

Judge Elliott's commitment to the rule of law was put to the test after President John F. Kennedy appointed him to the Federal Bench in 1962. The civil rights campaign was beginning to heat up with marches, demonstrations, and outbreaks of violence. Judge Elliott was steeped in the Southern traditions of those times. As Governor Herman Talmadge's floor leader in the Georgia House, he had taken strong positions on such issues, even advocating a "Whites only" primary.

But when he raised his hand and swore to uphold the Constitution of the United States, this obligation superceded any personal opinions or past political positions. He proved that a man of integrity would enforce laws that he might have opposed in the past. He had sworn to uphold the law and he stood by his oath ordering desegregation of businesses, schools and public places.

His rulings were not always without controversy as he applied common sense to try to bring a balance between the competing interests of public safety and the right to protest. He issued an injunction stopping marches in Albany, GA to try and cool dangerously heated passions, but later ordered the City of Albany to stop arresting peaceful civil rights marchers. He ordered districts to desegregate schools. Despite sharp criticism from both sides of the controversy, the appellate courts eventually vindicated him.

Later, when the nation was most deeply divided by the Vietnam War, Judge Elliott courageously overturned the military conviction of Lt. William Calley for the 1971 My Lai Massacre in South Vietnam because the fierce pre-trial publicity had robbed the defendant of any chance for a fair trial.

Judge Elliott was not afraid to take on big corporations. When he learned that chemical giant DuPont had concealed evidence during a 1993 civil trial concerning the fungicide Benlate, he slapped the firm with a \$115 million penalty. Prior to his decision, DuPont had taken out numerous full-page advertisements declaring its innocence. The company's refusal to accept responsibility led Judge Elliott to offer a decrease in the penalty if the firm published full-page ads admitting it was wrong. DuPont still balked at the advertisements, but was eventually forced to settle the lawsuit and pay a multi-million-dollar fine.

Most recently Judge Elliott has displayed his rare blend of respect for the law, common sense and compassion in dealing with the annual protests at the School of the Americas at Fort Benning. He was lenient with first-time offenders, but hard on the demonstrators who repeatedly trespassed on military property. He sentenced several of them to prison, living up to his nickname, "Maximum Bob."

Judge Elliott's rulings may have generated some comment over the years, but not because he wasn't consistent in his insistence on the rule of law. We live in a day when truth is constantly undermined by "deconstruction"; the meaning of the word "is" is subject to redefinition; and so-called legal scholars advocate that the Constitution be stretched and "reinterpreted" to fit any transient political whim. We should be grateful for a principled man like Judge J. Robert Elliott whose lifetime of service reminds us that the Constitution and the law actually mean what they say.

Judge Elliott had been an elected politician before ascending to the bench and he knew the difference between being a legislator and

a jurist. He understood that as a politician, his duty was to make laws, but as a judge, his job was to fairly apply the law, as written by the legislators, in his courtroom. This critical distinction has become obscured in recent years because too many judges have taken to legislating from the bench and, in the process, attempting to rewrite laws to suit their personal preferences.

Mr. Speaker, throughout his life, but especially during his four decades on the federal bench, Judge J. Robert Elliott has been a credit to his native state of Georgia, and the community of Columbus. His departure is our loss. My hope is that the President and the other body will refer to Judge Elliott's example as they consider future judicial appointments. My prayer is that all such future appointees will have Judge Elliott's reverence for our Constitution and the rule of the law and his personal characteristics of hard work, integrity. If they do, we will have judges who will be faithful to the call of ensuring justice for all, and will leave legislation to the elected representatives of the people.

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#### RECOGNIZING THE HISTORICAL SIGNIFICANCE OF THE VANDERVEER/KNOX HOUSE

**HON. RUSH D. HOLT**

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

*Thursday, February 8, 2001*

Mr. HOLT. Mr. Speaker, I wish today in recognition of the historical importance of the Revolutionary War era Vanderveer/Knox House. Located on the Lamington Farm in Bedminster, the Vanderveer/Knox House played a significant role in shaping the outcome of the American Revolutionary War.

The town of Bedminster is one of the most important Revolutionary War sites in New Jersey. The town served as the military headquarters for General Knox during the war, where it was used as an artillery range, as well as a training ground for American officers prior to the establishment of West Point.

Recently, during the construction of The Hills housing community, nearly 30,000 Colonial artifacts were unearthed. These items included everything from belt buckles and artillery shells to glass bottles and ceramic pieces. The collection of artifacts will eventually be displayed at the township-owned Vanderveer/Knox House, which is presently being restored through the efforts of many dedicated volunteers.

I would like to take a moment to recognize three individuals whose dedication has played a significant role in preserving this piece of local history; they are Grania Allport, Nancy Buck Pine, and Bunny Price. Without their tireless efforts this project would not enjoy the broad public support that it has.

The house is a fine example of period architecture and construction. It is now being restored carefully and thoughtfully. It has been important in history and will be educationally important into the future.

Once again, I applaud the efforts of everyone involved in the preservation of this significant historical structure.

#### INTRODUCTION OF PROJECT EXILE: THE SAFE STREETS AND NEIGHBORHOODS ACT OF 2001

**HON. ANDER CRENSHAW**

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, February 8, 2001*

Mr. CRENSHAW. Mr. Speaker, today I am introducing Project Exile: The Safe Streets and Neighborhoods Act, which passed the House overwhelmingly last year. In the last several years, many states, including Virginia, have dramatically reduced the level of gun crime in their communities by implementing programs that ensure mandatory prison time for criminals who use guns during the commission of a violent crime. This approach enforces the laws already on the books, and it ensures a minimum prison sentence of at least five years for convicted violators.

In states and communities around the country where aggressive prosecution of gun crimes has been coupled with tough prison sentences, violent crime has decreased. This program is based upon the remarkably successful experience of the joint federal, state, and local effort in Richmond, Virginia, which witnessed an amazing 40% reduction in its homicide rate since their program's inception in 1997.

Following this model, Project Exile provides \$100 million in federal resources over five years as an incentive for states to implement such programs. It will also defray the costs associated with tougher enforcement against gun-toting criminals. Project Exile encourages the enforcement of existing laws and helps communities mobilize to get the word out on the street that gun violence won't be tolerated. The Act provides funds for strengthening the state criminal justice system in a variety of ways, such as: hiring and training more judges, prosecutors, and probation officers; increasing prison capacity; and, creating public awareness campaigns regarding tougher prison sentences for criminals who use guns. Project Exile gives local prosecutors, law enforcement agencies, and the courts the flexibility and the resources needed to get gun-wielding criminals out of our neighborhoods and off our streets.

Mr. Speaker, I am hopeful this bill will move swiftly from our halls to the President's desk and become law. I urge my colleagues to support Project Exile: The Safe Streets and Neighborhoods Act.

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#### TERRORIST INDIAN POLICE MURDER SIKHS, KASHMIRI RICKSHAW DRIVER

**HON. DAN BURTON**

OF INDIANA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, February 8, 2001*

Mr. BURTON of Indiana. Mr. Speaker, recently a Kashmiri rickshaw driver was killed by Sikh police officers. In retaliation, five Sikhs were killed, and later, a sixth Sikh was murdered at a peaceful protest rally. These killings are tragic, and I know every member of the U.S. House of Representatives condemns these murders.

I have recently met with representatives of several minority groups from within India who

claim that these murders are part of the Indian government's deliberate strategy of setting minorities against each other for the purpose of keeping them within India and under the boot of Indian tyranny. According to these representatives, the Indian police have been recruiting members of the Black Cats, a notorious criminal terrorist gang in India, into the police force. They are apparently handing out these plum positions in the police force as a reward for the "good work" the Black Cats have done for the government. Tragically, this "good work" consists mainly of killing Sikhs and other minorities. It is these Black Cats, often dressed as police, who often carry out these minority-targeted murders.

Dr. Gurmit Singh Aulakh, President of the Council of Khalistan, has put out a press release condemning these murders. He points out that the killings serve no one's interest but that of the Indian government. "When these things happen, just as in Chithi Singhpora, you have to ask the question: Who benefits?" Dr. Aulakh said. According to him, "In all these cases, the answer is the same: the Indian government. Neither the Sikh Nation nor the Kashmiris benefit in any way from the murders of Sikhs or Kashmiris." He noted that there were some threats to destroy a Muslim mosque in retaliation for the murders. It is the Indian government that has a record of attacking, desecrating, and destroying Christian, Sikh, and Muslim religious places. Dr. Aulakh urged both communities to keep their cool and not to be sucked into the Indian government's strategy. "The Indian government has shown its disregard for basic human rights," said Dr. Aulakh.

Mr. Speaker, the hard-working American taxpayers should not be taxed to support this kind of a government. American principles of freedom require that we help these people. We should stop all aid to India until it stops repressing its minorities and we should put the Congress on record demanding a free and fair plebiscite in Punjab, Khalistan, in Kashmir, in predominantly Christian Nagaland, and anywhere else where people seek their freedom from India. These actions will go a long way towards bringing freedom to the subcontinent. I urge this Congress and President Bush to act now in support of freedom.

Mr. Speaker, I submit the following press release from the Council of Khalistan's about this terrible incident; into the RECORD. I urge all my colleagues to read it carefully. It is very revealing about the true nature of Indian "democracy."

**SIKHS CONDEMN KILLINGS IN KASHMIR, APPEAL TO BOTH COMMUNITIES TO EXERCISE RESTRAINT—DO NOT BECOME PART OF THE INDIAN GOVERNMENT'S DIVIDE AND RULE STRATEGY—INDIA SHOULD FREE KASHMIR AND KHALISTAN INSTEAD OF MURDERING PEOPLE**

WASHINGTON, D.C., February 6, 2001—The Council of Khalistan today condemned this week's killings of five Sikhs and the murder of a Muslim scooter driver by Indian Sikh security force personnel in Kashmir. "These killings are reprehensible," said Dr. Gurmit Singh Aulakh, President of the Council of Khalistan, which leads the Sikh Nation's struggle for independence. "Neither Sikhs nor Muslims nor any other people should be killed because of who they are," he said. "These killings only advance the Indian government's divide and rule strategy," he said. "I urge both the Sikh community and the Muslim community not to get worked up and

commit more violence against each other," said Dr. Aulakh.

"When these things happen, just as in Chithi Singhpora, you have to ask the question: Who benefits?" Dr. Aulakh said. "In all these cases, the answer is the same: the Indian government. Neither the Sikh Nation nor the Kashmiris benefit in any way from the murders of Sikhs or Kashmiris."

Members of the violent Black Cats commandos have been recruited into the police due to their "good work"—killing Sikhs and other minorities. These Indian agents have infiltrated Sikh organizations and Muslim organizations. "They were the ones who threatened to destroy a mosque in retaliation for the killings," Dr. Aulakh noted. "No Sikh would ever destroy anyone's religious places. But the theocratic Hindu militant government of India has a record of doing so," he said. He noted that the BJP destroyed the Babri mosque and still plans to build a Hindu temple on the spot. A mosque in Kashmir was also destroyed. Hindu militants affiliated with the RSS, the parent organization of the ruling BJP, have burned Christian churches. The Indian government attacked the Golden Temple and 38 other Sikh Gurdwaras in Punjab in June 1984.

Tens of thousands of Sikh political prisoners are rotting in Indian jails without charge or trial. India is in gross violation of international law. The government of India has murdered over 250,000 Sikhs since 1984, more than 200,000 Christians since 1947, over 70,000 Muslims in Kashmir since 1988, and tens of thousands of Tamils, Assamese, Manipuris, Dalits (the aboriginal people of the subcontinent), and others. The Indian Supreme Court called the Indian government's murders of Sikhs "worse than a genocide." Government-allied Hindu militants have murdered priests, and raped nuns. The Vishwa Hindu Parishad (VHP) described the rapists as "patriotic youth" and called the nuns "Nantinational elements." Hindu radicals, members of the Bajrang Dal, burned missionary Graham Stewart Staines and his two sons, ages 10 and 8, to death while they surrounded the victims and chanted "Victory to Hannuman," a Hindu god.

"India is not a democracy for Sikhs, Muslims, Christians, and other minorities," said Dr. Aulakh. The rights guaranteed in the Indian constitution are not enjoyed by non-Hindus," he said. "Congressman Rohrabacher was right when he said that for minorities 'India might as well be Nazi Germany.'" Police witnesses have confirmed that the police tortured and murdered the former Jathedar of the Akal Takht, Gurdev Singh Kaunke, and human-rights activist Jaswant Singh Khalsa.

Sikhs ruled Punjab up to 1849 when the British conquered the subcontinent. Sikhs were equal partners during the transfer of power from the British. The Muslim leader Jinnah got Pakistan for his people, the Hindu leaders got India, but the Sikh leadership was fooled by the Hindu leadership promising that Sikhs would have "the glow of freedom" in Northwest India and the Sikhs took their share with India on that promise.

Sikhism was not even recognized in the Indian constitution as a separate religion, while Islam, Buddhism, Hinduism, etc. were recognized. Discrimination against the Sikh Nation took place in every sphere. After the Golden Temple attack, the Sikh Nation stepped up its struggle to achieve its God-given right to be free. On October 7, 1987, the Sikh Nation declared the independence of its homeland, Punjab, Khalistan. No Sikh representative has ever signed the Indian constitution. The Sikh Nation demands freedom for its homeland, Khalistan.

"Democracies don't commit genocide," Dr. Aulakh said. "In a democracy, the right to

self-determination is the sine qua non and India should allow a plebiscite in Kashmir and Punjab, Khalistan," he said. "Only freedom will bring peace and justice in South Asia."

#### THE DEATH OF J.J. JOHNSON

#### HON. JOHN CONYERS, JR.

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

Thursday, February 8, 2001

Mr. CONYERS. Mr. Speaker, today I pay tribute to the life and work of jazz great James "J.J." Johnson. A legendary trombone player, J.J. Johnson made an indelible mark on bebop jazz. He died on February 4th at the age of 77.

During his six decade career, Johnson played with some of the most influential musicians in jazz, including Benny Carter, Dizzy Gillespie and, one of my personal favorites, Charlie Parker. Early in his career, he joined Benny Carter's big band and recorded his first professional work with it. Johnson revolutionized the playing of the trombone, ensuring its place in the world of jazz music. He was one of the first musicians to successfully integrate the trombone into the intricate rhythms and phrasing of bebop. In later years, he worked as a composer and arranger, and during the 1970s wrote scores for several television shows and feature films.

Jazz is a national treasure and true American art form. In turn, jazz musicians should be lauded for their many contributions to American culture. It is in that vein that I salute the life and work of one of the jazz greats, James "J.J." Johnson.

#### COMMEMORATING THE 25TH ANNIVERSARY OF THE ARMENIAN GENERAL BENEVOLENT UNION MANOOGIAN-DEMIRDJIAN SCHOOL

#### HON. BRAD SHERMAN

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, February 8, 2001

Mr. SHERMAN. Mr. Speaker, today I commemorate the 25th anniversary of the Armenian General Benevolent Union Manoogian-Demirdjian School in Canoga Park, CA.

On February 2, 1976, a concerned group of leaders from the Armenian General Benevolent Union, an international philanthropic organization headquartered in New York, established the Manoogian-Demirdjian private school in Van Nuys, CA with 19 students and 3 faculty members. I am pleased to inform you today that it now stands in Canoga Park, CA, with a student body of 958 and 104 faculty members.

Mr. Speaker, the Armenian General Benevolent Union Manoogian-Demirdjian School is now the largest Armenian School by population in North America. The high standards and academic achievements of the students have made it one of the most well-known private schools in southern California. I would like to mention that among this year's 60 Seniors, one received a perfect SAT score of 1600, one has been nominated to the Presidential Scholars Pool, and two others are National Merit Scholars.