

Personalized Naturopathic Health Care

# Steven Bailey, N.D.

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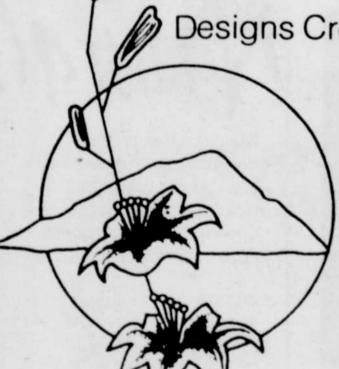
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# ust news

# Injunction bars illegal evidence against political dissidents

The FBI was using informants not to obtain any information necessary for the prosecution of crimes or for the protection of national security, but to obtain private information about political meetings, demonstrations and other lawful events and their participants.

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n injunction issued by U.S. District Court A Judge Thomas P. Griesa bars the FBI and other government agencies from using illegally obtained information about the Socialist Workers Party and Young Socialist Alliance.

The order, made public by the judge on August 20, 1987, bars use of information obtained by government informers or by government burglaries of SWP or YSA offices and members' homes.

The injunction was won in a suit by the SWP and YSA against the U.S. Attorney General, the FBI, and other government agencies. The suit was filed in 1973.

In his landmark opinion in the case, issued in August 1986, Judge Griesa ruled that the FBI activity was illegal. This included infiltration by informers, illegal surveillance, disruption, and the accumulation of information used to victimize the two groups and their supporters.

The judge awarded the SWP and YSA damages of \$264,000. He also ruled that the SWP and YSA had good grounds for an injunction against use of the illegally obtained material in government files.

The SWP and YSA proposed an injunction barring the government from using any of the illegally obtained files.

In response, Attorney General Edwin Meese argued that to grant the injunction would risk the "self-preservation" of the nation. Eleven federal police agencies submitted supporting affidavits.

In his ruling, Judge Griesa rejected the attorney general's claims, ruling that "any use or dissemination of this material would be tainted with illegality because the information is not lawfully in the hands of the government.'

Judge Griesa emphasized: "Since the FBI

had no legal right to engage in the informant activity during the stated time and no legal right to make the surreptitious entries, it obviously had no right to obtain the information and documents procured through these activities."

In the earlier ruling, Judge Griesa limited his decision on the illegality of FBI informers to the 1974-76 time period, due to the two-year statute of limitations for recovering damages. But in the injunction, the judge expanded his original ruling, declaring, "the court makes the finding that the informant activity for the entire period 1960-1976 was unconstitutional."

The judge pointed out in his 1986 decision. "... the FBI was using informants not to obtain any information necessary for the prosecution of crimes or for the protection of national security, but to obtain private information about political meetings, demonstrations and other lawful events and their participants."

Attorney General Meese had argued in court papers that if an injunction were to be issued, the federal police agencies have to have the right to use the information in the sealed files in self-proclaimed "emergency" situations.

Flatly rejecting this demand, Griesa ruled that "no reason has been shown for allowing the Government to make an 'emergency' departure from the injunction at its own discretion. . . .

This ruling now completes the decision of Judge Griesa in this case. Attorney General Meese has 60 days from the August 17 injunction to file an appeal.

A public meeting will be held on Saturday. November 14 (speakers and location to be announced) to discuss the meaning of the court decision and to begin to garner support for the next stage of the legal battle: the anticipated appeal by the U.S. Government. For a copy of the ruling or for more information call 232-0205.

### Permanent custody awarded lesbian couple

To the Editor:

We went to court again; this time to decide the permanent custody outcome. They awarded

We wish to thank all of you for your love. your kindness, your encouragement, and your financial support. We wish to thank every one of you for caring so much about one small child. We praise your efforts and we believe the Earth is a much better place because of your presence

We still owe the attorney more than a thousand dollars, but we have been able to pay off the court-appointed psychologist, which was \$1.158. For this support we thank you

In fact, every time we hold our dear son, or interact with him, or watch him at play or at sleep, our hearts will be thanking you.

F. King P.O. Box 235 Sutherlin, OR 97479

#### Battered wife needs financial aid in murder trial

To the Editor:

I am asking for your help because I know you care about the problem of violence against women. My friend, Cheryl McBride, was married to a man who battered her and her child. Even eleven years after divorce, this man was still attempting to control her life and her son's.

On January 29, 1987, Cheryl was arrested in connection with the shooting death of her exhusband. She has been charged with murder, and she has been in custody since January 29th. Her trial is currently scheduled for October.

If you have wanted to help battered women, if you have wanted to affirm a woman's right to live without fear. now is your chance to help. It is estimated that \$7,000 is needed just for the expenses in this case.

Checks can be made out to Cheryl McBride Defense Fund, c/o Deni Starr, Client Trust Account, Suite 521, 408 S.W. Second, Portland, OR 97204.

Deni Starr Portland, OR

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