

Court tosses FCC 'wardrobe malfunction' fine

On Monday, July 21, 2008 the Third U.S. Circuit Court of Appeals out of Philadelphia threw out a \$550,000 indecency fine against CBS Corp. for the 2004 Super Bowl halftime show that ended with Janet Jackson's breast-baring "wardrobe malfunction."

The 90 million people watching the Super Bowl, many of them children, heard Justin Timberlake sing, "Gonna have you naked by the end of this song," as he reached for Jackson's bustier.

The three-judge panel of the 3rd U.S. Circuit Court of Appeals ruled that the Federal Communications Commission "acted arbitrarily and capriciously" in issuing the fine for the fleeting image of nudity.

ADA Response:

(1) Credit the FCC for attempting to do its job at that point in time. The FCC responded to the outcry of the American public. The FCC found CBS culpable. They fined CBS \$550,000. (Though even that figure is merely the cost of doing business for CBS Corp.)

(2) CBS predictably appealed the ruling sending it to one of the most liberal courts of appeal in the country - the 3rd Circuit Court out of Philadelphia.

(3) It has taken four years of court pleadings and wranglings to come to this demoralizing decision.

(4) This decision unfortunately further erodes the authority of the FCC in regards to enforcement of standards of decency for America's airwaves.

(5) This decision is damaging, with potentially long term consequences. Yet it has no effect upon the ultimate authority



"The only foundation of a free Constitution is pure Virtue..." John Adams

which all of us are under - whether or not you, I, CBS Corp or the 3rd Circuit Court acknowledge it.

(6) In such times as these when little people like myself see what scant influence we have over the corrupt powers that be, His people (those who acknowledge Christ as the Son of God and as the Way, the Truth and the Life) do take refuge in knowing that our God is an awesome God and His Truth will ultimately prevail. He is not surprised by such arrogance for He IS in control - not CBS nor the lowly 3rd Circuit Court which today seems so high and mighty.

(7) These movers and shakers of the high courts of our land, these attorneys for CBS Corp, may scoff and laugh at the thought of an eternal God who is high and lifted up, coming again to one day judge the living and the dead. Their arrogance is so predictable in the light of God's eternal Word.

Read these familiar words:

Why do the nations rage, And the peoples meditate a vain thing? The kings of the

earth set themselves, And the rulers take counsel together, Against Jehovah, and against his anointed, [saying], Let us break their bonds asunder, And cast away their cords from us. He that sitteth in the heavens will laugh: The Lord will have them in derision. Then will he speak unto them in his wrath, And vex them in his sore displeasure: Yet I have set my king upon my holy hill of Zion.

[Psalm 2:1-6]

(8) Truth one day will prevail. One day, but not now. Therefore, with tears I write: those who come after us will have more difficulty than what we currently experience or can even fathom in overcoming the filthy darkness that rogue judges and the media have been foisting upon us - attempting to make acceptable that which violates not only the law of man, but of God.

(9) We are not called to give up and give in, but rather to "be strong in the Lord and in the power of His might."



From the desk of Bill Johnson, president

These are confusing times in which we live, aren't they?

Saying this, let me also say the following: It is increasingly difficult to write on some of these points of concern. Perhaps because the happenings represent such acts of rebellion - in some cases, or should I say especially, by the courts of our land. At other times attacks come by popular, so-called 'family-friendly' American companies - most recently, McDonalds.

Couple this with the upcoming election season. With so much at stake and such distinct differences between the stances of the Presidential candidates, it is imperative to understand the implications. [And, by the way, I hope you are registered to vote.]

Recently, Dr. James Dobson, Chairman of Focus on the Family, was discussing this matter with Dr. Albert Mohler, President of Southeastern Baptist Seminary in Louisville, Kentucky.

Dr. Dobson prefaced their discussion, stating:

What's at stake here this election year is unlike anything we've ever seen in American history, in my view. The decisions that we're going to be making ... in November hold enormous consequences for the future of our country.

I have been consulting with some of the most respected evangelical leaders on the scene today ... They've all urged me to ... help our listeners who hold on to conservative Christian views to think through, and maybe help others think through, the critical issues and ... to get a better understanding of what [the candidates] believe and where they'll take us in the next 4 or 8 years.

Dr. Dobson and Dr. Mohler also added:

Dr. Dobson: *The mainstream media is determined to shape or even control if they can what happens in November - the outcome there - and I never in my lifetime have been subjected to such viciousness as I have in response to the four or five comments that I have made about this subject in the last year or so.*

Dr. Albert Mohler: *We're involved in an unusual situation here. We're looking at the 2008 presidential election. I for one feel that evangelical Christians are in a different position than we have been in before. We're confronted with a set of choices both of which represent new ways in which we have to think through the issues. ...*

I don't think most Americans understand what a difference a president can make. When you put someone in the office as President of the United States with full Constitutional authority with the kind of ambition that [a president] has to reshape the culture, you are really looking at an incredible challenge. I think for Evangelical Christians to understand there is more here than meets the eye.

There was much more in this discussion. You can find it at <http://www.citizenlink.com>

Years ago, I believe, many just thought "What difference does it make? It's just tweedle dee or tweedle dum."

I don't see it that way today. Do you? I doubt it. With each passing four years, the lines are becoming increasingly drawn. The divisions become increasingly clear. The animosity heightens between the two sides.

The amount of money poured into the campaigns is atrocious. Yet with each new presidential election the fight for control of the White House to guide and direct the national agenda becomes more animated. To stay in the battle the candidates vie for national exposure. Money is needed.

It is frightening to think that money is not only needed, but money is key. Money can and does pour into the different races from multimillion dollar entertainers, sports figures, corporate heads, pornographers. Some whose lifestyles and political

agendas are leftist and filled with anger against Christianity.

Troubling, too, is the thought that our mainstream media is not unbiased, but rather biased.

I encourage you to take time to read the various news clips that I provide you exemplifying some of the division occurring. And as you do so, ask the following question:

Where is Christ in all of this?

Focus on the Family aired a message given by Dr. John MacArthur a year ago:

MacArthur, as he concluded his powerful message, stated that God has abandoned America consistent with Romans 1. He stated that the evidences are all around us replete with wars, storms, 9-11.

MacArthur (paraphrasing):

"Oh that my people would listen - that Israel would walk in my ways."

The only hope for this or any society is to hear the word of the Lord and obey it.

Besides being intelligently and prayerfully involved in the political process as Christians and as citizens, we need to be in prayer for our leaders and the people of this land that God's redemptive purposes are worked out in His providence to His glory.

We have begun here at ADA to meet at noon for prayer every Thursday. We intend to do this at least through the election in November.

For more information about this see: <http://www.precept.org/site/DocServer/CallToCorporatePrayer.pdf?docID=661>

[We urge you to join in prayer where you are at. Or if you are in the area, by all means come and pray with us. We sing a hymn of the faith, read Scripture and dedicate the bulk of our 30 minutes to corporate prayer calling out to God for His mercy!](#)

Understanding the times in order to know how to pray and what to do



Sen. Barack Obama

Barack Obama addresses the LGBT Democratic Club

In a less-than-public letter to a Sunday breakfast of the LGBT (Lesbian and Gay Bisexual and Transgender) Democratic Club in San Francisco, Barack Obama scorned man-woman marriage, saying, "...I oppose the divisive and discriminatory efforts to amend the California Constitution [to protect marriage], and similar efforts to amend the U.S. Constitution or those of any other states." While telling the world he will uphold the faith-based initiative as the cornerstone of his administration, Obama says that a cornerstone of society - heterosexual marriage -- is "divisive and discriminatory." ... [Taken from FRC Action, July 1, 2008]



The Advocate cover

Working under virtual anonymity, the pro-homosexual empire of activist Tim Gill is growing at a frightening pace in both influence and capital. The Gill Action Fund, which helped to knock off several pro-family candidates in 2006, is back with a stocked war chest and its sights set on a gay and lesbian takeover of the 5,000 state seats that may be "up for grabs" this November. Gill's success is the subject of a lengthy piece in The Advocate, a radical homosexual publication. "The Gay Mafia," as the cover calls them, were largely responsible for 10 state chambers switching hands from conservative to liberal in 2006, and the Fund is thirsty for more. One by one, the PAC is targeting local races, where pro-homosexual candidates can slowly chip away at the opposition to same-sex "marriage" and special rights for homosexuals. Gill will then use his money to help elevate these proteges to higher office.

[Taken from FRC Action, July 1, 2008]

A piece of good news

The California Supreme Court voted unanimously [July 17] to dismiss a lawsuit by militant homosexual activists seeking to prevent the people of California from voting on Proposition 8. The marriage protection amendment will appear on the November ballot!

This decision guarantees a gigantic battle in the Golden State over the meaning of marriage and family, with repercussions for all America. ... [Taken from Campaign for Working Families, July 17, 2008]

Dannon pulls ad from CBS's sexfest show - "Swingtown"

After weeks of duplicity in their response letters and after receiving thousands of emails expressing outrage, Dannon finally pulled their ad from the Thursday night show "Swingtown" featuring spouse-swapping sexual trysts week after week.

In withdrawing from network television's most trashy show, Dannon gave no explanation. We only regret that it took so much persistence and insistence from so many consumers before they were willing to do what was right.

Religious Liberties in the Crosshairs



Family Research Council held a standing-room-only panel discussion [July 10] about the California same-sex marriage ruling and its effects on religious liberty. Many religious organizations in California and elsewhere are worried about the possible erosion of their First Amendment rights and religious liberty protections. The panel addressed key issues being asked by religious organizations: Will churches be able to refuse to marry homosexual couples?

Will they be able to deny access to their facilities? ...

The reality is that the religious liberty of Americans is under fire, as evidenced by the loss of tax exempt status for a New Jersey Methodist organization that refused to allow lesbians to have a commitment ceremony at their site, and a lawsuit against a Christian photographer in Arizona who refused to take pictures of a lesbian commitment ceremony, to name just two examples. The panel also addressed the incidents in Sweden and Canada under their hate speech laws, including the prosecution of Swedish pastor Ake Green for speaking of homosexuality as a sin, and Pastor Stephen Boisson in Canada for the same offense. A part of the California ruling allows homosexual couples from out-of-state to travel there and get married.

[Taken from FRC Action, July 10, 2008]

Weapons of Mass. Destruction

The Massachusetts legislature is pulling out all the stops to recapture its title as the most liberal state in the union on marriage. [July 15], the Bay State Senate voted to repeal a 95-year-old law that former Gov. Mitt Romney enforced to prevent out-of-state homosexuals from "marrying." To justify the move, the Senate pointed to a report commissioned by the state that claimed non-resident "marriages" would bring in an estimated \$110 million. As groups like Family Research Council have argued, money can't undo the damage done to society by the state's campaign to expand homosexual "marriage."

Massachusetts liberals are hoping to throw open their borders to same-sex couples ... The region most likely to take advantage of the invitation is nearby New York, whose governor, David Paterson (D), made the unilateral decision to recognize out-of-state "marriages" without putting the idea to a democratic test. ... In a July Pew Research Center poll, only 15 percent of Americans surveyed "strongly favored" legislation that would "allow gays and lesbians to marry legally." More than double that (31 percent) "strongly opposed" the idea.

[Taken from FRC Action, July 16, 2008]

Flint, Michigan Police crack down on saggy pants



Recently the Police Chief from Flint, MI instituted a policy taking action against those wearing saggy pants that expose underwear or bare bottoms. He stated, "Some people call it a fad, but I believe it's a national nuisance. It is indecent and thus is indecent exposure, which has been on the books for years."

On June 27, the chief issued a departmental memorandum telling officers: "This immoral self expression goes beyond freedom of expression." Those in violation can be charged with a misdemeanor – either disorderly conduct or indecent exposure.

Restoration of decency begins with little things. It's quite evident where the idea of 'anything goes' is leading our society. Vulgarity is rampant in dress, language, behavior, entertainment. Kudos to a chief of police who in taking a stand against it!

Unfortunately, the ACLU would much rather see no limitations at all on vulgar expressions or behavior and is threatening to sue.

"We are confident that young men in Flint will contact us now that the chief has announced that he won't budge," said Michael J. Steinberg, legal director of the state ACLU. "If they do, we'll sue."

However, it may be the ACLU that is out of touch with what society accepts as 'civil' or a 'liberty'. Many have expressed support for a ban on saggy pants that expose nudity or underwear.

The Free Press article goes on to say: "We're going to keep doing what we're doing," [Dicks] said today. "I think people are catching on and pulling up their pants. I'm getting a lot of support from local parents and churches and the mayor said he supports me one thousand percent."...

The suburban Chicago village of Lynwood, Ill., passed an ordinance last week that states people caught exposing three inches or more of their underwear will be fined \$35.

"We need to stop this offensive and unsanitary behavior," said Lynwood Mayor Eugene Williams. ...

Williams said he salutes Chief Dicks.

"Tell the chief in Flint that I support him," he said. "And tell him to hang in there."

In Riviera Beach, Fla., more than 70 percent of the community's voters approved a measure in March that imposes a series of penalties on saggies with each violation. First-time violators face a \$150 fine. Third-time offenders could do jail time.

Terry Girard, an English teacher at Lawrence Technical University in Southfield, said she belongs to the ACLU, but can't back them on the saggy pants.

"I think the ACLU is dead wrong here," she said. "I see too many kids walking around like this. I don't want to see someone's underwear, and I definitely don't want to see their bare butts either." ... <http://www.freep.com/apps/pbcs.dll/article?AID=/20080721/NEWS06/80721061>

If you would like to encourage the Flint Police Chief he can be contacted at:

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Michigan university thumbs its nose at court

Michigan's Supreme Court ruled in May 2008 that the state's ban on gay marriage makes it illegal for public universities and other entities of state government to provide domestic partner benefits to the partners of homosexual employees.

Yet, Grand Valley State University (GVSU) is thumbing its nose at the state's high court, and is bypassing the essence of the court's ruling by instead

adding health insurance benefits for "unmarried couples". This benefit plan will apply to gay couples, as well as live-ins.

According to GVSU counsel Tom Butcher, the new plan is not simply same-sex benefits repackaged under another name. Right. To paraphrase an old adage, "a rose by any other name..." (or in this case, skunk cabbage). GVSU may claim their policy is not a way to circumvent state law, but common sense tells us otherwise. Their policy weakens the institution of marriage while promoting immoral lifestyles. Just like the skunk cabbage, it smells like another attack upon traditional values.

According to a local news report:

"...State Representative Arlan Meekhof called the plan "A slap in the face to Michigan taxpayers and morality."

In attacking the school's board of trustees Meekhof released the following statement, "Not only are they increasing the university's expenses, but this institute of higher learning has chosen to use taxpayer dollars and student tuition dollars to allow and promote immorality."

GVSU officials say they added the benefit to attract and keep talented professionals. They made the decision last week on the same day they voted to increase tuition by more than 13%." http://www.wzzm13.com/news/most_popular_story.aspx?storyid=95765&provider=top

Urge GVSU to repeal this policy:

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