

01 - origins of law in Medieval Europe / Church - Skyscraper / Dismantled

4 monstrous examples

Fantastic Forward outline problem

1. Shredding US constitution into meaningless confetti.

10 Clinton - defender of forfeiture

11 Black man put cash in airline ticket.

12 - Court will side bldg if amount exist tenant.

17 - Hist - Athens Rome Eng 15th - Declare people outlaws - Kill them & state their property.

23 US Experience is that we periodically employed forfeiture to achieve political or social goals.

Now - over 100 different forfeiture statutes / Whole group of Empowered Agencies

New Jersey - Forfeiture for any criminal conduct - even shoplifting

24 1970 Law expanded 1978, 1984, 1992 to cash, real property, accounts

25 - D, strictly American forfeiture policy - expansion in range of crimes covered - & tenures of connection

29 - Good Intentions? Daniel Webster THE CONSTITUTION WAS MADE TO GUARD THE PEOPLE AGAINST THE DANGERS OF 'GOOD INTENTIONS' - There are men in ALL AGES (who will tyrannize)

30 Before 1984 Con forfeitures go to General Fund - After 1984 Agency gets to keep money - can invite to uncontrollable abuse.

31 They set up deals or conversations on valuable land state it

Even the dead can lose estate - front tip with no details

"prove out to punish - but to use proceeds to stop other drug offenses.

35 Not big guys but "curb side shake downs" of little guys.

34 - Visa Proc of Fortune 500 Company - To tally straight - Raided - Shut 3 times.

Dig out old 4 yr old pot cases & take peoples homes - as money raising

35 Demands go out from Head office - Dept. of Justice - to increase forfeiture income. Divert personnel to focus on forfeiture

Addicted to it

36 - New York - cop drove stolen BMW - changes repairs to the fund New Jersey - two lots entered - then sold off to buddies.

38 - Volusia County Florida - Sat up shop on I 95

& Took cash from blacks / hispanics - & bagged.

Concentrated on SOUTH BOUND LANE 511!

cuts to in formants - 1 qts

43 They have an Airport confiscation squads - 60 min water showed them jumping Black Reporter taking money. (hpd in cash.)

Minorities are being abused.

45 - 10 former Paradise - Army of well paid

~~secret~~ secret in formers - pd on contingency basis, page

- have strong incentive to lie.

46 - You have NO right to confront the informer

47 - Beyond Informants they just lie to get warrants or ^{whatever}

WRONG ADDRESS - Boston - Black Raymond - Heart Attack

48 - N.Y.C. lying "testifying" in court

50 Basic Fact, Basic Quote - we don't have to prove the fact they are guilty.

Forfeiting Our Property Rights

52 - Create almost unlimited budget for themselves with no oversight - ad revenues -

WARLORDS Found a way for neo-feudalism to emerge
The veil of reform for freedom that some - majority? - we always trying to find "special reasons" to strip away.

52 Fair Accounting Done - 9 reports in 10 yrs detailing misuse of gov. fiscalized property.

53 Law Enforcement has become Forfeiture Junky - Addicted to Philly. Cops wash in cash - Lab has no money to test substances promptly people hang out to dry or rot in jail.

56 80% of those ~~hit~~ ^{hit} with civil forfeiture are never charged with a crime!!!

★ Standards of Proof - Probable Cause - Seize Property - get a warrant - preponderance of the evidence - to get it back

- "beyond a reasonable doubt" in a criminal trial.

58 - Guy faces 30 yrs & confiscation - Implicates someone - their house taken w/ no search - Then the US attorneys SON sold out of her cars home & they were not taken.

"Unanimous" to use Flimsy standard to steal property

59 Scales of Justice should be weighed. Lady Justice should wear blindfold

59 4 levels of proof - for forfeiture why not use proof beyond a reasonable doubt

63 - we must have strong "innocent owner" defense. Especially with the "relation back" theory

64 - Apartment owners can forfeit - made responsible for tenant activities. Police can't control crime in a building so they reward themselves with the building.

65 Supreme Court has now instituted an ~~8th~~ Eighth Amendment Proportionality test in civil forfeiture.

66 - Take it & Spend it must stop. Confiscated funds must go into a fund appropriated by congress. - lesson in steal by police agencies

67 - Half Billion plus annual income from forfeiture "Glittering Christmas tree for agencies.

Feds have program to circumvent state laws directing the expenditure of forfeiture money - or setting up innocent owner defenses

67 States Rights? - Slip in the face - Drug war greatest threat (opportunity) for States Rights

Sponsor admits mistake / Foiled in effort to repeal it ^{vested interests}

76 - 1993 California - some real positive reform

77 - Another Specific Horrors List

- 6 police commanders on how they routinely lied, beat up people