

WAYS TO MAKE 2019 A BETTER YEAR



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Mike Infanzon
 Legislative Director

TIP OF THE DAY: Be real.

I saw a really beautiful Harley-Davidson WLA recently. From looking at it, a complete restoration was done. These older bikes from WWII are beautiful. Then I noticed something

odd, so I asked. My suspicions were correct. It didn't run and most of the "restored" parts were from aftermarket suppliers ... from Japan! There is another restored WLA at Buddy Stubbs Harley here in Phoenix in their museum of bikes. Now the first bike "looked" better but wasn't real. I'll take the REAL one!! If you get a chance, go to Stubbs and check out the museum of bikes.

In life, you will fall down and get a few dings and maybe rust is settling in. Me? I need a whole new suspension system. It happens with miles. Be a what you see is what you get per-

son. It really doesn't matter how great you look if your engine doesn't fire and wheels don't turn. Shiny chrome is just that...shiny. Look past all that to the heart. So many only see a paint job and chrome when they look at a bike. These same folks only see that in a person. Buck the system, flip off the man, turn your radio up loud and be yourself. Be real. And look at the heart of people.

Make 2019 your best year ever.

Be good to one another!
 Mike

ABATE of AZ,
 7509 N. 12th St, #200
 Phoenix, AZ
 85020
 abateofaz.org

ABATE OF ARIZONA LOCAL CHAPTERS

A.B.A.T.E. BOARD OF DIRECTORS AND OFFICERS FOR 2017 - 2018

Chairman.....Sean Pinder

East Valley.....Nolan Steed
 High Country.....Forrest "Woody" Phillips
 Phx / Shadow Mountain.....Robb "Double B" Felder
 Southern AZ.....Judi Miller
 Yavapai.....Deborah Butitta
 Yuma.....Frank White

Quarterly Board meetings are held on the first Sunday in January, April, July and October at 1:00pm @ the AZ American-Italian Club, 7509 N. 12th St, Phoenix. Please make sure your Chapter has representation.

BOARD APPOINTED OFFICERS

Lobbyist.....Legislative
 Director/Designated Lobbyist Michael Infanzon
 Authorized Lobbyist Christopher Beals
 M.A.P.....Jim Silk
 Treasurer.....Dawn Steed

STATE OFFICER APPOINTED OFFICERS

Masterlink Editor.....Eric Hampton

A.B.A.T.E. State Officers For 2018

President.....Jim Butsback
 Vice President.....Brad Cosby
 Secretary.....Dawn Steed
 Treasurer.....Dawn Steed
 Membership.....Cecilia "CC" Ransom Phillips
 TBFS Chair.....Dawn Steed
 Run/Events.....Dawn Steed
 Safety Coordinator.....Jim Silk
 Sergeant-at-Arms.....Lee "Cheyenne Kid" Thompson
 P.A.C.....John "Johnny D" Dreyfus
 Communications.....Vacant
 Designated Lobbyist.....Michael Infanzon
 ABATE Products.....Gynni Giebel
 MasterLink Editor.....Eric Hampton
 TheMasterlink@abateofaz.org
 Office phone: 480-256-9237

www.abateofaz.org and www.toobrokeforsturgis.com

Mailing address 7509 N. 12th St, #200, Phoenix, AZ 85020. State Officers meetings are held the 1st Sunday of every month, 10:30 am at the AZ American Italian Club, 7509 N. 12th Street Phoenix, AZ. - OR in conjunction with the quarterly BOD meeting.

East Valley Chapter

c/o Jim Silk, 5722 E. Garnet Circle, Mesa, AZ 85206

Coordinator.....Jack Batty
 Vice Coordinator.....Joe Ferrucci
 Secretary.....Cheryl Vasquez
 Treasurer.....Deb Brunko Ferrucci
 Membership.....Mike Shearhart
 Run Coordinator.....Duane Tone
 Safety Coordinator.....Nolan Steed
 Sgt. At Arms.....Richard Dalton
 P.A.C.....Vacant
 Communications.....Donna Reed Batty
 Merchandise.....Richard Dalton

EAST VALLEY CHAPTER meetings are held the 4th Sunday of the month at 11:00 a.m. at Meeting held at Desert Winds Harley Davidson 922 S Country Club Dr Mesa, AZ 85210
 FMI contact Jim Silk FYI 602 312 1927

High Country Chapter

605 W. Arabian Way Payson AZ 85541

Coordinator.....Bill Hensler
 Vice Coordinator.....Bill Crull
 Secretary.....Amy Edwards
 Treasurer.....Debra Shaffer
 Membership.....Cecilia "CC" Ransom Phillips
 Run Coordinator.....Cecilia "CC" Ransom Phillips
 Safety Coordinator.....Scott Elston
 Sgt. At Arms.....Lee Thompson "Cheyenne Kid" and Mark Fickel
 P.A.C.....Ruth Crull
 Communications.....Ed Howard
 Merchandise.....Christine Andrade

High Country Chapter meetings are held on the 3rd Saturday at 10 a.m. at The Moose Lodge in Star Valley. Contact: azoutlaw66@hotmail.com

Phoenix-Shadow Mountain Chapter

P.O. Box 54041 Phoenix, AZ 85078-4041

Coordinator.....Will Driggers
 Vice Coordinator.....Dawn Steed
 Secretary.....Jean Cooper
 Treasurer.....Tara Rudometkin
 Membership.....William Driggers
 Run Coordinator.....Nolan Steed
 Safety Coordinator.....Jeremy Calenda
 Sgt. At Arms.....Jerry Davis
 P.A.C.....Gary "Pops" Vurich
 Communications.....Nicole Driggers
 Merchandise.....Robb Felder

Phoenix/Shadow Mountain meetings are held on the 2nd Sunday of each month at 10:30am at the AZ American Italian Club, 7509 N. 12th Street, Phoenix, AZ 85020. FMI: Chapter Coordinator Mike Schneider, 602-549-1044, mike@squarepegpromos.com

Southern Arizona Chapter

6888 N De Chelly Loop Tucson, AZ 85741

Coordinator.....Anissa Huntington
 Vice Coordinator.....Jim Butsback
 Secretary.....Julie Salisbury
 Treasurer.....Dawn Detelj
 Membership.....Bob Stewart
 Run Coordinator.....Gizmo Bob Welton
 Safety Coordinator.....Ro "Grease" Templeton
 Sgt. At Arms.....J.D. Dare & Steve Salisbury
 P.A.C.....William Cleveland
 Communications.....Jessica Stockam
 Merchandise.....Julie Salisbury

The Southern Arizona Chapter will meet the third Saturday of the month. We will gather at the Kettle Restaurant meeting room. 748 W Starr Pass Blvd., Tucson, AZ 85713. Meeting time is 10AM October through March and 9AM April through September. FMI contact Jim Butsback (520)247-3051 or abateofazsac@yahoo.com

Yavapai Chapter

465 E Liana Dr. Chino Valley, AZ 86323

Coordinators.....Dan Tumey
 Vice Coordinator.....Richard Carver
 Secretary.....Sunni Sommers
 Treasurer.....David McLaren
 Membership.....Sunni Sommers
 Run Coordinator.....Dan Tumey
 Safety Coordinator.....Andrew "AJ" Killian
 Sgt. At Arms.....Richard Carver
 P.A.C.....Vacant
 Communications.....Carolyn Carver
 Merchandise.....Vacant

Yavapai Chapter meets the 2nd Wednesday at 6:00 p.m. at the VFW Post 541 in Prescott - 202 N Arizona Ave / 928-776-1125. For more information, please contact Dan Tumey @ 928-308-9911 or ycabateaz@gmail.com. See us on Facebook at https://www.facebook.com/groups/ycabateaz/. Meet us at 5 for the VFW's very reasonably priced and tasty dinner.

Yuma Chapter

11316 S. Glenwood Ave. Yuma, AZ 85367

Coordinator.....Frank White
 Vice Coordinator.....Gilbert Hernandez
 Secretary.....Mikkie Melanson
 Treasurer.....Lisala White
 Membership.....Carla Schmidt
 Run Coordinator.....Jerry Allison
 Safety Coordinator.....Ray "PeeWee" Grier
 Sgt. At Arms.....Jerry Allison
 P.A.C.....Gilbert Hernandez
 Communications.....Carolyn Morgan
 Merchandise.....Lisala White

Yuma Chapter meets the second Thursday evening monthly at 6:00 PM at the pm. We meet at the Windhaven RV East Clubhouse, 6580 E 32nd St, Yuma, AZ 85365. For additional information contact Frank White (Hound) at 209-327-0814.

Mohave Chapter

1451 E. Ruby Trail Fort Mohave, AZ 86426

Coordinator.....Tom Aydt
 Secretary.....Cynde Aydt
 Treasurer.....Cyndier McClure
 Membership.....Cat Spicker

Mohave County Chapter meetings are held the last Wednesday of the month 6:30 PM at: Moose Lodge #1860, 2620 Miracle Mile, Bullhead City, AZ 86442
 Phone: 715-651-0770 thamedic1951@gmail.com



EDITOR'S NOTE:

If any of the Officers are listed here incorrectly, please send corrections to: TheMasterlink@abateofaz.org
 I will be sure everything is accurate for the next Issue and on the web site.

News from the MRF

For Immediate Release
 November 26th, 2018

The Motorcycle Riders Foundation Contracts with Husch Blackwell Strategies

As the 115th Congress nears an end the Motorcycle Riders Foundation (MRF) has contracted with Husch Blackwell Strategies (HBS) a Washington, DC. based lobbying firm to pursue passage of our anti-profiling resolutions in both the House of Representatives and the Senate. Our membership has stressed to the MRF how important these resolutions

are to the motorcycling community and we are taking proactive steps to seek passage before the end of the year. HBS will advocate for us on Capitol Hill and continue the momentum that we have built over the last two years with this Congress.

Husch Blackwell Strategies (HBS) is a Washington, DC based lobbying firm with a dozen federal lobbyists representing both ends of the political spectrum. The staff at HBS has decades of experience both on Capitol Hill and on K Street advocating for client interests. HBS has a diverse client base representing everything from Fortune 500 companies to small trade associations. Additionally, HBS has a growing state lobbying practice with offices in Texas, Nebraska, Wisconsin and Missouri.

William "Rocky" Fox will lead our efforts with assistance from his colleagues at

HBS. Mr. Fox has over a decade of experience in the lobbying world. He has helped represent such clients as the Outdoor Amusement Business Association, MGM Casinos, Drive Right USA and AT&T. Mr. Fox began his career as a staffer on the House Transportation Committee during the passage of the 2005 Transportation bill (SAFTEA-LU). He is a graduate of the University of San Diego and holds a Master's Degree in Public Policy from American University.

 For Immediate Release

November 20, 2018

FINAL CALL TO ACTION: NATIONAL PROFILING SURVEY

As you know, the Motorcycle Riders Foundation (MRF) has been working hard to get support to advance our bipartisan

and bicameral legislation to address motorcycle profiling. Earlier this year, we sent out a call to action asking you to take a few moments to answer the Motorcycle Profiling Project's National Survey. If you have already answered that call, we thank you for your continued support. If you have not yet had the chance to take the survey, however, we are asking that you please do so today and share the link to the survey with your friends via social media.

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Would you like to receive The Masterlink digitally? It is posted monthly on the ABATE website - www.abateofaz.org. Opt out of the receiving the The Masterlink? Please contact the ABATE Office if you would like to no longer receive a hard copy of The Masterlink. 480-256-9237 or jpsilk2264@gmail.com

Mission Statement

We will lobby and educate the government and the general public to promote motorcycling in a safe and positive image.

We will endeavor to enlist the cooperation and participation of all organizations and individuals who share

a similar interest in preserving our American tradition of

FREEDOM.

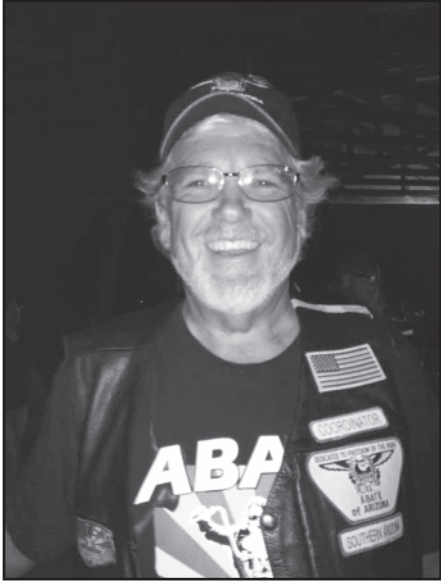
We will involve ourselves in fund raising to achieve our goal.

How to Reach Us

480-256-9237
For Advertising Rates
Email Eric
at themasterlink@abateofaz.org
 Or Mail Your Ads to:
 MasterLink, ABATE of Arizona
 7509 N. 12th St, #200
 Phoenix, AZ, 85020
MasterLink Advertising Rates:

Size	Monthly	Quarterly	Yearly
Business Card Size (3-1/2" w x 2" h):	\$20.00	\$60.00	\$200.00
1/8 Page (5-1/8" w x 4" h)	\$50.00	\$150.00	\$500.00
1/4 Page (5-1/2" w x 8" h)	\$70.00	\$210.00	\$700.00
1/2 Page (10-1/4" w x 8" h)	\$100.00	\$300.00	\$1,000.00
Full Page (10-1/4" w x 16" h)	\$200.00	\$600.00	\$2,000.00
Full Color Back Page (10-1/4" w x 16" h)	\$400.00	\$950.00	\$3,300.00

President's Report



By Jim Butsback

Greetings Brothers and Sisters of ABATE!

Happy New Year! I pray that each of you had a Great Holiday Season! With the passing of each year it is time to reflect on our past accomplishments and to also look toward the future and plan what we need to strive for in the coming year.

It is with great sadness that I must report that Mike Infanzon our Legislative Director/Designated Lobbyist has given me his formal notice of resignation. His

last day representing ABATE of Arizona will be December 31, 2018. I believe that Mike has done an amazing job representing not only ABATE of Arizona but ALL the motorcyclists in the state of Arizona and has always made them his first priority. His hard work has raised the position of ABATE not only in the motorcycling community but with the legislators and other elected officials throughout the state. I wish him all the best on his future endeavors and know that his shoes will be hard to fill.

We have several things coming up and we will need people to step up and work to make them a success. First is our annual officer training. This will be held on Saturday January 5th at the Arizona American Italian Club where the state office is located. This will be a great time for all the officers of the various Chapters to come together and learn the responsibilities of their positions and if they have held the office before to help new officers.

In February we will once again join with the other SMROs in Arizona and host 'MOTORCYCLE DAY AT THE DOME!'. This is an event where we ask as many motorcyclists as possible to take the day and come to Phoenix and lobby our state legislators regarding the issues that affect us. It gives you a chance to

speak to your Legislators on a one on one basis. This will be held on February 18th, 2019 so save the date and plan on taking the day to join in with your brother and sister riders. It is a day set aside for motorcyclists from all around the state to ride to the Capitol and set appointments to meet with their legislators and let them know the issues that are important to us and to get them to support us. ALL ABATE members are urged to attend and to contact their Representatives and Senators. If you cannot make it to the Capitol please be sure and call or email your Legislators that you wish them to meet with the motorcyclists who are in attendance.

On a national level the Motorcycle Riders Foundation will once again be hosting their annual lobby day at our nation's Capital. "Bikers inside the Beltway" is the nation's only federal motorcycle lobby day. Established in 2008 by the late MRF Vice President Michael "Boz" Kerr, BITB has helped thousands of bikers effectively lobby their elected officials. This year "Bikers inside the Beltway" will be held on May 21, 2019 during Motorcycle Awareness Month. SAVE THE DATE! Plan on joining your fellow riders from across the country in Washington D.C..

May is Motorcycle Awareness Month.

Start planning your Awareness events now! Every Chapter should be planning on doing an event of some kind to raise awareness and educate the public on watching for motorcycle and using caution when sharing the roads with those on two wheels. Contact your local city councils etc. to issue a Proclamation making May, Motorcycle Awareness Month!

I encourage ALL ABATE of Arizona members to join the MRF and support their work. Several of our ABATE Chapters are also MRF Sustaining Members and if your Chapter is not please ask your Chapter Officers why not and how your Chapter can become a Sustaining Member of the MRF.

The strength of an organization like ABATE of Arizona is its membership. Without members we cannot accomplish the good work that we try and do. It takes many hands pulling on the rope to get the job done. I want to thank all of the members of ABATE of Arizona for being here and supporting the cause of motorcycle rights here in Arizona.

Until next month!
Ride Free!! Ride Safe!! Ride ENDORSED!!
Jim

News from the MRF (continued)

The data gathered through this survey is invaluable to the Motorcycle Riders Foundation and to the work we do here on Capitol Hill to address the issue of motorcycle profiling. For example, during our Bikers Inside the Beltway national lobbying event, the MRF was able to provide attendees from 33 states specific data of reported incidents of profiling related to their individual state—all because of last year's Motorcycle Profiling Project National Survey.

While the Motorcycle Profiling Project 2018 National Survey is winding down for the year, it still needs more people to participate in the survey to broaden the sample size. We are still optimistic that we can make the final push on H. Res. 318 and S. Res. 154 during the remainder of this current lame duck session of this Congress and gather additional co-sponsors.

The MRF is asking that you help us make sure that the data we present to our lawmakers is as accurate as possible. The survey is totally anonymous and is only 13 questions long.

Take action today!

<https://www.surveymonkey.com/r/VRQ97H6>

For Immediate Release

December 11, 2018

Senate Profiling Resolution Passes Unanimously

The Motorcycle Riders Foundation (MRF) is proud to announce that the Motorcycle Profiling Resolution (S. Res. 154) passed the U.S. Senate with unanimous consent on Tuesday evening, December 11, 2018. Over the past few weeks, the MRF had many productive meetings on Capitol Hill to further our objective of promoting awareness of unfair profiling of motorcyclists across the country. Our resolution's co-sponsor, Senator Ron Johnson (R-WI), has played an integral role in ensuring that the issues of motorcyclists in this country were

addressed in the U.S. Senate.

MRF President Kirk "Hardtail" Willard said upon learning of the adoption of the resolution, "Passage of Senate Resolution 154 has been the Motorcycle Riders Foundation's number one legislative initiative in this current Congress. This act today by the Senate is very important, as it recognizes that the profiling of motorcyclists because of our mode of transportation or choice of attire is unacceptable. The personal relationships, the tens of thousands of contacts, the visits, and the highlighting of this issue as a top priority during the MRF's Bikers Inside the Beltway speaks highly of our passion on this issue and demonstrates our ability as grassroots lobbyists to be effective on Capitol Hill." Willard went on to say, "It is important to note that this cause united the Motorcycle Riders Foundation, our state motorcyclists' rights organizations (SMROs), the National Council of Clubs (NCOC), the National Coalition of Motorcyclists (NCOM) and the Motorcycle Profiling Project (MPP), all of which brought even greater attention to this critical issue. The Motorcycle Riders

Foundation would like to thank our 2018 MRF Legislative Champion, Senator Ron Johnson, and his staff for the significant efforts they put into passing S. Res. 154."

As you know, the MRF, along with the SMROs, the motorcycle club community, and with individual riders across this country have been advocating for a national solution to address motorcycle profiling. With the help of our champions on Capitol Hill, we have been able to advance our bipartisan and bicameral resolutions concerning the profiling of motorcyclists.

Russell Radke, MRF Sustaining Member Motorcycle Club Representative, said, "We are now one step closer to ending the attacks on our civil liberties from unconstitutional motorcyclist profiling." The MRF is encouraged that we have begun to address the concerns of the motorcycling community, but we still have more work to do on this issue. We encourage the U.S. House of Representatives to join its colleagues in the U.S. Senate and pass H. Res 318.

2018 Barbie Hensler Memorial Toy Run

By Woody Phillips – High Country Chapter - Communications

Members of High Country Chapter of ABATE of AZ were joined by their brothers and sisters from Rim Country District of MMA of AZ in the parking lot of the Buffalo Bar & Grill in Payson Arizona on Saturday morning, Dec. 8th, to set-up for the 16th Annual Barbie Hensler Memorial Toy Run. Eager to help out the area's children and families in need this Christmas, they arrived even before the doors were unlocked. The wait was not long however as Mike McKinnon, the Buffalo's owner, soon arrived also very eager to host this year's run. Shortly thereafter the pickup trucks arrived after picking up the toy collection

boxes that had been distributed to various area businesses for the last 30 days. The haul was impressive, but not as impressive as it would be by the end of the event.

By the scheduled start time of 11 am, bar and staff were ready, silent auction items, raffle and door prizes were arranged and ready. People started to arrive almost immediately. Some came there for the Toy Run but many regular patrons, surprised to find the event going on, seemed to relax bit once they discovered what was happening. Run attendees and regular customers all gladly took their free door prize tickets as they entered and some were even happier as they left with either a door or raffle prize tucked under their

arm.

The 50/50 is always a big draw. A couple, Rick and Stephanie, who recently moved to the area, had stopped by to drop off some toys and say hello before heading out on a ride on a glorious fall day. They wanted to participate in the 50/50, but were only hoping they would win so they could donate the money back to the kids. So they purchased a \$20 dollar stretch of tickets and promptly donated them to the treasurer before heading out for their ride. We can't wait to see them again as, sure enough, they won half the \$364-dollar pot which went immediately back into the Event. Incidentally, every single penny earned at the toy run is donated to the Women of the Moose who use the money

to make sure each and every child on their vetted list enjoys a happy Christmas. The Women of the Moose also take care of any of the families of these kids that needs a little extra help. So the toy run ends up helping more than just the kids.

For the 5 hours of the event, we had regular door and raffle prize drawings, great music by our KRIM DJ Chris, great food and drink, and a lot of laughter. New friendships were made and old ones celebrated. This is definitely one of the most fun events of any year.

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Chapter Reports

East Valley Chapter

As I sit here with my cup of coffee thinking back over all the chapter reports and minutes I have written thru the years I must admit that I am feeling a wee bit teary eyed.

This will be my last Chapter report as East Valley Communications officer. I will be handing the "plume" to Donna Batty.

I will also be when I handing over my East Valley Chapter Secretary "Plume" to Cheryl Vasquez.

Yes it will be the first time since 2014 that I will not be holding an East Valley Chapter Officer position but don't think you're gonna be getting rid of me. I will still be right here helping out wherever I can. The whole reason behind stepping out of the East Valley limelight is so that I can hone my focus on my multiple State Officer positions. Ya can only spread it so thin for so long. Thank you East Valley Chapter for being patient at times and helping me grow. Love to you all!

Now let's get down to business. Since my last article we have had some fun.

Nov. 18th a handful of us went down to the St. Vincent De Paul's Birds on Bikes. This year they had it set up as East Valley VS West Valley. If I remember right the East Valley won.

Nov. 24th after attending the ACMC meeting we joined with Phoenix Shadow Mountain to host a booth at What the Hell bar for the Marine Toy run. Thank you Will & Nichole for coming out in a joint adventure.

Nov. 25th We had our monthly chapter meeting at Desert Winds Harley Davidson. We finalized Chapter Officer voting for 2019

Coordinator Jack Batty
Vice Coordinator Joe Ferrucci
Secretary Cheryl Vasquez

Treasurer Deb Ferrucci
Membership Mike Shearhart
Merchandise Donna Batty
Run Coordinator Duane "Disco" Tone
Communications Donna Batty
Sergeant @ Arms Richard Dalton
Safety Nolan Steed
PAC Dave "Coach" Pennington
BOD rep Nolan Steed

Dec. 1st was the ABATE member appreciation thank you to those who made it I know it's a busy time of year and we have to pick and choose sometimes. It was good to see everyone.

From what I hear the Troll's Teddy Bear Run went good too.

Dec 7th Motorcycles on Main was a blast. Good to see so many people out and about some showing the holiday spirit more than others.

By the time you read this we will have survived the 2018 holiday season. I raise my coffee cup to cheers 2019. Let the new adventures begin.

As always be safe out there. Enjoy the ride and as always keep it rubber side down.

Here's to Wind Knots in My Hair,
Dawn P Steed
EV Communications

High Country Chapter

Happy New Year! In December we had our 16th Annual Barbie Hensler Memorial Toy Run and what a success it was. High Country Chapter, with significant help from Rim Country District of the MMA of AZ gathered 5 pickup- truck loads of toys, brought in 17 brand new bicycles and raised \$3,000 in cash. All proceeds were distributed by the Women of the Moose at a party for the kids, and even some whole families, on Dec. 15th. It made for a very special Christmas for all of us and we hope yours was as well.

Last year seemed to blaze by at warp speed with tons of awesome riding that the high country affords us. We want to thank all of our amazing business members and clubs that support our efforts to promote motorcycle rights and safety and look forward to working will all of you next year.

Now that we are entering January 2019, it is time to start thinking about spring! That's right! We are already making plans for the 15th Annual Wild in the Weeds biker party at Punkin Center on May 3, 4, and 5. Be sure to save the date as we are pulling out all the stops with a few significant changes to make the party more fun and bigger than ever. Saturday's festivities will feature the band "Unchained" out of Phoenix. You heard them last year at Too Broke For Sturgism so you won't want to miss this year's rally.

To all our friends, families, supporters and members, please have a safe and prosperous New Year!

Mohave Chapter

NO REPORT

Phoenix/Shadow Mountain

NO REPORT

Southern Arizona Chapter

NO REPORT.

Yavapai Chapter

The Yavapai Chapter of the ABATE of Arizona successfully elected officers for 2019 during our November 2018 monthly meeting. They are as follows:

- BOD Deborah Buttita
- Coordinator – Dan Tumey
- Vice Coordinator – Richard Carver
- Treasurer – David McLaren

- Secretary – Suni Sommers
- Safety – AJ Killian
- Sgt @ Arms - Richard Carver
- Communications – Carolyn Carver
- Run Coordinator - Dan Tumey
- PAC, Merchandise are both vacant

Our Safety Officer, AJ Killian, reviewed the MSF Guidelines on Group Rides. Also, when riding staggered, do not ride in other's blind spots. If you can see their face in their mirror, they can see you.

Deborah Buttita, our BOD representative, shared pertinent information regarding the actions of endorsing candidates, with the main focus being on the term "endorse". Phoenix and Shadow Mountain chapters says that ABATE should not be endorsing candidates and State will discuss this at the January meeting. Our chapter decided to table further discussion until our December meeting.

Our chapter enjoyed our social event on November 3, 2018 as we slowly cruised through the Verde Valley on the Verde Valley Train. We were blessed with amazing weather and were thrilled when members of the Phoenix chapter rode up to enjoy the day with us!

Our next chapter meeting will be held on Wednesday, December 12th, at 6:00 pm at the VFW Post 541 at 202 Arizona Avenue in Prescott, Az 86301. For more information, contact ycabateaz@gmail.com or call Dan at 928-308-9911. Sport bikers are underrepresented and we need your participation.

Carolyn Carver
Communications Officer

Yuma Chapter

NO REPORT

2018 Barbie Hensler Memorial Toy Run (continued)

The end result was about 5 pickup trucks of toys, 10 brand new bicycles (with 7 more still to arrive), and \$3,000 cash.

This event is always the result of a few months of coordinating by our Event Coordinator, CC Ransom, with extra help from the Rim Country District of MMA who, this year, stepped up in a really big way to help with the actual execution of the event. So we want to start by thanking the Rim Country District MMA. We could never ask for better brothers and sisters. Thank you.

There is a very long list of businesses that need to be mentioned here as their support is invaluable. These include: Bandit's Restaurant and Dirty Cowboy Saloon in Strawberry, HB's Place and the Pinewood Tavern in Pine, The Spur Bar in Star Valley, The Pinon Café in Payson, and Jake's Corner Bar, all of which hosted toy collection boxes. Also, thanks to Miller Autoworks and Tonto Silkscreen & Embroidery in Payson for their very generous donations.

Special thanks go out to our brothers and sisters at the Old Bastards MC in Payson, the Loose Cannons in Payson, and the American Legion Riders from Post 69 in Payson who turned out in force. Also, thanks to Toys for Tots for their generous donation of toys.

Then there were those who really stepped up. These include Joy's Sweet Shoppe & Espresso Cafe in Pine and El Rancho Restaurant in Payson who both had completely full collection boxes. Then comes the Ponderosa Market in Pine with almost 3 full boxes of toys collected. But the most outstanding support came from 2 locations. The Sportsman's Chalet in Strawberry stepped up in a big way and brought us a full box of toys, a large cash donation AND they purchased, and delivered, the 17 brand new bicycles. And, once again, Punkin Center Bar in Tonto Basin handed us 3 overfull boxes of toys as well as over \$1,200 in cash. They do this each and every year and we cannot thank them enough.

Also needing special mention is Sawmill Theaters who promoted the event, free, on every screen of each showing for the last month and KRIM FM 96.3 in Payson who not only promoted the event, but collected toys AND provided their DJ Services free. Thanks so much Chris!!

Definitely not least in all of this is Mike at the Buffalo Bar & Grill in Payson; the permanent home of the Barbie Hensler Memorial Toy Run. Thank you Mike. You are a rock star!

Finally, and most importantly, thank you once again to the Women of the Moose who take all the toys and money to make sure every child on the vetted list they create and oversee is given an excellent Christmas. They work extremely hard to get all donat-

ed, and purchased, toys, clothes, and other family items, sorted and wrapped in just under a week. Then, no doubt exhausted, they throw a huge party for the kids and their families complete with Santa and Mrs. Claus (who are generally escorted by the Hellsgate Fire Department). Ladies, you are all Christmas angels. Thank you from the bottom of our hearts.

As you can see, if you have read all the way down here, this is a community event and requires the support of many many folks to pull off each year. For the 16th time we are able to say "Thank You, have a very Merry Christmas, a safe and prosperous New Year, and see you next year for the 17th annual Barbie Hensler Memorial Toy Run".

We love you Barbie! We hope we are making you proud.

View the photo album here: <https://motorcyclesafari.com/photo-albums/2018-Barbie-Hensler-Toy-Run/>

View the Live Stream from the event here: <https://www.facebook.com/KrimFm/videos/260720001271222/>

Complete list of supporting businesses and organizations:

- The Sportsman's Chalet – Strawberry
- Bandits Restaurant & Dirty Cowboy Saloon – Strawberry
- HB'S Place – Pine
- Ponderosa Market – Pine

- Pinewood Tavern – Pine
- Joy's Sweet Shoppe & Espresso Cafe – Pine
- El Rancho Restaurant – Payson
- Buffalo Bar & Grill – Payson
- The Spur Bar – Star Valley
- Greater Payson Moose Lodge 852 – Star Valley
- The Women of the Moose – Star Valley
- Miller Autoworks – Payson
- Tonto Silkscreen – Payson
- KRIM FM 96.3 – Payson
- Sawmill Theaters – Payson
- Pinon Café – Payson
- American Legion Riders – Post 69 – Payson
- Loose Cannons MC – Payson
- Old Bastards MC – Payson
- Jakes Corner Bar – Jakes Corner
- Punkin Center Bar & Grill – Punkin Center
- Toys For Tots
- Rim Country District of the Modified Motorcycle Association (MMA) of Arizona
- High Country Chapter of ABATE of AZ
- And all the folks that live between Tonto Basin and Strawberry that made this possible.

Coast to Coast

*NCOM BIKER NEWSBYTES
Compiled & Edited by Bill Bish,
National Coalition of Motorcyclists
(NCOM)*

U.S. SENATE TAKES A STAND AGAINST POLICE PROFILING OF MOTORCYCLISTS

The United States Senate has approved the Motorcycle Profiling Resolution (Senate Resolution 154) without amendment by unanimous consent on Dec 11, addressing concerns of motorcyclists across the country regarding law enforcement discriminating against bikers in traffic stops, citations and arrests.

This bipartisan and bicameral resolution (H.Res. 318 companion in the House) could provide a national solution to the discriminatory profiling of motorcyclists over mode of transportation or style of dress in enforcing the law. Several states have considered bills to prohibit police from profiling motorcyclists, and Washington became the first state to pass such an anti-profiling law in 2011, followed by Maryland in 2016.

The two companion measures in the U.S. Senate and House of Representatives, which are nonbinding and do not have the force of law, seek to curb profiling of motorcycle riders at the federal level by "Promoting awareness of motorcycle profiling and encouraging collaboration and communication with the motorcycle com-

munity and law enforcement officials to prevent instances of profiling."

S.Res. 154 and H.Res. 318 also "urges State law enforcement officials to include statements condemning motorcycle profiling in written policies and training materials."

U.S. Senator Ron Johnson (R-WI) spearheaded the measure in the Senate, and recently tweeted; "Pleased the Senate passed S.Res. 154 to encourage states to take steps to prevent profiling of #motorcycle riders. Hopefully this will lead to more efforts to raise awareness of and address motorcycle profiling."

As defined by the Congressional resolutions, "motorcycle profiling" means "the illegal use of the fact that a person rides a motorcycle or wears motorcycle related apparel as a factor in deciding to stop and question, take enforcement action, arrest, or search a person or vehicle with or without legal basis under the Constitution of the United States."

Concerned riders are now urged to contact their Congressional delegations in the U.S. House of Representatives and encourage them to join their Senate colleagues by likewise passing House Resolution 318.

GOVERNMENT WINS FIRST ROUND IN TRIAL TO SEIZE MONGOLS PATCH

For over a decade, federal law enforcement

authorities have been testing a unique legal tactic to take down the Mongols Motorcycle Club by seizing their trademarked logo under asset forfeiture laws, and now a federal jury in Santa Ana, California has found the Mongols guilty of racketeering and conspiracy, setting up a second phase of the trial during which the government will seek to seize control of the club's "intellectual property" and thereby ban members from wearing their unifying "colors" or patches.

Federal prosecutors will ask the judge to fine the Mongol Nation -- the West Covina, CA entity that legally owns the club trademark -- and order it to forfeit rights to the identifying logo worn on the bikers' vests.

Since the case is focused on the Mongols organization, no specific individuals are facing jail or prison time, but the government's attempt to defrock club members is aimed at dismantling the club by destroying their identity and thus its allure.

During the five-week trial that ended Thursday, December 13, 2018 prosecutors testified that the Mongols were a violent criminal enterprise. According to the Associated Press, in finding the Mongols guilty of racketeering, jurors decided that the motorcycle club itself is a criminal organization.

The Mongols have denied that they are a criminal enterprise, arguing that the organi-

zation itself isn't responsible for crimes committed by individual members or in self-defense.

Defense attorney Joseph A. Yanny argued that individual club members may have committed criminal acts but the club is blameless and kicks out members under a "zero-tolerance" policy for such activity.

"They won the battle, but they did not win the war," said David Santillan, the current president of the Mongols, said of the government after the jury verdict.

In 2008, dozens of members were charged with racketeering based on an investigation in which agents from the Bureau of Alcohol, Tobacco, Firearms and Explosives infiltrated the club, and a judge ruled that they should forfeit the Mongols trademark but later reversed the decision. The new case was filed in 2013, and it was thrown out two years later by U.S. District Judge David O. Carter, but he was overruled on appeal.

Now, the same jury will return to court Jan. 8, as the focus of the trial shifts to potential seizures from the Mongols. Judge Carter, who is presiding over the trial, will make the final ruling on exactly what will be seized. If the judge ultimately approves the seizure of the trademark,

continued page 6

Join A.B.A.T.E.

ABATE IS:

- A Motorcycle Rights Organization (MRO)
- For Bikes & Riders, regardless of Race, Creed, color, sex, age, machine or gear
- For all Motorcycles regardless of Fraternal or club affiliation, as well as Independents
- For people interested in motorcycle safety
- For People interested in rider education
- For people interested in motorcycle awareness PSAs directed to non-Riders
- For people interested in protecting and promoting motorcycling
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- Priceless Rights
- Priceless Rider Education

ABATE of Arizona Serves to:

- Collaborate with other organizations to monitor and support funding for practices that do not discriminate against motorcycling.
- Encourage political involvement of its membership.
- Promote and present motorcyclists and motorcycling in a positive and safe manner.
- Help prevent motorcycle crashes and promote crash survival through rider education, and public awareness campaigns.
- Encourage ongoing federal research programs such as use of E15 fuel in motorcycles, inclusion of motorcycles in ongoing transportation emerging technologies, and improvements in safer roadway design strategies.
- Promote rider skills training

ABATE of Arizona has developed a program with the mission to provide motorcycle awareness training to all drivers and soon-to-be drivers on the road in Arizona. Instructors provide a one hour program to students in driver education classes throughout the state.

Motorcycle Awareness Program (MAP)

MAP is available to be presented to civic organizations as well as most businesses that hold safety meetings. FMI: map@abateofaz.org

ABATE accomplishments:

- 1992 Opened HOV lanes to motorcycles
- 1993 Helped prevent mandatory helmet legislation in Arizona
- 1997 Established handlebar height elevation to shoulder height
- 2001 Established Motorcycle Safety Fund
- 2002 Established Arizona Motorcycle Safety Council
- 2004 Established veteran plates for motorcycles
- 2007 Eliminated yearly motorcycle emissions testing in Pima County
- 2007 Removed cap on Motorcycle Safety Fund
- 2013 Eliminated yearly motorcycle emissions testing in Maricopa County
- 2015 Eliminated restriction on handlebar height
- 2017 Successfully prevented mandatory helmet legislation
- 2017 Reestablished Motorcycle Safety Fund for 5 years

- 2017 Helped pass the Teen texting bill
- 2017 Helped pass the Civil Forfeiture changes
- 2018 Introduced Anti-profiling legislation
- 2018 Stakeholder for Lane Splitting Bill
- 2018 Stopped the adoption of California emissions standards in Arizona
- 2018 Helped pass "Pam's Law" - Aggravating factor for injuries to pedestrians and motorcyclists by distracted and DUI offenders

JOIN ABATE NOW!

ABATE Of Arizona provides a unified voice for all motorcyclists in Arizona. Add your voice to ours. Join ABATE now, for the preservation of your ability to ride a motorcycle with the freedom that's your right!!

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{ } High Country { } Yavapai { } Yuma

{ } Phx/Shadow Mtn { } Mohave

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Coast to Coast (continued)

he would also determine exactly what the government could do with it, including whether they could literally take the Mongols jackets off members' backs.

Motorcycle clubs across the country are watching this test case closely. "They take our patch," Santillan told the New York Times, "and then they take all the clubs' patches."

NCOM CONVENTION TO ADDRESS BIKERS' RIGHTS ISSUES

Topics such as Motorcycle Profiling and "Save the Patch" will be among the many issues of concern to our nation's motorcycle community that will be addressed during the upcoming 34th annual NCOM Convention, to be held Mother's Day weekend, May 10-12, 2019 at the DoubleTree by Hilton in Orlando, Florida. Hundreds of bikers' rights activists from the ranks of motorcycle rights organizations (MROs) and Confederations of Clubs (COCs), as well as independents and other allied riders will gather to discuss the concerns of all riders.

Agenda items will cover various legal and legislative issues, with Special Meetings for Veterans Affairs, Women in Motorcycling, Clean & Sober Roundtable and World of Sport Bikes, as well as the Christian Unity Conference and Confederation of Clubs Patch Holders Meeting. Additional seminars will be conducted regarding Restoration of Rights, Leadership 101 and "Share the Road" Motorcycle Safety.

All motorcyclists are welcome, and to pre-register for the 2019 NCOM Convention contact the National Coalition of Motorcyclists at (800) ON-A-BIKE or visit www.ON-A-BIKE.com.

CELL PHONE BANS ARE SAVING MOTORCYCLISTS' LIVES

Laws to ban or curb drivers' use of cell phones and other handheld devices have greatly reduced the rate of fatalities for motorcyclists, according to a new study by faculty at Florida Atlantic University and the University of Miami. The study's findings, recently published in Social Science & Medicine, show that states with moderate to strong bans have motorcycle fatality

rates that differ by as much as 11% compared to states with no bans.

The study originally intended to focus on overall traffic fatality rates involving cell phone use while driving. When it comes to car vs. car crashes, it's not clear that partial or total bans on phone use while driving has had any effect on fatalities, due largely to the high level of crash safety built into modern cars. Such is not the case when it comes to motorcycles, however. To the researchers' surprise, data from the study reflects that states that have either a partial or total ban on cell phone use while driving have a lower number of motorcycle fatalities compared to states with no ban at all.

The researchers of this study argue that policymakers should consider strengthening texting and handheld cell phone bans, as well as enforcement, to improve safety and save motorcyclist lives. According to the Insurance Institute for Highway Safety, using a hand-held cell phone while driving is illegal in just sixteen states plus Washington, D.C.

"In the case of motorcycles, these laws seem to be effective," said study co-author Gulcin Gumus, Ph.D., an associate professor in health administration in the Department of Management Programs at FAU's College of Business. "While it's not clear that these laws have had an impact on reducing the overall number of traffic fatalities, when we focus specifically on motorcycles, we find that these laws are having a major impact in reducing deaths among motorcycle riders."

RECORD NUMBERS OF WOMEN ARE RIDING MOTORCYCLES

More and more women are moving from the back seat of a motorcycle to behind the handlebars, with the number of female riders doubling over the past decade from one in ten in 2009 to one in five today.

A study by the Motorcycle Industry Council (MIC) found that women now make up 19% of motorcycle owners, with even greater ownership among younger generations. The survey found that among Millennials (Generation Y, born from

1985-2004), 26% of motorcycle owners were women. Among Gen X (those born 1965-1984), 22% were women.

"As the number of Boomers and mature motorcyclists shrink and are replaced by newer riders, we could soon be looking at a solid 25% of motorcycle owners being female," said Andria Yu, MIC director of communications.

The MIC polled 2,472 adults nationwide for the 2018 Motorcycle/ATV Owner Survey. For decades, the MIC says its surveys have served as the census of motorcycling, and have tracked a steady growth in the percentage of women who own bikes.

The MIC says the 2018 owner survey also found that women motorcycle owners spend, on average, \$574 a year on tires, routine repairs, maintenance, replacement parts, and accessories and modifying equipment, compared with \$497 by men.

Motorcycling has grown in popularity and acceptance in American culture in recent decades, which the MIC says is reflected in their survey. It found that 66% of women motorcycle owners say their family and friends would have a positive attitude toward motorcycles and scooters.

However, total ridership is struggling according to USA Today, and overall new motorcycle sales have been stagnant in the U.S. since the Great Recession, with annual sales peaking in 2006.

LONDON MOTORCYCLISTS FACE SURCHARGES

In a bid to improve air quality, the ULEZ (Ultra Low Emission Zone) will launch April 8, 2019, and drivers or riders of older vehicles in London's central congestion zone will thereon face a round-the-clock charge of £12.50 per day (\$15.80 USD).

ULEZ has been described as the world's most radical crackdown on vehicle emissions, and will apply to motorcycles that fail to meet "Euro 4" standards (those registered before 2007).

The rider group We Ride London is campaigning against this unfair and counter-intuitive tax, stating that "Motorcycles and scooters are part of the solution to reduc-

ing pollution, congestion and overcrowding but we continue to be ignored."

The charge will apply 24/7 and in October 2021 will be extended to the area inside the North and South Circular roads – multiplying the charge zone by 28 times.

MAN CLAIMS DISCRIMINATION IN CANADA'S HELMET EXEMPTION LAW

Earlier this year, the province of Alberta in Canada became the third province to pass a law exempting the Sikh community from wearing motorcycle helmets -- north of the U.S. border, helmets are mandatory on a motorcycle. One Albertan, however, strongly believes the exemption is discriminatory and that if Sikhs don't have to wear a helmet, neither should he.

Troy Fandrick from Medicine Hat, Alberta, believes that the exemption granted earlier this year is discriminatory. As a non Sikh, he is forced by law to wear a helmet and his claim is that if a small percentage of the population is allowed to ride without a helmet, everyone else should be allowed as well.

Fandrick explains that his issue doesn't lie in the fact that Sikhs have been granted the exemption: his main complaint is "why them and not me"? He points a finger at Transport Canada for imposing a rule that doesn't apply to everyone and that in this case, he is being denied equal rights.

"The sole distinction in the law is racial and ethnic in nature. There's no additional qualification," Fandrick told Medicine Hat News, claiming that he has already been pulled over -- and fined -- three times because he wasn't wearing a helmet.

"I just want equal rights," says Fandrick, who is currently gathering funding via a GoFundMe page to enlist the services of a lawyer interested in taking on his cause.

QUOTABLE QUOTE: "Every man is guilty of all the good he didn't do."

~ Voltaire (1694-1778), French historian and philosopher



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ABATE of Arizona Chapter Meeting Times and Locations

East Valley Chapter

EAST VALLEY CHAPTER meetings are held the 4th Sunday of the month at 11:00 a.m. at Fraternal Order of Eagles (F.O.E.) 1712 W. Broadway Road, Mesa AZ 85202
FMI contact Joe Ferrucci at 480-295-9488

High Country Chapter

High Country Chapter meetings are held on the 3rd Saturday of the month at 10 a.m. at The Moose Lodge in Star Valley. Contact: chicknbone@live.com or 928-970-1134

Phoenix / Shadow Mountain Chapter

Phoenix/Shadow Mountain meetings are held on the 2nd Sunday of each month at 10:30am at the AZ American Italian Club, 7509 N. 12th Street, Phoenix, AZ 85020. FMI: Chapter Coordinator Mike Schneider, 602-549-1044, mike@squarepegpromos.com

Mohave Chapter

Mohave County Chapter meetings are held the last Wednesday of the month 6:30 PM at: Moose Lodge #1860, 2620 Miracle Mile, Bullhead City, AZ 86442 Phone: 715-651-0770
thamedic1951@gmail.com

Southern Arizona Chapter

The Southern Arizona Chapter will meet the third Saturday of the month. We will gather at the Kettle Restaurant meeting room. 748 W Starr Pass Blvd., Tucson, AZ 85713. Meeting time is 10AM October through March and 9AM April through September. FMI contact Jim Butsbach (520)247-3051 or abateofazsac@yahoo.com

Yavapai Chapter

Yavapai Chapter meets the 2nd Wednesday at 6:00 p.m. at the VFW Post 541 in Prescott – 202 N Arizona Ave / 928-776-1125. For more information, please contact Dan Tumey @ 928-308-9911 or ycabateaz@gmail.com. See us on Facebook at <https://www.facebook.com/groups/ycabateaz/>.

Yuma Chapter

The Yuma ABATE chapter meets the second Tuesday of each month at 6:00 pm. We meet at the Copper Miner Restaurant, 11375 S Foothills Blvd 85367. We would love to see you there.

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Rule for Radicals #2: Never go outside the expertise of your people

Mike Infanzon
Legislative Director

If you're a motorcycle rights activist, chances are there are some issues you are particularly passionate about. Maybe you or someone you know has been personally affected by distracted drivers. Or perhaps you ride everyday and are concerned about red light runners.

It's impossible for an activist to know every detail about every policy issue facing America today. No one has the time, energy or memory to be completely educated about and actively involved in every fight.

That's ok. Often, the best way for an ABATE member to be effective is to pick

a handful of issues and focus on those.

The problem, as Saul Alinsky points out in his second rule for radicals, is when grassroots campaigns go outside their activists' expertise. One of the greatest traps for freedom-loving activists can fall into is ending up discussing or debating issues that have nothing to do with their end goal.

When movements go outside the expertise of their people, Alinsky says, it results in confusion, fear and retreat. He says feeling secure adds to the backbone of anyone.

I heard a grassroots trainer using a metaphor when talking to activists during his trainings. When you're talking to peo-

ple about an issue, he says, imagine yourself on a small island. As long as you stay on that issue, such as mandatory gear legislation or profiling, you're safe. But if you venture off the island, you're in dangerous territory. There are sharks, big waves and even giant squid.

Activists can wind up off the island for a number of reasons. Sometimes, it's people who are genuinely curious about your opinions on issues that don't relate to the one you're currently discussing. Other times, the opposition might be intentionally trying to knock you off your campaign.

If you're leading an anti-profiling campaign in your state and talking about how motorcyclists are profiled and Constitutionally protected freedom, oppo-

nents of the measure may try to tell people you just want to be special or just a gang member trying to get away with illegal activity. Or they might try to bring up other issues they disagree with you on.

If you and your team get pulled away from your Constitutional message or off of the topic of motorcycle awareness entirely, it's going to inevitably result in confusion fear and retreat. As hard as it can be sometimes, staying on "the island" and staying on message is crucial to winning.

If grassroots campaigns want to be successful, they have to be disciplined. Stay on your island. Stay on message and stick with your activists' expertise.

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ABATE of Arizona

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Events Calendar

JANUARY 2019

1-19-2019 {Sat} 9th annual Skin & Steel takes place January 19, 2019 at the American Legion Post 2 [2125 S Industrial Park Ave] in Tempe. 10a-4pm. Tattoo & Motorcycle contests, vendors, & more. Music by 'Moonshine VooDoo Band'. Free admission. Benefits American Legion Rider Programs. FMI: 480-967-2968, Skin.SteelAZ@gmail.com |

www.skinandsteelaz.com
1-26-2019 {Sat} 4th Annual Ride for the Salt River Wild Horses, a benefit for the Salt River Wild Horse Management Group { <http://saltriverwildhorsemanagementgroup.org> } to continue protecting and keeping the Salt River Wild Horses Wild & Free. Register at the American Legion Post 58 Fountain Hills. 9-11am. \$10/pp suggested donation. The unescorted scenic ride ends at

Superstition Harley-Davidson
2910 W. Apache Trail Apache Junction 85120. End party 11a-4:30pm. Flag Presentation, National Anthem, Live Music, Beer Garden, Vendors, Educational Booths, Speakers, & more. FMI: <https://www.facebook.com/events/1811432915557693/>

Legislative Director Report

Michael Infanzon
Legislative Director

As this is my final legislative update as your legislative director, I wanted to recap a little of what has been done over the past two years and what is in store for the next legislative session.

In 2017, we:

- Successfully prevented mandatory helmet legislation
 - Reestablished the Motorcycle Safety Fund for 5 years. ABATE of Arizona was recognized on a national level for this.
 - Helped pass the teen texting bill
 - Helped pass civil forfeiture changes
- In 2018, we:
- Drafted and introduced anti-profiling legislation
 - Drafted and introduced Class M license requirement to register a motorcycle
 - Reworded texting bill to protect motorcyclists from unwarranted searches of their phones
 - Stakeholder for Lane Splitting Bill (ABATE, MMA, ACMC, MRF and

COIR)

- Stopped a Lane Splitting Helmet Mandate Bill
- Stopped the adoption of California emissions standards in Arizona in committee
- Helped pass "Pam's Law" – Aggravating factor for injuries to pedestrians and motorcyclists by distracted and DUI offenders
- Second year of a Legislative Scorecard
- Published a Motorcycle Voter Guide for the first time
- Successfully lobbied two more US Representatives to co-sponsor H. Res. 318 – motorcycle profiling
- Voter Registration Drives which registered over 400 new voters and helped 14 motorcyclists get their voting rights restored through the Arizona Motorcycle Voter Project (azmvp.org)
- Get out the Vote drive with #irideivote, neighborhood walks, events and social media campaigns. In fact, we knocked on over 8000 doors and made hundreds of phone calls during the campaign cycle in a get out the vote effort.
- Logged hundreds of hours and

other SMRO in Arizona with the legislative agenda for this next session. This includes getting anti-profiling legislation passed in both chambers of the state legislature. We formulated a strategy to get lane splitting through the legislature as

well. With the state funds constantly being swept by other departments, securing the motorcycle safety fund rounds out the big priorities on the agenda. I also suggested the increase in penalties for drivers who tailgate, run a red light, and

thousands of miles establishing a dialogue with candidates and elected officials about motorcycle related issues

- Invited to be "at the table" in discussions with local civic groups about motorcycle related issues and built multiple legislative coalitions with several chambers of commerce
- Successful Motorcycle Day at the Dome event at the state capital for Motorcycle Safety and Awareness Month (ABATE, MMA, ACMC and MRF Reps)
- Statewide (Governor and State Senate) proclamations and 12 cities/municipalities proclaiming May as Motorcycle Safety and Awareness Month
- Hosted multiple Legislative Town Halls across the state

This is the work we put in so that we can have fun with events like chili cook offs, weekend camping trips, Wild in the Weeds, Moon Mullins Run, Hard Ass Run, Backstage Biker Bash, poker runs, toy runs, and of course Too Broke for Sturgis.

2019 and beyond

I have helped the representatives of the

distracted driving violations. Let's see how that all goes.

Motorcycle Day at the Dome will be held on February 19th on the Senate lawn. This is THE DAY that motorcyclists from



Motorcycle Riders Foundation Awareness & Education (MRFA&E) was established to promote motorcycle awareness and education due to an ever-increasing rider population. No one is more concerned with rider safety than riders themselves, and obviously those best suited to educate newer riders are veteran riders.

OUR MISSION:

Promote awareness and education in the motorcycle community to improve riders' safety.

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Motorcycle Riders Foundation Awareness & Education (MRFA&E)
2221 S. Clark Street
Arlington, VA 22202
(202) 546-0983
www.mrfae.org

all over the state can come and discuss issues with their legislators. The attendance has been growing over the past few years and I am hopeful in that we have a large turnout this session. Freedom is a team sport.

Every Mongols MC Member Found Guilty in Patch Seizure RICO Case

<http://www.motorcycleprofilingproject.com>

For the first time in history, in its latest bid to seize the Mongols Motorcycle Club's logos and collective membership marks, the federal government has successfully indicted the Mongols Nation as an entity comprised of every single full-patched member of a motorcycle club, on felony RICO racketeering and conspiracy charges regardless of personal guilt.

So, what happens next? What does this verdict mean for the Mongols MC, other motorcycle clubs in America, and the First Amendment to the US Constitution? There are definitely more questions than answers. But one thing is certain. The fight to Save The Patch is far from over. Now, more than ever, motorcycle clubs have a critical issue to mobilize around in order to preserve and insure the survival of a lifestyle and a culture.

Mongols Nation found guilty.

On December 13th, 2018, the Mongols Nation, defined as all full-patched members of the Mongols Motorcycle Club, was found guilty by a federal district court jury in Southern California under the federal RICO Act of racketeering and conspiring to engage in racketeering, for conducting and participating in the criminal enterprise called the Mongols Gang. The Mongols Gang is defined by the federal government as all patched members, prospects, and associates of the club. The federal government argued that, since 2002, the Mongols Gang has committed crimes ranging from drug dealing to murder at the direction and benefit of the Mongols Nation.

No one goes to jail?

Despite a verdict of guilt, no one will be incarcerated as a result. The crimes cited are historical and, in many cases, resolved. The goal here is different. The government maintains that the club's insignia and patches are an element of the

criminal enterprise and a tool of intimidation. If the government gets its way during the sentencing phase, prosecutors argue they will literally be able to take the colors off a Mongol's back.

The implications for the motorcycle club community at large are obvious. The federal government's forfeiture strategy could ultimately be applied to other clubs in an attempt to crush the symbolism that defines association in motorcycle clubs. And completely independent of forfeiture, the idea that an entire motorcycle club can be defined as a criminal enterprise regardless of personal guilt also lays the foundation for other severe sentencing options such as excessive fines and asset forfeiture.

Personal guilt and the 1st Amendment

Beyond immediate impacts to the Mongols MC, the US Attorney's theory of prosecution compromises important judicial principles such as the doctrine of

personal guilt, guilt by association, and the fundamental concepts of First Amendment Association and Expression. Indeed, the prosecution's theory obliterates long-standing constitutional principles.

To permit the government to impose restrictions on any person "who wears the insignia of [the Mongols], without regard to or knowledge of that individual's specific intent to engage in the alleged violent activities committed by other members, is antithetical to the basic principles enshrined in the First Amendment and repugnant to the fundamental doctrine of personal guilt that is a hallmark of American jurisprudence." 1

Unanswered Questions

Independent of collective membership

continued page 13

BIRDS ON BIKES



FERRUCCI SPAGHETTI KING



2018 MEMBER APPRECIATION PARTY



MARINE TOY RUN



MRFA&E "Young Activist Scholarship" winner first time to MOTM Conference

By: Jordyn Hanson – ABATE of Sioux Falls, vice President & MRFA&E Web Guy

I had never been to the Meeting of the Minds before this year. That doesn't mean I had never heard of it. The way people talked about MOTM, it seemed like the biggest event since the World's Fair.

From our first night in Denver, hearing from all the states and what they were going through, it made me feel like I was no longer alone. It was good to learn that this discussion goes beyond the South Dakota borders and that we are all united.

Meeting people and exchanging cards was a big part of the event too, Going to the MOTM with experienced friends from the South Dakota ABATE groups made things easier. However, the MRF made it even easier -- when we checked in they gave us a paper clip to signify this was our first MOTM. That little paper clip got me into more conversations than anything I could have thought of. The people are so kind and talkative I would recommend the event to anyone on the fence about the MRF, the Meeting of the Minds or motorcyclists rights.

The general sessions gave us an overview

and the breakout sessions were helpful with the guidance they provided. I was amazed at the subjects the MRF provided – everything from dealing with different types of bikers to the future of motorcycling, to the future of motorcycling safety and how they will impact motorcyclists rights.

I really liked the history of the MRF and biker's rights. The simulator they had in the lobby was another exhibit that was an eye-opener. We talked about how insurance companies twist the facts in Michigan and how we have to be aware that it could happen anywhere. The ban-

quet brought everything together and held my interests throughout..

The biggest thing I took away from the conference was contacts I made. From what I heard, each year you go the closer you grow with those contacts; it is good to have friends that you can ask when you face a problem in your state knowing that another state has gone through something similar..

See you all in Bloomington, Minnesota, 2019!

Jordyn Hanson – ABATE of Sioux Falls



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Pagans Charges Dropped After Video Shows Excessive Force

<http://www.motorcycleprofilingproject.com>

The National Council Of Clubs (NCOC), dedicated to defending the political, legislative and legal interests of motorcyclists across America, joins those voicing disgust with the videotaped actions of undercover and uniformed Pittsburgh Police officers inside Kopy's bar on October 12th, 2018, which resulted in the arrests of Pagans Motorcycle Club members Frank Deluca, 36; Michael Zokaites, 38; Erik Heitzenrater, 28; and Bruce Thomas, 61. Video released by numerous news outlets shows officers brutally beating one of these members well past the point of being subdued before being arrested and charged with aggravated assault, conspiracy and riot as a result of the fight¹. On November 14th, all charges were dropped against all four defendants. Furthermore, the FBI announced an ongoing investigation into the incident.²

In the short-term, the officers involved should have their employment terminated and all officers involved should be held civilly and criminally liable. In the long-term, legislative solutions prohibiting discrimination and profiling would protect against civil liberty violations, and therefore exposure to civil liability, by reducing the probability of such incidents occurring in the first place.

The NCOC also supports the bar owner's constitutional right to pursue an occupation, which was infringed by officers when the owner was told that he must ban motorcycle club colors in his bar following the brawl. Agents of the government such as law enforcement officers are also constitutionally prohibited from coercing or pressuring a private establishment to discriminate.

A Story of Excessive Force

There are differing accounts of what started the brawl. The bar owner, for example, reports that the police were the agitators and aggressors. But regardless of what started the fight, punching a completely defenseless Frank Deluca in the head and face 23 times while his arms were being

held and his hair pulled back, as irrefutably shown in video, is unconstitutional use of excessive force even if there was probable cause for an arrest, which, according to defense attorneys, eyewitness accounts to local news media, and the recent dismissals, is highly improbable.

"Without a doubt, the most controversial issue in American policing is the use of force by police officers. On too many occasions, we have seen newspaper headlines reporting that an individual has been brutalized or, worse yet, killed by the police. The consequences of excessive and deadly force have been severe, affecting both police organizations and the communities they serve."³ The events of October 12th are a perfect demonstration.

Equal Access and Threatening Kopy's

Independent of the excessive force issues, the Pittsburgh undercover officers involved continued their streak of constitutional violations after the beatings and arrests. As published by Channel 11 News/WPXL on October 24th, 2018:

The owner of Kopy's, who was doused with pepper spray, said after the fight, a police lieutenant blamed him.

"The lieutenant stated that this was my fault for letting them in with jackets. I responded the bikers did not cause the fight, and the lieutenant began screaming to me about the bikers being dangerous and referenced that they had guns and that someone could have been shot or killed."

The owner said the lieutenant also told him to post a dress code and that he doesn't want to see any bikers in his bar.

It is settled law that agents of the government are barred from acts of discrimination. Wearing motorcycle club colors expressing associations falls "squarely within the protective umbrella of the First Amendment...any action to punish or deter such speech...is categorically prohibited by the Constitution."⁴

According to the Supreme Court, the Due Process Clause of the 14th Amendment protects a liberty or property interest in pursuing the "common occupations or professions of life." See *Schwartz v. Board of Bar Examiners*, 353 U.S. 232, 238-39, 77 S.Ct. 752, 755-56, 1 L.Ed.2d 796 (1957); *Chalmers v. City of Los Angeles*, 762 F.2d 753, 757 (9th Cir.1985). The constitutional right infringed in cases of excessive and unreasonable police conduct, like demands that a private establishment prohibit motorcycle club colors, is "the right to pursue an occupation." *Benigni v. City of Hemet*, 879 F.2d 473 (9th Cir. 1989)

What Should Be Done?

The actions of the officers at Kopy's bar were simply egregious and inexcusable. Aside from the direct harm caused by their conduct, these officers have exposed the department, government, and taxpayers to huge civil liability damage for irrefutable violations of the constitution.

In the short-term, the NCOC believes that all officers involved should ultimately have their employment terminated when allegations of excessive force or coercion are confirmed through investigation and due process. The NCOC supports the efforts of those violated to pursue relief through civil rights claims.

Longer-term, the NCOC believes that legislative solutions to address the issue of motorcycle profiling, combined with basic training and education related to current constitutional prohibitions against government discrimination, would reduce similar incidents of profiling and discrimination going forward.

Incident Again Proves Video Evidence is Key

This incident is further confirmation that video is the best weapon available in the fight against motorcycle profiling and discrimination. Without video, law enforcement's version of events would likely go unchecked and 4 individuals would still be facing aggravated assault

and riot charges.

Indeed, video has been the key factor in many motorcycle profiling successes. Video is incontrovertible in many cases. In Washington State, video of state troopers crawling through the bushes on the grounds of the Capitol during biker day at the Capitol convinced legislators that motorcycle profiling had followed us to the very steps of the Capitol. In Maryland, the other state with a law addressing the issue, video obtained through a public information request proved that the state police participated in a mass profiling stop, despite complete denial.

Video is often critical in individual incidents of profiling as well. In Kansas City, an off duty officer moonlighting as a security guard was caught threatening a 1% club member with arrest for trespassing because the Quick Trip didn't allow 1%'ers on their property. Video of the incident led to the officers termination from both Quick Trip and the KCPD.

Video capability is everywhere. And the First Amendment absolutely protects your right to video record law enforcement in public as long as one does not interfere with officers legally carrying out their duties. Seeing is believing for most people. And video preserves an incident for all to see.

Help Fight Profiling in PA and Across America

What can an individual immediately do to help fight motorcycle profiling in Pennsylvania and across America? Participate in the National Motorcycle Profiling Survey 2018, which helps the fight against motorcycle profiling! It only takes a few minutes to impact legislation nationwide!

<http://www.motorcycleprofilingproject.com/national-motorcycle-profiling-survey/>

Every Mongols MC Member Found Guilty (continued)

mark issues, and even though no one is going to jail as a result this verdict, what are the potential implications of the Mongols Nation- meaning every member of the Mongols MC- being found guilty of two felony RICO counts? No individual person is specifically named in the indictment. But every member they want to seize property from must be an indicted individual in order to avoid the same judgement that gave the Mongols back their property initially.

Does this mean that every member of the club now has a felony record? Does this mean that members can be denied rights like voting and legal possession of a firearm? Does this mean that the Mongols MC has no 1st Amendment right to associate with one another because all

patched members, the Mongols Nation, have been found to all be engaged in a criminal enterprise?

These questions, at least to the MPP, remain unanswered. So much focus has, understandably, been placed on the patch forfeiture issue that many of these questions haven't yet been considered by those discussing and writing about this case.

The potential impacts are vast. Australia has no 1st Amendment so banning motorcycle club associations does not face the same obstacles as in America. The prosecution's strategy in this case is, the MPP believes, the government's most recent blueprint for circumventing the 1st Amendment and crushing motorcycle

clubs in America.

What happens now?

The US v. Mongols Nation Trial, despite a guilty verdict, is still a long way from being over. After the first of the year, the jury will reconvene, enter the sentencing phase, and decide whether they agree with the government's forfeiture requests. And even if the jury grants forfeiture, Judge Carter must then adjudicate the extensive legal and constitutional objections to forfeiture.

Fortunately, even if unsuccessful in every phase of this federal district court trial, the Mongols MC can appeal the decision as they previously did when they lost their patch in district court before over-

turned on appeal. Unfortunately, there is no guarantee what will happen in the interim if the Mongols marks are seized. If history repeats itself, the Mongols MC will be targeted, harassed, and have property and colors seized by authorities.

Make no mistake. This is NOT just about the Mongols MC. In a very real way, the motorcycle club lifestyle is under heavy attack and survival is not assured. This verdict demonstrates that reality. So, the community must not only continue to fight the good fight- the community must win.

Citations

¹ see *Coles v. Carlini* 162 F.Supp.3d 380 (2015)



US Attorney's Embarrassing Closing at Mongols MC Trial

<http://www.motorcycleprofilingproject.com>

Closing arguments in the US v. Mongols Nation, the trial in which the US government is trying to assert control over the club's Patch and other trademarks through forfeiture, occurred today (12/03/2018) and according to an anonymous source observing the trial, "the strategy is clear- motorcycle culture and traditions are on trial...Assistant US Attorney Steven Welk's behavior is nothing less than tragic and embarrassing."

The government's goal in this case is to take a motorcycle club's identity by giving law enforcement the legal right to force members to forfeit their colors and property bearing the Mongols MC marks. The jury now is deliberating on the guilt phase of the trial. Their decision could potentially impact the entire motorcycle club world and also limit the fundamental rights of freedom of expression and association for all Americans.

Welk's Closing Argument

"US Attorney Welk's entire argument is framed around the outright mocking of motorcycle culture," says the trial observer.

"US Attorney Welk directly attacked former Minnesota Governor Jesse Ventura, self-defense Laws, men that stand their ground instead of running like cowards, and even the love and dedication women in the motorcycle world show their men."

"It's clear- motorcycle culture is on trial. If someone attacks you, the government wants you to retreat like a coward, and call the police. The government is trying to make it part of a crime if bikers don't

conform to their own set of morals and values," says the trial observer.

"The US Attorney wants to dictate whether a biker ol' lady should be allowed to wear a property vest, of her own free will. If not, the Department of Justice will try to make you pay, not only with criminal charges, but with the cruel and unusual punishment of having to listen to US Attorney Welk ramble on about it for hours, while laughing alone to his own jokes...and it's an awkward, nerve-cracking laugh too. Oh God, please make him stop," says the observer.

"Finally, at 3:37pm, after US Attorney Welk spent almost the entire day basking in the personal excitement of listening to his own whiny voice, in between his grunty, self-loving laughter (...everyone stood puzzled as to what could possibly be funny), the Department Of Justice finished their closing argument. The jury... sat up in their chairs, and seemed gleeful that the torture had ended."

Defense Attorney Joseph Yanny's Closing

According to the trial observer, Yanny's closing set the burden of proof and gave an inspiring history on the founding fathers and power of the jury.

Yanny has previously conceded that some members had committed crimes, but said those men had been kicked out for violating rules against bringing trouble down on the club. Yanny has also maintained that in some violent incidents Mongols simply acted in self-defense or in defense of others. 1

Who more effectively made their argument? Soon, the decision will be in the hands of the 12 people whose opinion matters the most in this phase of the case.

First Amendment Implications

Predictably the government's argument is based around a stereotype crafted by making generalizations about motorcycle club culture based on the actions of the few. In this case, the actions of individuals that have long ago been prosecuted. In fact, if the jury brings back a verdict of guilty no one will go to jail. But they would lose their right to express their association to the Mongols MC. This violates the fundamental concepts of personal guilt and freedom of expression.

There is "no evidence that by merely wearing [1% motorcycle club] "colors," an individual is "involved in or associated with the alleged violent or criminal activity of other [1% motorcycle club] members. It is a fundamental principle that the government may not impose restrictions on an individual "merely because an individual belong[s] to a group, some members of which committed acts of violence." In fact, the Supreme Court has long "disapproved governmental action . . . denying rights and privileges solely because of a citizen's association with an unpopular organization." *Healy v. James*, 408 U.S. 169, 185-86 (1972).

To permit [law enforcement] to impose restrictions on any person "who wears the insignia of [a 1% club], without regard to or knowledge of that individual's specific intent to engage in the alleged violent activities committed by other members, is antithetical to the basic principles

enshrined in the First Amendment and repugnant to the fundamental doctrine of personal guilt that is a hallmark of American jurisprudence." 2

Precedent

The outcome of this trial is likely a looking-glass into the future of the government's one-sided war against motorcycle clubs. Australia, Europe, and Canada have all focused on various strategies to make motorcycle club membership illegal. The MPP believes that trademark forfeiture is American law enforcement's attempt to achieve the same outcome. None of those countries have a 1st Amendment. If the government succeeds in this case, our fundamental understanding of the protections the 1st Amendment provides will be completely rewritten.

Of course, this case is in a district court. Precedent will not be created until the decision is ultimately appealed and decided by a higher court. Regardless, even success at the district court level will embolden the US Attorney's office to employ this strategy against other motorcycle clubs and ultimately other organizations.

Sources

1 courthousenews.com, Courthouse News Service, *Feds Pull Out All the Stops Against Mongols Biker Gang*, November 1, 2018

2 see *Coles v. Carlini* 162 F.Supp.3d 380 (2015)

Zakk Wylde Supergroup to Demolish the Sturgis Buffalo Chip® With Barrage of Black Sabbath Hits

<http://blog.bikernet.com>

Ozzy Osbourne guitarist Zakk Wylde, one of the most talented heavy metal musicians ever to pick up a guitar, will bring the hard rock supergroup Zakk Sabbath, and the full thunderous fury of Black Sabbath hits, to the Wolfman Jack Stage on Saturday, Aug. 10, 2019. Together with bassist Blasko (Ozzy, Rob Zombie) and drummer Joey Castillo (Danzig, Queens of the Stone Age), the group will bring Buffalo Chip fans the most insane jams from Black Sabbath's first six albums. See the announcement video here: BuffaloChip.com/BANDS

"There is really no band more qualified to smash out a block buster Black Sabbath style grand finale at the Chip we won't soon forget than Zakk Sabbath," said Rod Woodruff, Sturgis Buffalo Chip President, "Front man Zakk Wylde is arguably one of the most influential and accomplished guitarists of the last 30 years, and will without a doubt close out this summer's festival with a very powerful rock performance."

Zakk Wylde co-wrote some of Ozzy Osbourne's biggest solo hits and intends to rock fan's brains out to Wylde rendi-

tions of Black Sabbath classics like "War Pigs," "Fairies Wear Boots," "Into The Void," "Snowblind," "NIB," "Supernaut," and more until fans are screaming "Sabbath Bloody Sabbath" like a Paranoid madman at an Electric Funeral.

The 38th annual festival noted as "The Best Party Anywhere" will open with a pre-rally party July 29 – Aug. 1, 2019, with official festival dates running Aug. 2-11, 2019. Performers announced so far include:

Saturday, Aug. 3 Keith Urban

Monday, Aug. 5 Styx

Collective Soul

Thursday, Aug. 8 Toby Keith

Saturday, Aug. 10 Zakk Sabbath

Fans can expect more band announcements for 2019 in the coming weeks. Concerts and races are free with camping. More information and reservations are available at BuffaloChip.com

BIKERNET BOOK REVIEW— The Harley-Davidson Motor CO.

<http://blog.bikernet.com>

The Harley-Davidson Motor CO. - Archive Collection

By: Randy Leffingwell and Darwin Holmstrom

Publisher: Quatro Publishing Group

Like those too broke for Sturgis parties this book gives us a glimpse into the Harley-Davidson museum. Through amazing photos and a strong narrative it give you a peek into what you will see when you actually get to make that pilgrimage to the source.

H-D is one of the few companies that

saw the need early on to preserve its history in both documentation and examples of its product. Not all items in the Archive Collection are original but the idea to capture and preserve forever the memorable moments in the companies wonderful past.

Original production units, experimental units, bikes from collectors, and items from other lines like the golf carts are preserved and on display for everyone to enjoy. Some are completely restored, some are in the condition in which they were found. Randy Leffingwell worked with the archivist to carefully photograph each

item that is presented in this book. With close to 10,000 photographs taken of 196 motorcycles this was a labor of love.

Starting with the oldest bike, a 1903 serial number 1 single cylinder motorcycle to a 2015 XG-500 Street Model you will find an excellent representation of Harley-Davidsons motorcycles. Each photo comes with a description of the bike and a little of its history. This book is not only a peek into the archives but also a good history book.

I am sure this book will bring your pilgrimage to a higher priority on your bucket list. Take a gander..

-- David Campbell

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www.earlsgarage.co

California: Apple Not Responsible For Fatal FaceTime Car Crash

<https://www.thenewspaper.com>

Motorist distracted by FaceTime app, not cell phone maker, held liable in fatal crash under California Court of Appeal ruling.

Garret Wilhelm

It is not Apple's fault that a driver using FaceTime on his iPhone caused a fatal rear end collision, the California Court of Appeal ruled on Friday. A three-judge panel absolved the Cupertino-based company of responsibility for the crash that took place on a Interstate 35W in Denton County, Texas, on Christmas Eve four years ago.

Bethany and James Modisette were driving in their Toyota Camry with their daughters, Isabella and Moriah, when they came upon a traffic jam and slowed

to a stop. Behind them, Garrett Edward Wilhelm was distracted by the FaceTime app on his Apple iPhone 6, and he did not see the brake lights. His Toyota 4Runner plowed into the stationary Camry at 65 MPH, killing Moriah Modisette, aged five, and severely injuring the rest of the family. In their suit against the \$785 billion consumer electronics firm, the Modisettes pointed out that Apple had developed, but not deployed, a specific "driver handheld computing device lock-out" technology.

"Apple Inc's 2008 patent application reveals that Apple expressly knew or should have known of the risks to human life and safety associated with, and created by, the intended or reasonably foreseeable use and misuse of certain functions available on the iPhone, such as texting while operating a motor vehicle," the

family's attorney, Jeffrey B. Simon, wrote.

A three-judge appellate panel rejected the claim, finding Apple could not be blamed for choices made by others.

"For the Modisettes to be injured, they had to stop on a highway due to police activity; Wilhelm had to choose to use his iPhone while driving in a manner that caused him to fail to see that the Modisettes had stopped; and Wilhelm had to hit the Modisettes' car with his car, an object heavy enough to cause the Modisettes' severe injuries," Judge Allison Marston Danner wrote for the court. "It was Wilhelm's conduct of utilizing FaceTime while driving at highway speed that directly placed the Modisettes in danger. Nothing that Apple did induced Wilhelm's reckless driving."

The court also was unwilling to issue a sweeping ruling that would result in every cell phone manufacturer having to redesign their products to lock out cell phone applications while driving. It would also thwart drivers from, for example, using their phone to report a drunk driver, as is allowed under California law.

"The Modisettes' complaint alleges a duty that, at its core, may preclude cellular-phone manufacturers from allowing the use of phones while driving, notwithstanding California law that expressly permits such uses under certain circumstances," Judge Danner wrote.

Wilhelm remains free on a \$25,000 bond. He is charged with manslaughter.

US Senate Condemns Motorcycle Profiling

<https://www.thenewspaper.com>

Non-binding resolution passes US Senate urging law enforcement to condemn the singling out of motorcyclists for traffic stops.

Motorcycle roadblock

The US Senate on Tuesday adopted a non-binding resolution that condemns police departments that single out motorcyclists for traffic stops. The mostly symbolic measure calls on state law enforcement officials to condemn the practice.

"The Senate promotes increased public awareness on the issue of motorcycle profiling; encourages collaboration and communication with the motorcycle community and law enforcement to engage in efforts to end motorcycle profiling; and urges state law enforcement officials to include statements condemning motorcycle profiling in written policies and training materials."

Under US Supreme Court precedent, the subjective motivation of a police officer is irrelevant as long as he can come up with a justification for a traffic stop after the fact. It is up to individual states to enact laws to restrict profiling, as Maryland, Virginia and Washington have done. Virginia, for instance, bans "the establishment on any highway of police checkpoints where the only vehicles subject to inspection are motorcycles."

The most famous use of roadblocks against two-wheelers was called "Operation 5060." New York police used the initiative to go after motorcyclists after a fellow officer crashed his Chevy Tahoe SUV into a tree and died while trying to chase a sportbike in 2006. Roadblocks were set up to ticket riders for minor infractions the following year.

"The Division of State Police has modeled their motorcycle safety initiative after the checkpoints used when conducting roadside inspections of commercial

vehicles," New York state's 2007 highway safety plan explained. "Variable message signs are used to direct all motorcycles to exit the highway to a location where troopers inspect the operator's license and registration, helmet and other equipment, and the equipment on the vehicle. An aerial speed detail is set up several miles beyond the checkpoint site... Troopers assigned to these details are available to assist in intercepting any motorcyclists who flee or attempt to avoid the motorcycle checkpoint."

No motorcyclists fled the Operation 5060 initiative, but hundreds of citations were issued. The operations continued. In 2016, a New York motorcyclist filed a complaint after he was detained at a motorcycle roadblock for not having a DOT sticker on his helmet. According to the complaint, the officer demanded the motorcyclist hand over his keys and became enraged when the man refused to do so. The officer shoved the man who was then arrested for resisting arrest.

Police investigating the incident found they did nothing wrong.

In 2015, US Representative Jim Sensenbrenner (R-Wisconsin) introduced legislation banning the use of federal funds to create motorcycle-only roadblocks, as New York state did. The language was folded into the Fast Act transportation funding measure that took effect in fiscal year 2017. Sensenbrenner insisted the roadblocks had nothing to do with safety.

"Motorcycle-only checkpoints profile motorcyclists -- using taxpayer money to corral them along the highway and check for infractions that do not cause crashes," Sensenbrenner said at the time.

The Senate measure, introduced by Senators Ron Johnson (R-Wisconsin) and Jeanne Shaheen (D-New Hampshire), passed by unanimous consent.

UFederal Court Says Police Can Run Non-violent Suspects Off The Road

<https://www.thenewspaper.com>

Federal appeals court supports state trooper who rammed a woman off the road for failing to stop within 42 seconds over a paperwork violation.

Pit maneuver

The Eighth Circuit US Court of Appeals thinks it is appropriate for police officers to use any force needed to ram a driver with an expired registration sticker off the road. That was what happened to Jerica Jena Moore-Jones as she was driving her white 2014 Dodge Challenger on Interstate 30 in Arkansas on November 7, 2015.

State trooper Anthony Todd Quick saw that he could issue an easy ticket, so he pulled behind Moore-Jones and turned on his overhead lights. Moore-Jones immediately slowed, but the road shoulder was unlit, dark and narrow -- less than the width of her car. She did not feel safe. So she proceeded at 35 MPH -- 20 MPH

under the speed limit. So she proceeded for 42 seconds to find a wider spot, but the road was still narrow. Because she passed an exit, however, Trooper Quick decided to ram the Challenger off the road with the precision immobilization technique (PIT) maneuver. The Challenger was knocked into a ditch, sending Moore-Jones and her daughter to the hospital.

Moore-Jones sued the officer for using excessive force, and US District Judge J. Leon Holmes agreed the officer was out of line. After watching the dashcam video, the lower court judge did not believe Moore-Jones was fleeing. On appeal, however, a three-judge panel last month endorsed the trooper's conduct.

"The right to be free from a PIT maneuver in these circumstances was not sufficiently definite," Judge William Duane Benton wrote for the Eighth Circuit panel. "From a reasonable officer's perspective, she refused to comply with commands to pull over. In November 2015, Quick was justifi-

fied in using some force to secure compliance."

The appellate judges cited a number of cases in which other courts had upheld the use of the PIT maneuver against reckless drivers fleeing the law. Moore-Jones had pointed out she was not reckless and she was "wanted" for a minor, non-violent infraction. The trooper admitted that Moore-Jones posed no danger to anyone, and his supervisor, Lieutenant Darran Austin "counseled" Trooper Quick after the incident.

"I reminded him that even though our EVOC program is changed and we are using the PIT maneuver, be mindful of the people that may not feel safe to stop in that location and may be moving to what they feel is a safer location," the lieutenant wrote in a November 23, 2015 memo.

The appellate court did leave open the possibility that Moore-Jones could sue for assault and battery if she could prove the

trooper acted with malice. The case is back with Judge Holmes to resolve that question. That could be bad news for Trooper Quick, as Judge Holmes noted in an August 30, 2016, order that, at least in the early stage of the case, he was inclined to see the conduct as malicious.

"The Supreme Court of Arkansas has defined malicious acts or omissions to include those acts carried out 'with reckless disregard of the rights of another as to constitute the equivalent of ill will,'" Judge Holmes wrote. "It is reasonable to infer that Quick acted 'maliciously' -- with at least 'reckless disregard' -- by ramming Moore-Jones's vehicle off the road."

After ten years on the force, Quick retired. The state police commission awarded Quick his Glock 21 service pistol "as a token of their esteem and appreciation for service devoted to the Arkansas State Police."

AMSAF Completes Another Successful Year Helping The Community

AMSAF Executive Director
Mick Degn

It's hard to believe we're about to complete another successful year as a non-profit Foundation. This coming year will be 8 years for AMSAF in business. We have so much to be Thankful for and want to thank our many Sponsors and supporters who have been there for us and helped us grow and help the Community. We also wouldn't be where we are if it wasn't for all the hard work our Executive and Advisory Board has put in over the years.

Our goal has been to promote motorcycle safety and awareness and help reduce crashes and fatalities. That goal has continued since the beginning and at the same time has expanded to SHARE THE ROAD. As we look at State statistics it's important to understand what has caused the crashes and fatalities and there is one important factor in all of them. We need to look out for each other and that's where the Share the Road Campaign comes in to play.

When we started AMSAF we wanted to help reduce crashes and fatalities and we felt the best way for us to do that was through Education. Education meant training and that's where our AMSAF Motorcycle Training Scholarship Assistance Plan came into place. We felt by financially helping individuals in the State to be able to get into a motorcycle training course we could help them personally with classroom training and on the motorcycle. We also had approximately 40% of the motorcycle riders out there riding without an endorsement and the motorcycle rider population was growing. This Scholarship Assistance Plan helped in all those areas.

Our first Grant for Motorcycle Scholarships was granted to us by Allstate Insurance and since then we've

been able to get Grants from NHTSA and Arizona Governor's Office of Highway Safety (GOHS) and the State Motorcycle Safety Fund. In addition, we have been able to get Grants from the Arizona Trauma Association and other Sponsors to help us grow in this area. A Huge thank you to these organizations.

Since the beginning, we have given out 3032 Scholarships and have given them out in every county in Arizona. 62.4% were male and 37.6% female. The majority of our scholarships are taken by individuals between the age of 20-50 which is where the majority of motorcycle crashes and fatalities are. The majority of Scholarship winners are new riders and then individuals with riding experience between 1-5 years.

A number of accomplishments which I will call big because they involve AMSAF and the Community coming together to help reduce crashes and fatalities. They are the following:

We have partnered with a couple of Police Departments to help and support their Public Motorcycle Safety Day. Chandler and Peoria put these on for approximately 25 riders and it is an awesome training day.

Each week we have what we call is our "Weekly Safety Tips" on our Facebook page. <https://www.facebook.com/AMSAF.ORG/> we continue to get a lot of views on these tips and we hope they have helped you. Please share them with your friends and loved ones.

The newsletter your reading is "THE AMSAF RIDER". We hope you find our articles helpful to you. This newsletter continues to grow. Sign up if you haven't to get this newsletter: <https://www.amsaf.org/subscribe-to-the-newsletter/>

Have you checked out our website? We have a lot of downloads to help you, pictures and information from events and a lot of information on AMSAF. www.amsaf.org

We have been part of ProRider and Desert Wind H-D Skills Competition and have been named the Charity of this event which is an unbelievable honor. This event brings the Police and Civilian riders together for two days to be able to show their riding skills. If you haven't been to this event, plan on it for next year.

AMSAF for a number of years has been part of the Governor's Office of Highway Safety's Public Safety days at the State Fair. It's a great time for us to have a booth with the police, state, DPS and other State agency's

We hold our annual "Riding for the Long Haul" safety event each year in March. This event includes the State, Healthcare organizations, Legal, Insurance, local business, and motorcycle business. All coming together to promote safety and awareness here in Arizona.

We are grateful to have been part of the Arizona Strategic Highway Safety Plan to help reduce crashes and fatalities here in Arizona.

AMSAF just partnered with Governor's Office of Highway Safety (GOHS) to roll out a SHARE THE ROAD Campaign and work with the Police Departments in the State with a couple Safety Pamphlets that we have created. One is "Look out for Motorcycles" and the other is "Share the Road". Together we believe we can help reduce crashes and fatalities and at the same time promote safety and awareness.

This coming January 2019, AMSAF will be rolling out its Membership plan. We need more ambassadors to help us promote safety and awareness and Share the Road. More to come on this exciting program this month.

As you can see by the above, AMSAF has been busy and continues to look for more Sponsors to help us grow and help the community. As part of AMSAF and any business, you're only as successful as your Plans, Goals and Team members in your business. A couple of years ago AMSAF put together its five-year Strategic Plan and this plan is critical to our business. In our Strategic Plan, we have five (5) Committees that work together for the growth of AMSAF. They are the following:

- Leadership/Development
- Fundraising
- Events
- PR/Marketing
- Awards/Recognition

Each of the above teams is critical to AMSAF and the success of our Foundation (Business). Are you looking for a Charity organization to donate to? AMSAF can be that Charity and you're helping us reduce crashes and fatalities here in Arizona. Please consider us as your Charity. <https://www.amsaf.org/donations/>

Again, I would like to thank all of you that supported AMSAF and have helped us grow. We continue to grow in such a positive way with the Community. TOGETHER we can make a difference and save some lives.

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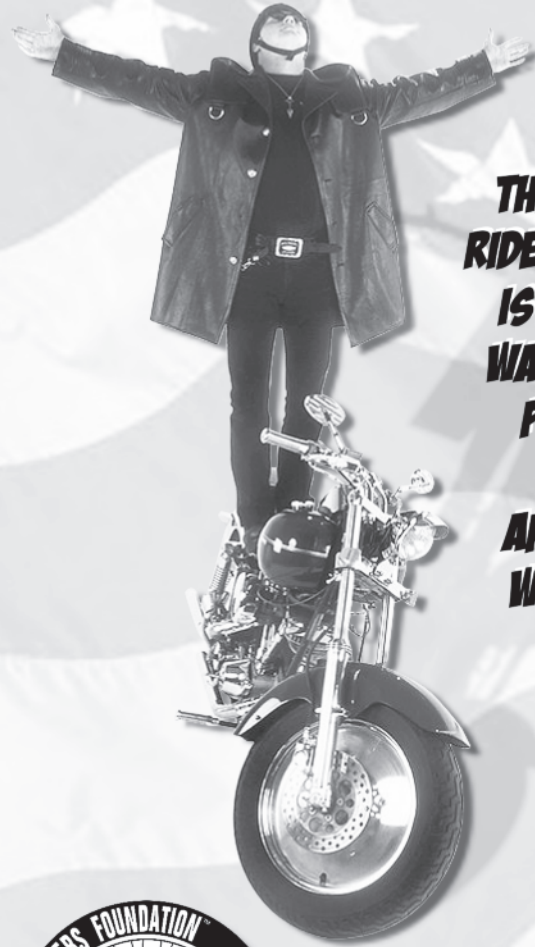
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Lela Alston	24	D	Email: LALSTON	Room 330	926-5829
Richard C. Andrade	29	D	Email: RANDRADE	Room 337	926-3130
Brenda Barton	6	R	Email: BBARTON	Room 114	926-4129
Wenona Benally	7	D	Email: WBENALLY	Room 117	926-5172
Isela Blanc	26	D	Email: IBLANC	Room 126	926-5187
Reginald Bolding	27	D	Email: RBOLDING	Room 335	926-3132
Russell Bowers	25	R	Email: RBOWERS	Room 310	926-3128
Paul Boyer	20	R	Email: PBOYER	Room 113	926-4173
Kelli Butler	28	D	Email: KBUTLER	Room 124	926-5156
Noel W. Campbell	1	R	Email: NCAMPBELL	Room 304	926-3124
Mark A. Cardenas	19	D	Email: MCARDENAS	Room 339	926-3014
Heather Carter	15	R	Email: HCARTER	Room 303	926-5503
Cosar ChEvez	29	D	Email: CCHAVEZ	Room 318	926-4862
Ken Clark	24	D	Email: KENCLARK	Room 333	926-3108
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Regina F. Cobb	5	R	Email: RCOBB	Room 302	926-3126
Douglas Coleman	16	R	Email: DCOLEMAN	Room 312	926-3160
David L. Cook	8	R	Email: DCOOK	Room 341	926-5162
Eric Descheeme	7	D	Email: EDESCHHEENIE	Room 323	926-4846
Kirsten Engel	10	D	Email: KENGL	Room 118	926-5178
Mitzi Epstein	18	D	Email: MEPSTEIN	Room 125	926-4870
Diego Espinoza	19	D	Email: DESPINOZA	Room 338	926-3134
Eddie Farnsworth	12	R	Email: EFARNSWORTH	Room 225	926-5735
Charlene R. Fernandez -- Minority Whip	4	D	Email: CFERNANDEZ	Room 322	926-3098
Mark Finchem	11	R	Email: MFINCHEM	Room 129	926-3122
Randall Friese -- Assistant Minority Leader	9	D	Email: FRRIESE	Room 321	926-3138
Rosanna Gabaldón	2	D	Email: RGABALDON	Room 325	926-3424
Sally Ann Gonzales	3	D	Email: SGONZALES	Room 332	926-3278
Travis W. Grantham	12	R	Email: TGRANTHAM	Room 119	926-4868
Daniel Hernandez	2	D	Email: DHERNANDEZ	Room 115	926-4840
Drew John	14	R	Email: DJOHN	Room 342	926-5154
Anthony T. Kern	20	R	Email: AKERN	Room 306	926-3102
Jay Lawrence	23	R	Email: JLAWRENCE	Room 131	926-3095
Vince Leach	11	R	Email: VLEACH	Room 226	926-3106
David Livingston	22	R	Email: DLIVINGSTON	Room 224	926-4178
Phil Lovas	22	R	Email: PLOVAS	Room 205	926-3297
Ray D. Martinez	30	D	Email: RMARTINEZ	Room 116	926-5158
J.D. Mesnard -- Speaker	17	R	Email: JMESNARD	Room 223	926-4481
Darin Mitchell	13	R	Email: DMITCHELL	Room 313	926-5894
Paul Mosley	5	R	Email: PMOSLEY	Room 309	926-4844
Tony Navarrete	30	D	Email: TNAVARRETE	Room 329	926-4864
Jill Norgaard	18	R	Email: JNORGAARD	Room 112	926-3140
Becky A. Nutt	14	R	Email: BNUTT	Room 122	926-4852
Kevin Payne	21	R	Email: KPAYNE	Room 345	926-4854
Pamela Powers Hannley	9	D	Email: PPOWERSHANNLEY	Room 324	926-4848
Rebecca Rios -- Minority Leader	27	D	Email: RRRIOS	Room 320	926-3073
Tony Rivero	21	R	Email: TRIVERO	Room 316	926-3104
Jesus Rubalcava	4	D	Email: JRUBALCAVA	Room 334	926-4842
Macario Saldate	3	D	Email: MSALDATE	Room 331	926-4171
Athena Salman	26	D	Email: ASALMAN	Room 123	926-4858
Don Shooter	13	R	Email: DSHOOTER	Room 222	926-4139
Thomas R. Shope -- Speaker Pro Tempore	8	R	Email: TSHOPE	Room 204	926-3012
David Stringer	1	R	Email: DSTRINGER	Room 308	926-4838
Maria Syms	28	R	Email: MSYMS	Room 344	926-4860
Bob Thorpe	6	R	Email: BTHORPE	Room 130	926-5219
Kelly Townsend -- Majority Whip	16	R	Email: KTOWNSEND	Room 207	926-4467
Michelle Udall	25	R	Email: MUDALL	Room 120	926-4856
Michelle B. Ugenti-Rita	23	R	Email: MUGENTI-RITA	Room 111	926-4480
Jeff Weninger	17	R	Email: JWENINGER	Room 110	926-3092

Senate Roster

Sylvia Allen	6	R	Email: SALLEN	Room 303	926-5409
Nancy Barto	15	R	Email: NBARTO	Room 307	926-5766
Sonny Borrelli	5	R	Email: SBORRELLI	Room 304	926-5051
Sean Bowie	18	D	Email: SBOWIE	Room 315	926-3004
David Bradley	10	D	Email: DBRADLEY	Room 315	926-5262
Kate Brophy McGee	28	R	Email: KBROPHYMCGEE	Room 302	926-4486
Judy Burges	22	R	Email: JBURGES	Room 302	926-5861
Olivia Cajero Bedford	3	D	Email: OCAJEROBEDFORD	Room 314	926-5835
Lupe Contreras -- Minority Whip	19	D	Email: LCONTRERAS	Room 305	926-5284
Andrea Dalessandro	2	D	Email: ADALESSANDRO	Room 312	926-5342
Karen Fann	1	R	Email: KFANN	Room 306	926-5874
Steve Farley -- Assistant Minority Leader	9	D	Email: SFARLEY	Room 213	926-3022
David C. Farnsworth	16	R	Email: DFARNSWORTH	Room 301	926-3020
Gail Griffin -- Majority Whip	14	R	Email: GGRIFFIN	Room 212	926-5895
Katie Hobbs -- Minority Leader	24	D	Email: KHOBBS	Room 213	926-5325
John Kavanagh	23	R	Email: JKAVANAGH	Room 300	926-5170
Debbie Lesko -- President Pro Tempore	21	R	Email: DLESKO	Room 200	926-5413
Juan Mendez	26	D	Email: JMENDEZ	Room 313	926-4124
Robert Meza	30	D	Email: RMEZA	Room 311	926-3425
Catherine Miranda	27	D	Email: CMIRANDA	Room 311	926-4893
Steve Montenegro	13	R	Email: SMONTENEGRO	Room 303B	926-5955
Lisa Otondo	4	D	Email: LOTONDO	Room 308	926-3002
Jamescita Peshlakai	7	D	Email: JPESHLAKAI	Room 314	926-5160
Warren Petersen	12	R	Email: WPETERSEN	Room 309	926-4136
Frank Pratt	8	R	Email: FPRATT	Room 304	926-5761
Martin Quezada -- Minority Whip	29	D	Email: MQUEZADA	Room 313	926-5911
Steve Smith	11	R	Email: STSMITH	Room 303	926-5685
Bob Worsley	25	R	Email: BWORSLEY	Room 310	926-5760
Steve Yarbrough -- President	17	R	Email: SYARBROUGH	Room 205	926-5863
Kimberly Yee -- Majority Leader	20	R	Email: KYEE	Room 212	926-3024

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T.E.A.M. Arizona - Chandler/Gilbert	View	GILBERT	85233	MARICOPA	Click Here	(480) 998-9888
GILBERT PUBLIC SCHOOLS (PARKING LOT)	View	GILBERT	85234	MARICOPA		(480) 894-0404
T.E.A.M. Arizona - Scottsdale	View	SCOTTSDALE	85260	MARICOPA	Click Here	(480) 998-9888
CHANDLER HARLEY-DAVIDSON	View	TEMPE	85283	MARICOPA		(480) 496-6800
T.E.A.M. Arizona - Glendale	View	GLENDALE	85302	MARICOPA	Click Here	(623) 939-9888
DEER VALLEY HIGH SCHOOL	View	GLENDALE	85308	MARICOPA		(623) 247-5542
LUKE AIR FORCE BASE		LUKE AFB	85309	MARICOPA		(623) 975-6264
Motorcycle Rider Training	View	PEORIA	85345	MARICOPA	Click Here	(623) 979-1839
VEHICLE SAFETY INSTITUTE	View	YUMA	85367	YUMA	Click Here	(928) 376-7489
T.E.A.M. Arizona - Sierra Vista	View	FT HUACHUCA	85613	COCHISE	Click Here	(520) 733-9888
Pima Community College	View	TUCSON	85707	PIMA		(520) 206-3981
T.E.A.M. Arizona - Tucson	View	TUCSON	85714	PIMA	Click Here	(520) 733-9888
RIDE NAZ -- FLAGSTAFF	View	BELLEMONT	86015	COCONINO		(928) 443-0111
Ride Northern Arizona - Prescott	View	PRESCOTT	86301	YAVAPAI	Click Here	(928) 443-0111
T.E.A.M. Arizona - Prescott	View	PRESCOTT	86301	YAVAPAI	Click Here	(928) 771-2500
MOHAVE COMMUNITY COLLEGE	View	KINGMAN	86401	MOHAVE		(928) 757-0825
MOHAVE COMMUNITY COLLEGE	View	LAKE HAVASU CITY	86403	MOHAVE		(928) 505-3321
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24-Hr. Legal Assistance for all accidents

Aid to Incarcerated Motorcyclists A.I.M. - (800) 235-2424
24-Hr. Legal Criminal Defense

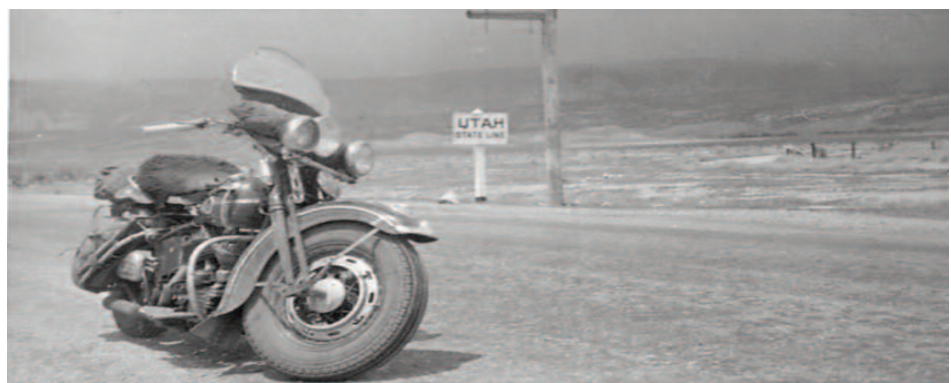
National Legislative Hot Line - (800) 300-NCOM
24-Hr. Motorcycle Legislative Alerts

National Coalition of Motorcyclists NCOM- (800) 525-5355
Fighting for Bikers Rights

Confederation of Clubs. - (800) 531-2424
Motorcycle Clubs Fighting Against Discrimination

Motorcycle Riders Foundation
Washington D.C. Office
(202) 546-0983

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ATTENTION ALL RIDERS

It has come to our attention that business establishments in Arizona may still be discriminating against motorcyclists. Please carry copies of this form with you at all times. Discrimination can range from a sign stating "No Colors" or "No Motorcycle Parking" or "No Motorcycle Attire" etc., to simply being asked to leave a place of business, just because you are on a motorcycle or because of your riding attire. If anything like this happens to you, PLEASE fill out this form in its entirety and send it to the address below. Your lobbyist cannot get sponsorship for "equal access" legislation, without evidence of this type of discrimination.

Documentation of Discrimination

DATE: _____ Business Phone _____

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BUSINESS PHONE (with area code): _____

BUSINESS - FULL ADDRESS: _____

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WRITTEN STATEMENT OF DISCRIMINATION (use back if needed): _____

YOUR NAME (please print): _____

YOUR PHONE (with area code): _____

YOUR SIGNATURE: _____

*** INCLUDE ANY PICTURES OF DISCRIMINATING SIGNS POSTED ***

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February 19, 2019

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