

STATEMENT OF BRUCE FEIN RESPONDING TO TWENTY FIVE QUESTIONS SUBMITTED BY THE ASIAN TRIBUNE

February 12, 2008

The Asian Tribune, a notorious echo chamber of the Rajapaksa brothers reminiscent of Joseph Goebbels' propaganda on behalf of the Third Reich, asked me to respond to twenty five questions that were probably prepared in collusion with the Government of Sri Lanka. I suspect that the Tribune receives handsome payments or their equivalent from the Rajapaksa mafia. Otherwise, why would a cyber website surrender the honorable role of scrutinizing and criticizing government to become an obsequious courtier daily genuflecting to the GOSL and the Tamil quislings Karuna and Pillaiyan groups? Karuna implicated United States citizen and Defense Secretary Gothabaya Rajapakse in diplomatic document fraud to enter the UK illegally. Karuna is serving jail time, and additional criminal charges are contemplated. I am hereby instructing the Asian Tribune to disclose its direct and indirect collaboration with these twin paramilitary groups, which enjoy thick ties to the two Rajapakse brothers and Army Commander General Fonseka, who are United States citizens or resident aliens subject to the jurisdiction of United States courts.

Question 1:(1) With all you impressive credentials from Harvard University and elsewhere, as advertised in your website, you could not have made a mistake in condemning the Tamil Tiger terrorists in your forthright article published in The Washington Times in February 3, 2004. But in you latest statement challenging the FBI you go all out to defend the Tamil Tiger terrorists? Have the Tiger terrorists turned into saints overnight after you were given the job of lobbying for them? Can you please explain how you came to back the Tamil Tiger terrorists in 2008 after condemning them in absolutely unequivocal terms in 2004?

Answer. The question is riddled with signature Asian Tribune falsehoods. My FBI statement questioned whether the 1997 listing of the Tamil Tigers as a foreign terrorist organization complied with applicable United States law, simpliciter. One statutory requirement is proof that an organization threatens Americans or impairs the national security of the United States. I challenge the Asian Tribune to publish a list of Americans killed or threatened by the LTTE and when. I have published a statement on MY CLIENTS WEBSITE www.TamilforJustice.org explaining my Washington Times article devoted to the power of Congress to prohibit material assistance to a FTO in light of the First Amendment. My statement needs no further elaboration. The Tribune also lies in asserting that I have been "given the job of lobbying for [the Tamil Tigers]." The statement is a knowing and malicious falsehood, and I will be filing a defamation suit against the Asian Tribune presently. I have omitted many countless other defamatory falsehoods the Tribune has splattered on my reputation as a concession to the shortness of life.

Question 2: 2) In your statement attacking the FBI you state that "Sri Lanka has been allied with enemies of the United States, including Iran, Cuba, Saddam Hussein, and Yasar Arafat's PLO." In your Washington Times article you wrote: "But a constitutional right to assist a foreign terrorist organization to win secession from a nation with which the United States is at peace -- whether through negotiations or otherwise -- is preposterous. Think of the ignominious Munich "peace conference" of 1938. Could an American citizen steeped in international affairs have claimed a free speech right to advise Adolf Hitler on how to outfox the British and French to capture sovereignty over the Sudetenland from Czechoslovakia?" This is a good question but isn't this exactly what you are doing in the case of the

Tamil Tigers who is headed by "the latest Pol Pot of Asia"? (New York Times, James Burns, May 28, 1995).

If anyone steeped in international affairs has no right to defend Hitler what right have you to defend Velupillai Prabhakaran, "the latest Pol Pot of Asia", in the Congressional corridors of power?

Besides, US continue to have relations, either officially or unofficially, with Iran, Cuba, Saddam Hussein and Yasser Arafat. So why is it bad for Sri Lanka to have official or unofficial relations with these countries? Does this reflect your vaunted understanding of international relations? Since Britain and India, for example, maintain friendly relations with these countries will you recommend to the Congress that US should blacklist them too? Furthermore, if Yasser Arafat is an enemy of US why was he invited to Camp David and why did President Clinton shake hands with him? If Castro is an enemy of US why is ex-President Jimmy Carter advocating the lifting of the ban on Cuba?

Answer: The Asian Tribune question knowingly and maliciously contains the defamatory falsehood that I am representing the Tamil Tigers/ LTTE in order to curry favor with the GOSL and the Rajapaksa mafia; and, to frighten persons against supporting the Bruce Fein Project. The Asian Tribune itself receives money or its equivalent from the GOSL and the Rajapaksa brothers to defend their complicity in war crimes, torture, and extra-judicial killings. The Asian Tribune is thus an aider and abettor of crimes subject to the jurisdiction of the United States and the international criminal court.

The United States maintains relations with pariah nations and leaders in efforts to discourage international lawlessness or human rights brutalities. In contrast, the GOSL forges relations with pariahs to promote and encourage human rights atrocities or nuclear proliferation, for example, Iran's ambition to construct a nuclear weapon to exterminate Israel. It speaks volumes that when President Mahinda Rajapaksa visited Tehran begging for money, not a syllable of reservation was voiced about Iran's nuclear ambitions, its vicious suppression of human rights, and Iran's notorious sponsorships of Hezbollah and Hamas, both international terrorist organizations tacitly endorsed by the GOSL.

As a lawyer and citizen, I have the constitutional right to petition government to alter misconceived policies, including coddling failed terrorist states like Sri Lanka who march in union with open and notorious enemies of the United States. The Asian Tribune cannot be expected to fathom such freedom of expression because it celebrates a regime that glories in suppressing all dissent and killing or threatening all dissenters.

Question 3: (3) You state: "The assassinations of India's Rajiv Gandhi and Sri Lanka's President Ranasinghe Premadasa, moreover, occurred long years ago, and suggest little or nothing about the contemporary danger of the Tamil Tigers to the United States." Are the law professors of Harvard that idiotic/ignorant not to have taught you that there are no statutory limitations for war crimes and crimes against humanity?

In addition, you state: a recent memoir by a military official in India's armed forces asserts that Gandhi ordered the army to kidnap and to assassinate the leader of the Tamil Tigers during peace negotiations." Obviously, you read and quote only what suits you. Are you aware that this was denied by Indian officials? If you disagree what proof have you to establish your case?

Answer: The question is born of monumental ignorance. The relevant statute for listing foreign terrorist organizations, 8 U.S.C. 1189(a), requires de-listing if the circumstances that occasioned the initial listing change. Re-examination of FTO designations are authorized at two-year intervals at the request of the listed organization; and, the Secretary of State must re-examine a listing every five years. You should fire the lawyers who gave you faulty legal advice for malpractice. I am advising your readers to be wary of the accuracy of any assertion that appears in the Asian Tribunal, a cornucopia of mendacity.

India's officials and the Asian Tribunal dispute the military officer's averment that Gandhi ordered the LTTE leader's assassination with precisely the same vehemence that Hitler denied burning the Reichstag. The Indian officer had no motive to lie, in contrast to the officials beholden to Gandhi's wife. Your readers need reminding that the Singhalese still deny that Singhala police burnt that Jaffna Library under the supervision of 2 Singhalese ministers.

Question 4: 4) "There has never been a Tamil president or prime minister of Sri Lanka," you say. Can you kindly name a single Hispanic or an Afro-American (Barak Obama, notwithstanding) as being either a president or a vice president of America? Can you kindly name one non-Anglican who is allowed to sit on the English throne?

You also say: "No Tamil has ever headed the armed forces." Can you kindly make some inquiries from your Tamil informers and kindly tell us who the first Sri Lankan Army Commander (Maj-Gen. Anton Muttucomaru) was? Can you kindly tell us who the second Navy Commander (Rear-Admiral Rajan > Kandiragamar) was? Can you kindly tell us whether Rudra Rajaasingham, and T.E.Anandarajah, the Inspector Generals of Police, was from a tribe in Timbuktu?

Answer: Since 1956, Sri Lanka's elections have been marred by Sinhalese candidates playing the race card and appealing to popular bigotry. That nauseating feature of Sri Lanka's political landscape is one among several reasons that the Declaration of Independence and international law recognize as a justification for Tamil statehood.

The President and Minister of Defense head the armed forces in Sri Lanka. Even a semi-moron would know that Inspector Generals of Police do not stand at the apex of Sri Lanka's military, just as the Director of the FBI in the United States does not command troops in Iraq. Racial or ethnic minorities in the United States are protected by the rule of law, including the landmark 1964 Civil Rights Act and muscular decrees of the United States Supreme Court.

In contrast to Sri Lanka's Tamils, blacks, Hispanics, Native American Indians, Asian Americans, and other minorities are not afflicted with genocide, aerial bombings, and food, fuel, and medicine embargoes. Nor do they live in refugee camps. The best the GOSL offers the Tamils is the Prevention of Terrorism Act to give legal coloring to Singhalese predation of Tamils.

Sri Lanka's army and navy in the 1950s and 1960s were ceremonial units. A handful of Tamil cronies were appointed, but swiftly unceremoniously removed in the current decade, just as Chief of Police Anandarajah was fired after a very abbreviated tenure. None of these Tamils saved a single Tamil life, home, shop, or business since the 1958 riots. They were passive spectators as many Tamils were burned alive.

Question 5: (5) Then you state: "One million Tamils were permanently disfranchised and denied citizenship at Sri Lanka's independence." Can you kindly tell us which law course at Harvard taught you that a nation, particularly a new nation, has no right to define who its citizens are? Besides, do you know

- > that the Citizenship Act was passed with the consenting vote of G. G. Ponnambalam, the most formidable leader of the Jaffna Tamils at the time?
- > The leader of the Muslims, T. B. Jayah, and the representatives of other
- > minorities (except the Indian Tamils) voted for it. If all the elected
- > community leaders (except the Indian Tamils) voted for it on what principle are you contesting the right of an elected parliament to define who its
- > citizens are going to be? Do you also know India subsequently accepted those who did not qualify for citizenship as their citizens under the
- > Srma-Shastri Agreement? Do you know that since then practically all the
- > Indian have been accepted as citizens?

Answer: Adolph Hitler, with the consent of the German parliament, stripped Jews of citizenship just as Sri Lanka did the same to one million Tamils by employing parliament as an instrument of repression. International law refused to recognize what Hitler had done to the Jews as soon as the Third Reich collapsed. The Asian Tribune predictably celebrates a Nazi precedent to justify a corresponding Singhalese bigotry. I challenge the Asian Tribune to elaborate the crimes or bad behavior of the Tamils who were denied citizenship. The transparent motivation behind the Citizenship Act was the evisceration of Tamil political power to expose them to Singhalese repression under laws first cousin to Hitler's Nuremberg laws.

Question 6: (6) ".In 1961, a Gandhi-like non-violent Tamil movement for regional autonomy was brutally crushed by the Sinhalese," say you. What is the

- > evidence you have for the "brutal crushing"? If they were brutally crushed
- > how did they contest elections and carry on their separatist campaign in
- > Jaffna and other parts of the country? Besides, what kind of "non-violent
- > movement" was this when it distributed wooden pistols by the movement's
- > leaders?

Answer: Every Tamil MP was beaten and either jailed or placed under house arrest. That the attempted Tamil extermination failed does not disprove that the Singhalese perpetrated criminal brutalities. The British massacre at Amritsar in 1919 failed to destroy India's independence movement but was nonetheless a massacre. Prime Minister Bandaranayake's first cousin, Colonel Richard Udugama, spearheaded the brutal attack on the peaceful Tamil protestors. Tamil casualties were hidden under tyrannical emergency laws.

The Tribune should identify every individual killed or maimed by a wooden gun? How many wooden guns did the Singhalese employ in the 1983 race riots?

Question 7: (7) "The principles celebrated in the United States Declaration of Independence and enshrined in natural and international law establish an unequivocal right to separate statehood by Sri Lanka's Tamils," according to you. You also state: "But when a long train of abuses and usurpations pursuing invariably the same objective evinces a design to reduce [a people] under absolute despotism, it is their right, it is their duty, to throw off such government, and to provide new guards for their future security."

On this argument can you name the non-black Congressmen who will campaign with the Afro-Americans for a separate state in the US? How many

legislators are likely to be re-elected if they campaign for the right of the Hispanic to use their language in the US states which have already passed laws declaring that English ONLY shall be the official language? Will they also consider Ebonic, a dialect of the Afro-Americans, as an official language of America?

Answer: Blacks or Hispanics in the United States live in paradise compared with Tamils in Sri Lanka. The former are not asking for statehood; they do not flee to other countries to seek asylum; and, if a statehood referendum for blacks or Hispanics were held it would fail miserably, like periodic statehood votes in Puerto Rico, a Spanish speaking commonwealth of the United States. Sri Lanka is too cowardly to permit a free and fair vote by Tamils on the question of statehood subject to international supervision. The Asian Tribune is part of that cowardly rabble.

Question 8: (8) Consider also this quote: "The (FBI) story neglects to note that the Tamil Tigers are not an illegal organization in Sri Lanka itself; and, that the United States Department of State has urged the GOSL to negotiate with the Tamil Tigers."

Do you not know that the Tigers were once a banned organization in Sri Lanka and in order to facilitate peace talks it lifted the ban? Not only did it lift the ban it even went for talks with "the deadliest terrorist organization in the world" (FBI) without insisting on the primary condition of laying down arms before opening negotiations. Do you also know that none of the Western democracies would ever open negotiations with a terrorist group until and unless they lay down their arms?

Answer: The Asian Tribune again exhibits its stupendous ignorance. The British negotiated with the Irish Republican Army before it surrendered arms. Ditto for Israel in dealing with the PLO and the Palestinian Authority. George Washington, fighting on behalf of the United States, never considered surrendering arms to the British as a condition of negotiating independence.

Question 9: (9) "The (FBI) story omits facts indicating that the current GOSL is a state sponsor of terrorism against its Tamil citizens;" you say. If this is the case how do you explain the fact that the majority of the Tamils live in harmony with the majority of the Sinhalese in the south, voting with their feet against to live outside the terrorist outfit in the Vanni? Besides, if the state sponsors terrorism why don't the Tamils run away to seek safety in the haven of Tamil Tigers in the Vanni?

Answer: If the Rajapaksa mafia and its troubadour, the Asian Tribune, genuinely believed Tamils do not wish a separate state they would be clamoring for a referendum among Tamils with international supervision to decide the question. The GOSL and the Tribune do not wish a Tamil statehood referendum for the same reason India has balked for 60 years in complying with United Nations resolutions stipulating a referendum in Kashmir: Tamils would vote overwhelmingly for statehood.

Question 10: (10) On the homepage of Tamils for Justice, the objective of the Bruce Fein project includes "The Deproscription of the LTTE." In the Bruce Fein statement of January 22, 2008, you state that Tamils for Justice "is not a front for the Tamil Tigers. Nor does it represent, associate with, or take direction from the Tamil Tigers or any other organization within or outside the United States." The press release Tamils for Justice issued on January 23, 2008, states likewise. How do you reconcile these two contradictory statements? If Tamils for Justice

is not an LTTE front, then why is the deproscription of the LTTE its stated objective?

Answer: Deproscription is an objective because the LTTE does not satisfy the statutory standards for listing an FTO; and, deproscription would signal to the GOSL that the United States opposes its campaign of genocide, torture, and extra-judicial killings against Tamils. Virtually all Tamils in the United States support deproscription, which would mark an important step towards Tamil statehood and an end to violence in Sri Lanka.

Question 11: (11) Do you agree that the LTTE is a terrorist organization?

Answer: Under United States law, the listing of the LTTE as an FTO is erroneous. Since January 2002, the LTTE has not been a terrorist organization in Sri Lanka. The more appropriate question is whether the Asian Tribune agrees that the GOSL is a terrorist state guilty of countless war crimes, crimes against humanity, and extra-judicial killings. Nelson Mandela's ANC was accused by many of being a terrorist organization until South African apartheid was dismantled.

Question 12: (12) Do you believe that the end justifies the means? That is, do you accept using terrorism for gaining political objectives?

Answer: The GOSL should cease resorting to state terrorism against Tamils in the form of torture, war crimes, extra-judicial killings, and indiscriminate aerial bombings and shellings to enable the Rajapaksa mafia, General Fonseka, and their despicable followers to cling to power and to enrich themselves.

Question 13: (13) Do you disagree with the UN Security Council resolution 1373 (2001)
[http://daccess-ods.un.org/access.nsf/Get?Open&DS=S/RES/1373%20\(2001\)&p;Lang=E&Area=UNDOC](http://daccess-ods.un.org/access.nsf/Get?Open&DS=S/RES/1373%20(2001)&p;Lang=E&Area=UNDOC) Threats to international peace and security caused by terrorist acts, under which, activities of LTTE front organizations are being investigated by several foreign governments?

Answer: I agree with United Nations resolutions recognizing a right to international intervention for humanitarian purposes to rescue a people from brutal oppression, for example, the repression of Tamils by the GOSL, an ugliness greater than Slobodan Milosevic's repression of Kosovar Albanians.

Tamils for Justice is urging the United States Department of Justice to investigate whether any United States citizens or resident aliens have committed torture, extra-judicial killings, or war crimes in Sri Lanka in violation of United States laws. Command responsibility is a well established principle of the criminal law.

Question 14: (14) Do you now believe in the LTTE cause? If so why?

Answer: The reasons for my championing Tamil statehood is fully elaborated in my Washington Times article published in January 2008, which is available on the Tamils for Justice website.

Question 15: (15) As you, presumably, believe in transparency and accountability will you declare the details of the funds collected for the deproscription of the Tamil Tiger terrorists, including the names of the donors, particularly because of the suspicion of Tamil for Justice being associated with a banned terrorist organization?

Answer: The Bruce Fein Project has three objectives: Tamil statehood; criminal prosecutions under United States laws against war crimes, torture, and extra-judicial killings initiated against United States citizens or permanent resident aliens who

committed their crimes in Sri Lanka; Tamil statehood; and, deproscription. The common goal is Tamil statehood. When the Asian Tribune publishes a list of its donors and benefactors with corroborating contact information, I will consider reciprocity. The Asian Tribune knows that BFP supporters or their relatives will probably be placed on a death list by the GOSL in cahoots with the Tribune itself. When Tamil MP's are murdered with impunity (4 in 24 months), donors to Tamils for Justice would have no chance of survival in Sri Lanka. The Asian Tribune itself is cloaked in secrecy to evade the law, (and credible evidence has been produced of it's close connection with Tamil quisling/para military, groups such as Karuna or 28 year old Pillaiyan group.

Question 16: (16) Who are the office bearers of Tamils for Justice?

Answer: Read the Tamils for Justice website. Who are the owners and officials of the Asian Tribune with contact information?

Question 17: 17) Do you see a difference between the LTTE and al Qaeda? If you do, then what is it?

Answer: The LTTE was born of long years of Singhalese repression and genocides in which no Sinhalese was ever prosecuted for war crimes, crimes against humanity, torture, or extra-judicial killings.

Question 18: (18) Would you also agree to represent al Qaeda's deproscription provided an organization similar to Tamils for Justice hires you?

Answer: I believe the Asian Tribune would have been a willing trumpet for Adolph Hitler or Joseph Stalin, Idi Amin or Robert Mugabe. Indeed, I believe the Asian Tribune would have coveted a chance to serve all dictators simultaneously.

Question 19: (19) You say in your statement of January 22, 2008, that there is no evidence to justify the accusation that the LTTE was responsible for assassination of two world leaders. If that is the case, how can you justify your accusation that the GOSL is responsible for the executions of 15 French aid workers in the Trincomalee area, as stated in your statement of January 22nd?

Answer: If the Asian Tribune is dubious about the accusation, it should ask for an international investigation of the crimes as has been done regarding the assassination of Rafiq Harari in Lebanon.

Question 20: (20) Who provides information for the Bruce Fein Project?

Answer: The Bruce Fein Project relies on information from impeccable sources who have proven over long years to be invariably accurate and unbiased, in sharp contrast to the inveterate liars who commune with the Asian Tribune.

Question 21: (21) You say that in 1975, Tamils were politically united behind a declaration of independence to establish a Tamil statehood. Demand for a separate state was made by the Tamil United Liberation Front in 1976 and not 1975, and it was not a declaration but a resolution called "Vadukkodai resolution". Are you aware that this resolution is based on a myth of a Tamil homeland which has been debunked by Prof. K. M. de Silva, Sri Lanka's foremost historian, in his monograph which has not been contested by any Tamil or any other historian? Do you know that the LTTE demand for a separate state

is a demand for something that never existed?

Answer: The Asian Tribune knows nothing of the international law standards for recognizing statehood. As Mark Twain would have quipped, there are three kinds of lies: lies, damned lies, and the Asian Tribune. The standards for statehood are thoroughly amplified in my Washington Times article in January 2008 posted on the Tamils for Justice website. The United States of America declared statehood on July 4, 1776, although it had never previously enjoyed sovereignty from Great Britain. Tamil statehood is equally compelling irrespective of whether statehood was previously enjoyed in precisely the same form and with the identical boundaries.

Question 22: (22) Are you aware that A. Amirthalingam, leader of TULF and the cream of Tamil leadership have been liquidated by the Tamil Tiger terrorists? Do you know that S. Chandrachud, the son of the father of Tamil separatism, S. J. V. Chelvanayakam, has declared that the Tamil Tigers have killed more Tamils than all other parties put together? How do you propose to represent the Tamils for Justice with such scant knowledge of Sri Lanka's history?

Answer: The Asian Tribune is unable to chronicle a single fact that would undermine Tamil statehood under the principles of the United States Declaration of Independence and international law and custom. By engaging in irrelevant side shows, the Asian Tribune is conceding that it has nothing to dispute the reasons I have articulated justifying Tamil statehood: the sustained brutalities and campaigns of genocide unleashed by the GOSL and executed by Sinhalese jihadists. The 4,000 Tamils massacred in the 1983 state sponsored race riots is emblematic. More than 4,000 Tamils have been slaughtered under the Rajapaksa administration in 25 months. Tamils have been placed outside the protection of the law under the Prevention of Terrorism Act and otherwise.

Mr. Chandrachud's subservience to Indian intelligence and some Tamil quislings for more than two decades are notorious. The Bruce Fein Project does not dwell on failed Tamil politicians over past decades.

Question 23: (23) You state that four Tamil members of parliament were assassinated while under government protection. How many Tamil, Sinhala and Muslim parliamentarians were assassinated by the Tigers? Were they also not afforded security? Wasn't the late Lakshman Kadirgamar, a Tamil Foreign Minister, and the President R. Premadasa, not given the highest protection by the government when the Tigers assassinated both?

Answer: The Asian Tribune concedes the four Tamil MP assassinations over the past two years, which is a component of the right to Tamil statehood. No proper independent inquiries have ever been undertaken into the killing of President Premadasa or Minister Kadirgamar. Arrested persons have not been prosecuted for 30 months because of lack of evidence. Most have been released, but for three low level domestic servants.

Question 24 (24) You state: "Neither Tamils for Justice nor Bruce Fein will be crucified on a cross of fear or cowardice." No one will bother to crucify Bruce Fein, for sure. But we hope Bruce Fein will show courage in answering these questions.

Answer: I am eager to debate the Rajapaksa brothers, Sri Lanka's Foreign Minister, and the Sri Lanka Ambassador to the United States over each and every question raised by the Asian Tribune. I urge the Asian Tribune to arrange for these eminent personages to debate me at the National Press Club in Washington, D.C. at any time. I am also eager to debate them in Colombo, Sri Lanka with no protection of any kind. Only cowards flee from debating. I would be honored to die like Socrates under a banner of reason and justice.

Question 25: (25) You state: ".....the LTTE undertakes auxiliary activities that strengthen its terrorist's torso and sweeten its public face (through) political organizing and advocacy;" etc. Have you taken up the job of lobbying for the Tamil Tigers "to sweeten its public face" through "political organizing and advocacy"?

Answer: To divert attention from the inarguable Tamil right to statehood because of incorrigible Singhalese tyranny and homicidal persecution, the Asian Tribune again stoops to the lie that I am lobbying for the Tamil Tigers. The Asian Tribune has earned the obloquy of best propagandist on behalf of a terrorist state since Joseph Goebbels labored on behalf of the Third Reich.

There may be worse voices for enlightened debate on Tamil statehood than the Asian Tribune, but if there are, they do not readily come to mind.

NEXT WEEK, BRUCE FEIN WILL POST TWENTY FIVE QUESTIONS FOR THE RAJAPAKSE BROTHERS TO WHICH THE ASIAN TRIBUNE WILL BE EXPECTED TO SECURE ANSWERS AS THEIR MOUTHPIECE.