

# The Press & Dakotan

THE DAKOTAS' OLDEST NEWSPAPER | FOUNDED 1861

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## OPINION OTHER VIEWS

# Greek Crisis Will Hit Home In 401(k)s

SAN JOSE MERCURY NEWS (July 1): Confidence is an essential underpinning for healthy economies, which helps explain why Greece is in so much trouble right now. It doesn't inspire any. The European financial institutions that have propped up the Mediterranean nation for half a decade don't have much confidence. Neither do the fellow member states of the European Union. Nor do the world's financial markets, as Monday's stock market plunge showed. After this past weekend, it is clear that even the heretofore irrational confidence of the citizens of Greece has waned as well. Even the most optimistic must reel when a nation's banks and financial markets are forced to close for a week. But the most telling action is the limiting of withdrawal from ATMs to 60 euros (a little over \$67) a day, prompting long lines at ATMs all across the country. The closing of financial institutions and placing limits on bank withdrawals of people's own money tends to do serious violence to consumer confidence.

There had been some hope that 11th-hour negotiations at the very least could extend the June 30 deadline for Greece to make a \$1.7 billion payment to the International Monetary Fund. That's also when a bailout program was set to expire. Hopes of that disintegrated Friday when Prime Minister Alexis Tsipras walked away from the negotiating table and called for a July 5 national referendum on any proposed financial reforms.

After Tsipras did that, the European Central Bank lost patience and confidence and decided to cap the emergency liquidity it provides to Greek lenders. Without access to that emergency cash, Greek banks were forced to close and limit the withdrawals.

This showdown will have long-lasting impact no matter how it plays out.

Although the actual ballot question has not been formed, Tsipras knows that Greece's voters will almost certainly say no to it. Then what?

It is a dangerous gambit that again places Greece at the center of an economic storm that could affect most of the world's financial markets.

Lest anyone think this is just a European domestic matter, recall that the last time this happened, the ripples were extremely unpleasant throughout the Western world, especially in America, where Greece's near-collapse sent our own markets into a tailspin.

True, there were other domestic issues then, but this isn't going to be fun for us either, as this week's volatility confirms.

The world's markets already have signaled that a default by Greece will shake the confidence of investors worldwide and be felt in our 401(k)s and IRAs.

We've been watching for years as various negotiations tried to avert this train wreck. Unfortunately, at this point we can only gape in horror and hope for the best.

## IN HISTORY

**By The Associated Press**  
Today is Thursday, July 2, the 183rd day of 2015. There are 182 days left in the year.

**Today's Highlight in History:** On July 2, 1776, the Continental Congress passed a resolution saying that "these United Colonies are, and of right ought to be, free and independent States."

**On this date:** In 1881, President James A. Garfield was shot by Charles J. Guiteau at the Washington railroad station; Garfield died the following September. (Guiteau was hanged in June 1882.)

In 1890, President Benjamin Harrison signed into law the Sherman Antitrust Act. In 1915, a time bomb planted in a reception room of the U.S. Senate exploded shortly before midnight, causing considerable damage but hurting no one. Former Mexican President Porfirio Diaz died in exile in Paris.

In 1926, the United States Army Air Corps was created.

In 1937, aviator Amelia Earhart and navigator Fred Noonan disappeared over the Pacific Ocean while attempting to make the first round-the-world flight along the equator.

In 1943, Bing Crosby and the Ken Darby Singers recorded "Sunday, Monday or Always" for Decca Records.

In 1955, "The Lawrence Welk Show" premiered on ABC-TV under its original title, "The Dodge Dancing Party."

In 1961, author Ernest Hemingway shot himself to death at his home in Ketchum, Idaho.

In 1964, President Lyndon B. Johnson signed into law a sweeping civil rights bill passed by Congress.

In 1979, the Susan B. Anthony dollar coin was released to the public.

In 1982, Larry Walters of San Pedro, California, used a lawn chair equipped with 45 helium-filled weather balloons to rise to an altitude of 16,000 feet; he landed eight miles away in Long Beach.

In 1990, more than 1,400 Muslim pilgrims were killed in a stampede inside a pedestrian tunnel near Mecca, Saudi Arabia.

**Ten years ago:** Shasta Groene, an 8-year-old girl kidnapped six weeks earlier, was rescued at a restaurant in Coeur d'Alene, Idaho; the man with her, Joseph Edward Duncan III, was arrested and accused of kidnapping Shasta as well as killing members of her family. (Duncan later received three death sentences and multiple life sentences.) Egypt's top envoy to post-Saddam Hussein Iraq (Ihab al-Sherif) was kidnapped in Baghdad (al-Qaida later announced it had killed him).

## FROM THE BIBLE

*Therefore, I tell you, her sins, which are many, are forgiven — for she loved much. But he who is forgiven little, loves little. Luke 7:47.*  
Portals of Prayer, Concordia Publishing House, St. Louis.

## LETTERS TO THE EDITOR

### Buckling

**Robert A. Dahlquist, Orange, Calif.**

On D-Day General Dwight Eisenhower did not tell his troops that we were going to defeat the National Socialists so that we could cooperate with them. The order Eisenhower gave was to rid the earth of Hitler, his band of murderous thugs and everything that they stood for.

In the November elections America gave the Republicans a mandate to stop President Obama and the Democrats from wrecking the country and we expect that this carnage be stopped and reversed. Republicans now say that they want to cooperate with

The marathon Live 8 concert rocked the globe and the Internet, focusing attention on African poverty. Venus Williams beat top-ranked Lindsay Davenport at Wimbledon 4-6, 7-6 (4), 9-7 for her fifth major title and her first in nearly four years. Hollywood screenwriter Ernest Lehman died in Los Angeles at age 89.

**Five years ago:** Gen. David Petraeus arrived in Afghanistan to assume command of U.S. and NATO forces after his predecessor, Gen. Stanley McChrystal, was fired for intemperate remarks he'd made about Obama administration figures in Rolling Stone magazine. The United States defeated Japan 7-2 to win its seventh consecutive world softball championships. British novelist Beryl Bainbridge, 77, died in London.

**One year ago:** Palestinians accused Israeli extremists of abducting and killing an Arab teenager and burning his body, sparking hours of clashes in east Jerusalem and drawing charges that the youth was murdered to avenge the killings of three kidnapped Israeli teens. Louis Zamperini, 97, an Olympic runner who survived a bomber crash in the Pacific Ocean, weeks adrift and then years as a Japanese prisoner of war and became the subject of a celebrated book and movie, died in Los Angeles.

**Today's Birthdays:** Former Philippine first lady Imelda Marcos is 86. Jazz musician Ahmad Jamal is 85. Actor Robert Ito is 84. Actress Polly Holliday is 78. Racing Hall of Famer Richard Petty is 78. Former White House chief of staff John H. Sununu is 76. Former Mexican President Vicente Fox is 73. Writer-director-comedian Larry David is 68. Luci Baines Johnson, daughter of President Lyndon B. Johnson, is 68. Actor Saul Rubinek is 67. Rock musician Roy Bittan (Bruce Springsteen & the E Street Band) is 66. Rock musician Gene Taylor is 63. Actress-model Jerry Hall is 59. Actor Jimmy McNichol is 54. Country singer Guy Penrod is 52. Rock musician Dave Parsons (Bush) is 50. Actress Yancy Butler is 45. Contemporary Christian musician Melodee DeVeto (Casting Crowns) is 39. Actor Owain Yeoman is 37. Race car driver Sam Hornish Jr. is 36. Singer Michelle Branch is 32. Actress Vanessa Lee Chester is 31. Figure skater Johnny Weir is 31. Actor Nelson Franklin is 30. Actress-singer Ashley Tisdale is 30. Actress Lindsay Lohan is 29. Actress Margot Robbie is 25.

**Thought for Today:** "The best way to find out if you can trust somebody is to trust them." — Ernest Hemingway (1899-1961).



Thomas E. Simmons

# An Unreasonable Search

BY THOMAS E. SIMMONS

University of South Dakota

An individual walking through a public park minding their own business is guaranteed a certain freedom from interference from his government. Absent probable cause, she may not be arrested. Absent reasonable suspicion, she is free even from even a brief investigative detention. These protections are found in the Fourth Amendment's prohibition of unreasonable searches.

In *State v. Walter*, the Rapid City Police Department received a call about a panhandler in Roosevelt Park near the city's ice arena. The tip included a detailed description of the alleged panhandler, his clothing, and his direction of travel. Officer Dale Ackland was dispatched to investigate.

It was about quarter after six o'clock on an October evening. The sun would be setting in about 10 minutes (a fact with relevance to the Fourth Amendment).

Officer Ackland spotted David Walter alone a sidewalk north of the ice arena. Walter matched the description from the tip. Ackland approached him.

Officer Ackland noted a bulge in Walter's front pocket and later testified that he believed that the bulge could represent a weapon. Of course, the bulging pocket might also represent contraband or simply a handkerchief. As Ackland proceeded to pat him down, Walters blurted out, "You can't frisk me. I have needles on me."

Ackland's "stop and frisk" revealed an open bottle of liquor from one pocket and a red box containing two syringes with methamphetamine in another. Walters was arrested and charged with public consumption of alcohol (which a breath test confirmed) and possession of a controlled substance.

Prior to trial, Walters moved to suppress the methamphetamine evidence, arguing that Officer Ackland lacked reasonable suspicion of any criminal activity at the time he conducted the stop and frisk (that is, immediately before Walters made his self-defeating proclamation regarding needles in his pocket).

Judge Craig Pfeifle denied Walter's suppres-



Thomas E. SIMMONS

sion motion and ultimately sentenced Walters to three years in prison, suspending the sentence on the condition that Walters successfully comply with probation requirements. Walters appealed. The South Dakota Supreme Court reversed on Fourth Amendment grounds.

Although courts have said that the evidence required to justify a brief investigatory stop is minimal, the circumstances must reveal objective manifestations that the individual being stopped is committing a crime, has committed a crime, or is about to commit a crime.

Prior to stopping Walters, the state argued, Officer Ackland had reasonable suspicion to believe that a man matching Walters' description had been panhandling in the park.

Here was the problem for the state: the only relevant prohibitions in the Rapid City municipal code against panhandling target solicitation within twenty feet of an ATM, within six feet of a building entrance, or after sunset. The park lacked an ATM, the stop occurred more than six feet from the ice arena, and a few minutes before sunset.

Officer Ackland hadn't personally witnessed any suspicious behavior on Walter's part; Walter was simply standing alone on a sidewalk some distance to the ice rink entrance. While Ackland was entitled to rely on the reliability of the panhandling tip, nothing about the call indicated that caller had observed illegal panhandling. The caller, for example, had not indicated that Walter was panhandling after dark.

The tip was a conclusory allegation like a tip that a driver of an automobile is drunk without any specific facts to support the assertion. As the court put it, "a conclusory statement of lawful activity does not provide a reasonable suspicion of criminal activity without a particularized description of conduct suggesting the otherwise lawful activity is being performed in an unlawful manner."

*Thomas E. Simmons is an assistant professor at the University of South Dakota School of Law in Vermillion. Simmons' views are his own and not those of USD.*

# Fanning The Flames Of Another Black Church Arson Hoax

BY MICHELLE MALKIN

Creators.com

America is still reeling from the horrific Charleston, S.C., massacre at Emanuel African Methodist Episcopal Church that claimed the lives of nine innocent people.

The last thing the community and our country need are hysterical journalists compounding the pain with inflammatory reporting on an unsubstantiated "epidemic" of black church arsons.

On Monday, a *Baltimore Sun* lead editorial decried "a series of mysterious fires at African-American churches across the South" in the wake of the Charleston murders. The newspaper cited a "pattern" of attacks, including what it claimed was an "uptick in attacks on 37 black churches in the South" in the 1990s that "prompted President Bill Clinton to set up a church-arson investigative task force."

The *Sun* neglected to mention that Clinton had falsely claimed at the time that he had "vivid and painful memories of black churches being burned in my own state when I was a child" — an assertion immediately debunked by the *Arkansas Democrat-Gazette*.

The *Sun* also neglected to mention that the manufactured media coverage that launched the 1990s black church arson juggernaut, fueled by former *USA Today* reporter Gary Fields' 61 fear-mongering stories, fell apart under scrutiny. Fields' own employer was forced to admit that "analysis of the 64 fires since 1995 shows only four can be conclusively shown to be racially motivated."

Reminder: Several of the hyped hate crimes against black churches had been committed by black suspects; a significant number of the black churches were, in fact, white churches; and the complex motives behind the crimes included mental illness, vandalism and concealment of theft.

Once again, falsified history is repeating itself.

The NAACP, which capitalized on the Clinton-era race hustle, is now pushing the new arson epidemic narrative. The organization remains shamelessly undaunted after fueling the fake NAACP "bombing" in Colorado Springs earlier this year. The group's CEO, Cornell Brooks, tweeted the incendiary "#WholsBurningBlack-Churches" hashtag on Tuesday and disclosed that he is "informing churches, reviewing legislation, pushing media awareness and deciding legal options."

The left-wing instigators at the Southern Poverty Law Center, whose stated mission is to "destroy" its political opponents and whose target map and list of social conservative groups were used by left-wing domestic terrorist Floyd Lee Corkins to shoot up the Washington, D.C., office of the Family Research Council in 2012, baselessly reported: "In what may not be a coincidence, a string of nighttime fires have damaged or destroyed at least six predominately black churches in four southern states in the past week."

Teach for America alumnus agitator DeRay McKesson quickly added his Twitter kerosene to the fire, reflexively claiming that the "KKK" was responsible for a half-dozen black church burnings.

Buried beneath the sensationalized social media avalanche of panic: the more judicious and careful observations of Los Angeles Times reporter Matt Pearce that the feds have made no official determinations that any hate crimes have taken place and that "it's unclear whether any of the fires are linked."

It was observed that "one of the half-dozen church fires was most likely 'accidental' and had 'no element of criminal intent.'"

Another "was likely touched off by an electrical short" after a tree limb fell on the property, yanking the electrical service line with it.

And yet another alleged "black church arson" actually involved a white church "struck by lightning."

No matter. NBC News trumpeted: "Spate of Fires at Black Churches Raise Concerns of Rise in Hate Crimes."

The *Washington Post* ominously tallied "five predominantly black Southern churches burn within a week; arson suspected in at least three."

The *New York Daily News* blared: "String of apparent arson fires plague black churches in Carolinas, Georgia and Tennessee."

Mic.com quoted a hate crimes "expert" blaming — you guessed it — "the growth of violent right-wing extremist ideology in the U.S." for the nonexistent black church arson epidemic.

Where there's smoke, there's fire. In this case, it's coming from the five-alarm self-immolation of agenda-driven journalism's credibility.

*Michelle Malkin is author of the new book "Who Built That: Awe-Inspiring Stories of American Tinkerpreneurs." Her email address is malkinblog@gmail.com.*