Miliband, Secretary of State for Foreign and Commonwealth Affairs; Jack Straw MP, Secretary of State for Justice; and, Gareth R Thomas MP (Harrow West), Parliamentary Under-Secretary of State, Department for International Development (the Journalist's MP) have ignored repeated requests for a public inquiry.

Jeremy Dear has allegedly committed fraud by abuse of position in violation of Fraud Act 2006 even though some of his conduct may have defined as an omission rather than an act. As NUJ General Secretary, Dear:

- (a) occupies a position in which he is expected to safeguard, or not to act against, the financial interests of another person,
- (b) dishonestly abuses that position, and
- (c) intends, by means of the abuse of that position
 - (i) to make a gain for himself or another, or
 - (ii) to cause loss to another or to expose another to a risk of loss.

A reasonable person would never question whether Dear has a duty to safeguard, and not to act against, the financial interests of NUJ members as would any responsible judge. NUJ paid Dear a salary and benefits of £73,990.00 for the fiscal year ended 30 September 08, all funded from member dues. NUJ had a total income that year of £6,034,892.00 of which £4,676,934.00 (77.50%) derived from member contributions and subscriptions.

During 2008, Dear's dereliction and machination cost the Journalist £500,000.00 actual damage, reduced web assets by several £-million, and caused inestimable collateral losses through blocked newsletter circulation and vandalized mailing applications. Damages continue to accrue at £2,000.00/per diem pending resolution of outstanding issues or legal action. Over the seven years of Dear's tenure and abuse, the actual publishing losses, lack of reparations for illegal imprisonment, also loss of his livelihood and all his possessions has effectively bankrupted the Journalist.

Fraud Act 2006 construes a person found guilty of fraud as liable:

- (a) on summary conviction, to imprisonment for a term not exceeding 12 months or to a fine not exceeding the statutory maximum (or to both);
- (b) on conviction on indictment, to imprisonment for a term not exceeding 10 years or to a fine (or to both).

Dear has also launched a derogation campaign in violation of Public Interest Disclosure Act 1998 which protects whistleblowers (investigative reporters). Wrongdoing covered by the act includes the deliberate withholding of information that would expose a criminal offense in the past, present, or liable to occur in the future.

Crown Prosecution Service (CPS) now takes age equality issues into account in all its prosecution policies. It considers the deliberate targeting of an older person for derogation as a hate crime and proof of hostility toward older people generally. Derogation and elder abuse define as a single or repeated act, or lack of appropriate action occurring in any relationship with a reasonable expectation of trust, which causes harm or distress to an older person.

Solicitors Regulation Authority (SRA) and Washington State Bar Association (WSBA) filings against UK and US lawyers respectively, fulfil a mitigative purpose but do not reduce the severity of NUJ and HM government dereliction and collusion.

The Journalist acted to mitigate the damage caused by dereliction of NUJ officers. Mitigation only proves an effort to contain monetary damages pursuant to law. In any legal action against NUJ, the Journalist will show that he has done everything possible to reduce damage in a way that lessens severity or intensity.

Nmesis

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