

Complaint by

Professor Paul Trummel "the Journalist"

against

Jeremy Dear, General Secretary, National Union of Journalists and

Timothy Reginald Gopsill, Editor, *Journalist*, NUJ Magazine "Dear and Gopsill"

National Union of Journalists (NUJ) publishes *Journalist* magazine (financed almost entirely by member dues) with intent to keep members informed about issues of concern to journalists. However, the editor and NUJ officials use it as a propaganda medium for political opportunism detrimental to rank and file members.

Propaganda not only applies to publishing lies but also to withholding truth. NUJ officials impose media blackouts and illegal prior restraints on content that does not suit their purpose or exposes wrongdoing by government officials allied to the trade union movement. This prejudices a majority of the membership to the advantage of a minority.

Judge James A Doerty, Washington Superior Court placed an arbitrary 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 with the *Journalist*. They publicly reprobated Doerty and his findings.

Dear and Gopsill did nothing to protect the rights of the *Journalist*; instead, they initiated a total media blackout which prevented NUJ members from knowing about dire circumstances affecting a member while in Seattle. That precluded them from offering their solidarity - union of interests, purposes, and sympathies and led to his jailing (21 Feb 02) without trial or legal counsel.

NUJ has not published or released to media anything about the illegal jailing despite 900 supportive articles published from Moscow to Madrid although it has given wide coverage to other journalists in similar cases: Alan Johnston; Sally Murrer; Suzanne Breen; and Shiv Malik. Dear and Gopsill demonstrated a total disregard for Press Complaints Commission (PCC) protocols in a conflict of interest.

Dear and Gopsill embargoed media releases and dissemination of public information by violating Public Interest Disclosure Act 1998. That act covers the deliberate withholding of information that would expose a criminal offense in the past, present, or liable to occur in the future. Moreover, PCC Code proscribes any interference with freedom of expression or restriction of content deemed in the public interest.

When the *Journalist* complained about violation of his human and civil rights, Dear and Gopsill, jointly and severally, demonstrated a total disregard for PCC protocols and laws mandating their

duty of care. They launched derogation campaigns in violation of the disclosure act which protects whistleblowers (investigative reporters).

Legal action supported by five *amicus curiae* resulted in a unanimous decision by nine Washington supreme court judges which removed the illegal prior restraint (30 Mar 06). Despite that ruling, Dear and Gopsill extended their media blackouts and gag orders which they had imposed (01 Feb 02).

That continuance allegedly results from a £262,000.00 “pay-off” to NUJ by UK government negotiated among Dear, Gopsill, and Thomas. It covers up dereliction by Gareth Thomas MP Harrow West (the Journalist’s MP) and HM Foreign and Commonwealth Office (FCO) which granted impunity to send the Journalist to solitary confinement incommunicado and torture.

Gopsill repeatedly received media releases for processing which contained information about the harassment and violent assault of the Journalist in Seattle. He did not release them to media or publish them in *Journalist*.

Similar cases received massive coverage in both the national press and *Journalist*. However, NUJ media blackouts ranked as a contributing factor when the Journalist went to jail without receiving NUJ and FCO support or media coverage. Evidence of media blackouts and gag orders by other organizations affiliated or associated with NUJ recently surfaced. Those additional restraints also point directly to Dear and Gopsill.

Repeated requests for reasonable discourse with John Toner, UK National Freelance Organizer in attempts to resolve differences have met with repeated stonewalling and insolence. Toner stated that members must not criticize NUJ officials by writing or saying anything negative about them which conforms to an ongoing politically correct (despotic) philosophy.

Dear, Gopsill, and Toner received at least three warnings of possible action in a series of attempts to mitigate. They have either ignored those warnings or responded with derogatory email messages. The warning correspondence contained variations of the following admonition:

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.

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 [Named Individuals] and other recipients to respond in open exchange within ten working days (Deadline: 00 Xxx 00 00:00). He does not solicit personal opinions, therefore, any response should address matters of fact only.

The Journalist has detailed prior restraint during the past seven years relative to this complaint in the appended 4,000-word position paper. Voluminous documentation exists that substantiates the complaint.

Please send requests or interrogatories for copies of documents or URLs and answers to questions by email with PDF attachments as the Journalist frequently travels on assignment and receives mail intermittently.

The issues described in the complaint neither form part of any proceedings in a court of law or before a tribunal nor do they define as legal or contractual matters under consideration by a lawyer. The Journalist has researched and written the complaint without assistance by a solicitor.

Information already in the public domain for consideration appears in articles about recent events on the new web site at:

[JournoScam](#)

Events prior to, and during, the seven year prior restraint can be found in the web article:

[Without Let or Hindrance](#)

Details related to occurrences in Seattle and London during the past two decades can be found at:

<http://contracabal.org>

<http://contracabal.us>

<http://contracabal.net>

<http://contracabal.com>

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.

Paul Trummel PhD (RPI ABD), PhD (UW ABD), MS (RPI), MSc (UK), BSc (UK)
Associate Professor, Communication and Rhetoric (Retired)
International Federation of Journalists, Brussels, International Press Card #GB 8953
National Union of Journalists, London, Press Card #025057
Society of Authors, London - #00039806
Fellow, International Society of Typographic Designers (FISTD)
Fellow, Institute of Paper Printing and Publishing (FIOP)

Jeremy Dear, General Secretary, NUJ
National Union of Journalists, 308-312 Gray's Inn Rd, London WC1X 8DP

Timothy Reginald Gopsill, Editor, *Journalist*, NUJ Magazine
Flat 5, Homer House, Rushcroft Road, Brixton, London, SW2 1JT

© Copyright 2009 by Paul Trummel
All Rights Reserved: 09 July 09/06:15
Edition: #880-23-03/09-0727-0916
Feedback: Webspinner@ContraCabal.org

Jeremy Dear, General Secretary, National Union of Journalists

Timothy Reginald Gopsill, Editor, Journalist, NUJ Magazine

Press Complaints Commission (PCC) ratified (01 Aug 07) and now enforces a Code of Practice framed by the newspaper and periodical industry. Editors must co-operate swiftly in the resolution of all complaints. Any publication judged to have breached the Code must publish details of any adjudication in full and prominently display a headline reference to the Press Complaints Commission.

The Code sets the benchmark for ethical standards, thereby protecting both the rights of the individual and the public's right to know. It is the cornerstone of the system of self-regulation to which the industry has made a binding commitment.

Editors and publishers have a responsibility to apply the code to editorial content in both printed and online versions of publications. They should ensure rigorous compliance by all editorial staff and external contributors, including non-journalists, in printed and online versions of publications.

Publishers have a duty to maintain the highest professional standards. PCC expects the industry and associated organizations to honour not only the letter of the Code but also its full spirit. Editors and publishers should neither interpret the Code narrowly which compromises a commitment to respect the rights of the individual nor broadly which constitutes an unnecessary interference with freedom of expression or prevents publication in the public interest. Broad interpretation includes prior restraint and gag orders without a court order also arbitrary media blackouts.

The Complainant

Paul Trummel (the Journalist) has published hundreds of articles on elder abuse and on other topics. 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, thirty years as a post-graduate professor teaching computer industry executives and students working on masters or doctoral degrees in journalism, law, and graphic design. 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 many constitutionally protected articles about elder abuse, fraud, and racism in Seattle, Washington.

History

Philip 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).

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).

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 in Seattle, Washington (26 Oct 01). 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).

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 Claire S Kirby (NUJ in-house solicitor), who held ultimate responsibility, did nothing to assist Sutcliffe; instead, they maintained an illegal *laissez faire* policy to evade their executive and legal responsibilities while Gopsill imposed a media blackout. Associates of the Journalist in Seattle contacted HM consulate for help but to no avail.

After dubious election to NEC, Sutcliffe has since changed his allegiance to dues-paying members to support Dear, allegedly for self-aggrandizement and personal financial gain. Dear has since withheld access to financial records so that any illegal remuneration to Sutcliffe and other elected officers remains hidden contrary to requirements for transparency under Trade Union and Labour Relations (Consolidation) Act 1992 (the Act).

Illegal Prior Restraint by NUJ

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 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 indeterminately, 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 (the Journalist has copies on file). [\[Archive\]](#)

The jailing, deemed illegal by a unanimous decision of nine Washington Supreme Court judges (30 Mar 06), received 900 supportive articles published from Moscow to Madrid. Gopsill discriminated against the Journalist using prior restraint although he gave wide coverage to NUJ journalists in similar cases: Alan Johnston; Sally Murrer; Suzanne Breen; and Shiv Malik, among others. They received repeated attention by both UK national press and *Journalist* magazine.

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).

Before the NEC meeting (26 Oct 01), action and reaction to the threatened jailing of the Journalist complied with NUJ rules and regulations also international human rights conventions. However, when Dear took office as general secretary (01 Feb 02) the negotiations fell apart and have remained that way for seven years. Dear 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.

Instead of complying with international laws, Dear and 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 several near-death experiences in solitary confinement during an indeterminate sentence as a “political prisoner incommunicado”.

To cover up dereliction by Dear and Kirby, Timothy R Gopsill, Editor, *Journalist*, National Union of Journalists (NUJ) magazine, imposed an absolute media blackout on publication of articles and media releases. Gopsill later colluded with Dear in an extension of that illegal prior restraint to maintain a seven-year cover-up of HM Foreign and Commonwealth Office (FCO) dereliction to the detriment of the *Journalist*.

Gopsill has multiple conflicts of interest as: NUJ Officer; Editor, *Journalist* magazine; NUJ Press and Public Relations Officer; Web Site Controller; Ethics Council Servicing officer; and, Director, The UK Press Card Authority. He receives a substantial salary as an NUJ official and has a duty of care to members. Dear has distanced himself from Gopsill by claiming that he has no control over him or any of his functions despite NUJ Rules 2008 to the contrary:

10(f) Officials of the Union. . . . The editor shall edit the union’s journal and shall perform such other duties as directed by the General Secretary. Union website pages holding content taken from the union’s journal shall be under the editorial control of the editor of the union’s journal.

Dear has ultimate responsibility for everything that occurs within NUJ and with *Journalist* magazine. A reasonable person must ask how Dear can claim not to have executive authority over the editor of the *Journalist* when NUJ funds its publication and NUJ rules mandate supervision of its editor.

The Public Interest

Gopsill embargoed media releases and dissemination of public information. By that, he violated Public Interest Disclosure Act 1998 which covers the deliberate withholding of information that would expose a criminal offense in the past, present, or liable to occur in the future. Moreover, PCC Code proscribes any interference with freedom of expression or restriction of content deemed in the public interest.

The public interest includes, but is not confined to: detecting or exposing crime or serious impropriety; protecting public health and safety; preventing the public from being misled by an action or statement of an individual or organisation; and, freedom of expression. Complaints require editors and publishers to demonstrate fully how they served the public interest. In cases involving people over 60 years of age, editors must comply with recent hate legislation and demonstrate an exceptional public interest to over-ride the normally paramount interest of elderly people.

Duty of Care

When the *Journalist* complained about violation of his human and civil rights, Dear and Gopsill, jointly and severally, demonstrated a total disregard for PCC protocols and laws mandating his duty of care. Both Dear and Gopsill launched derogation campaigns in violation of the disclosure act which protects whistleblowers (investigative reporters).

Duty of care defines specific functions mandated to NUJ officials and officers by Trade Union rules and statutes which provide that:

1. In a particular circumstance and not with the benefit of hindsight, a reasonable person would have foreseen damage;
2. A legal relationship of "proximity" exists between the parties; and
3. A reasonable person would consider it just and fair to impose a duty of given scope upon NUJ officials and officers for the benefit of NUJ members.

Moreover, that:

1. NUJ members rely upon officers' skill and judgment ability to make careful enquiry;
2. NUJ officers know, or ought reasonably to have known, that members relied upon them; and
3. NUJ members would reasonably rely upon them by virtue of their elected positions as NUJ officials, general secretary, magazine editor, and press relations officer.

Human Rights Act 1998 imposes positive duties to act and does not excuse inactivity (dereliction) by officials who use their power and personal discretion to evade their responsibilities. Gopsill received media releases for processing and withheld them. As the NUJ official responsible for all press relations, web sites, and editor of *Journalist* magazine, he did not publish any of them; instead, he established a pattern or practice of media blackouts which he later admitted in writing:

PT-08-1028-0953. [Gopsill] I told you - I have nothing - your name has never appeared in the *Journalist* and neither has that of Gareth Thomas. I am certain I have no material related to you or your activities because I have always avoided reporting them.

In fact, the name of Gareth Thomas MP did appear in the *Journalist*. In retrospect, Gopsill evidently did not want that known because it contained details of an alleged £262,000.00 "pay-off" to NUJ which effectively covered up FCO dereliction.

Crown Prosecution Service (CPS) now takes age equality issues into account in all its prosecution policies. It considers that the deliberate targeting of an older person for derogation classifies 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.

Disinformation

Dear and Gopsill have responded to correspondence with derogation and have not explained or substantiated their action or inaction in addressing age discrimination issues. Arguably, Dear and Gopsill now classify as accessories before and after the fact to hate crimes.

By providing false and misleading information, Kirby and Mincoff frustrated 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.

Dear, Gopsill, and Toner received repeated requests to address the issues by email to which they responded with "To: Paul Trummel. Your message was read on [date and time]" without replying to the content or addressing the issues. Those responses classify as dumb insolence: a stratagem frequently used by military subordinates and children to evade addressing issues by defiance without confronting their superiors.

Evidently, NUJ officers and staff have received instructions to respond to all correspondence from the Journalist in that way. This latest ploy replaces the previous fraudulent practice used by Mincoff and other officials to transmit disinformation using proxies, pseudonyms, and false email aliases to mislead recipients.

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. Independent investigation by law enforcement agencies revealed similar unethical and illegal activities by NUJ London Freelance Branch (LFB) officers.

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 to further personal financial interests.

Prior Restraint and Media Blackouts

Legal action supported by *amicus curiae* resulted in a unanimous decision by nine Washington supreme court judges which removed the original prior restraint (30 Mar 06). Despite that ruling, Dear and Gopsill continued their illegal restraint, media blackouts, and gag orders. The absolute media blackout that Dear and Gopsill imposed (01 Feb 02) still continues more than seven years later despite the Washington supreme court ruling that overturned Doerty's findings.

Doerty originally placed an arbitrary 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 with the Journalist. They publicly reprobated Doerty and his findings. Dear and Gopsill did nothing to alleviate the rights of the Journalist; instead, they initiated a total media blackout.

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 for political expedience and cover up the alleged “pay-off” by UK government negotiated by Gareth Thomas MP.

Media blackouts constitute fraud when they adversely affect a journalist as both a dues-paying NUJ member and tax-paying Harrow West constituent. Dear and Gopsill prevented NUJ members and Harrow West constituents from knowing about dire circumstances affecting the Journalist while in Seattle which precluded both electorates 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 and other media blackouts have existed for the entire seven-year tenure of Dear as general secretary and continue at this writing (27 July 09). A reasonable person can only classify Dear’s inaction as blatant discrimination when one considers associated agism.

In Seattle, government actors have openly stated that the Journalist will be dead before he can get satisfaction and that they will “piss on his grave”. NUJ officials have behaved in a similar way. In company with Dear, NUJ elected officers and officials have stonewalled and launched a campaign of derogation and deception to evade their responsibility to mitigate illegal acts.

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.

Conspiracy to Defraud

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 the Journalist.

Spear 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 Spear, Council House directors, administrators, lawyers, and their 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 by bringing false charges of harassment, 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 arguably violated Washington Court Rules, Rules of Professional Conduct (RPC), State and Federal law, and RICO statutes.

Legal action under US RICO statutes remains the prerogative of US federal courts. Investigations reveal gross professional misconduct by Council House lawyers and a pattern or practice of harassment and intimidation for writing and publishing constitutionally protected information. Dear and Gopsill have emulated Council House directors by using similar practices. Arguably, NUJ officials and officers become liable for equivalent EU indictment for criminal activity that they have repeatedly refused to mitigate.

A RICO pattern means two or more organized criminal acts which indicate ensuant activity. Federal statutes provide only that it “requires at least two acts of racketeering activity” which indicate ensuant wrongdoing within a ten year period.

Arguably, Dear and Gopsill could face extradition to US for trial in accordance with recent legal precedents if EU courts or enforcement agencies do not address the issues. *Vice versa*, EU could extradite Council House directors either as defendants or to account for their actions. Criminal activity at Council House included conspiracy to commit crimes of coercion. Dear and Gopsill have acted likewise by instituting illegal prior restraint and wrongful use of force or fear.

Conclusion

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 Journalist’s MP) to address the issues and make reparations after a public inquiry. They have ignored repeated requests for an inquiry into issues affecting the Journalist in both Seattle and London.

At a 90-minute meeting in the House of Commons, Thomas practiced dumb insolence then neglected to address the documents in a comprehensive file that he requested when he promised a resolution process. He has ignored correspondence for more than two years.

Dear and Gopsill have allegedly committed fraud by abuse of position in violation of Fraud Act 2006 even though some of their conduct may define as an omission rather than a premeditated act. Dear and Gopsill:

- (a) occupy positions which require them to safeguard, or not to act against, the financial interests of another person,
- (b) dishonestly abused their positions, and
- (c) intended, by means of abuse of those positions
 - (i) to make a gain for themselves or another, or
 - (ii) to cause loss to another or exposed another to a risk of loss.

A reasonable person would not question whether Dear has a duty to safeguard, and not act against, the financial interests of 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, his home, his dog, and all his possessions have 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 and Gopsill 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 has 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.

© Copyright 2009 by Paul Trummel
All Rights Reserved: 21 July 09/05:50
Edition: #880-23-03/09-0727-0921
Feedback: Webspinner@ContraCabal.eu