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Colorado Right To Life Kicked Out of National RTL
Two Days After Dr. James Dobson Concedes
"Ending partial-birth abortion... does not save a single human

Focus on the Family
called for
unethical fundraising

Today in Kansas City Missouri, National Right to Life's board of directors voted to disenfranchise a state chapter, Colorado Right To Life, from the umbrella organization. Two days ago, Dr. James Dobson, founder of Focus on the Family, admitted in a mass [email](#) that, "Ending partial-birth abortion... does not save a single human life." An unusually-public feud erupted within the movement after CRTL co-signed a series of open letters to Dr. James Dobson exposing that the Gonzales v Carhart U.S. Supreme Court ruling on partial-birth abortion (PBA) is not even a hollow victory for anti-abortionists.

An Open Letter published in the Colorado Springs Telegraph Gazette on May 23 began a barrage of criticism leveled at National Right To Life, Focus on the Family, and other industry groups for fraudulent fundraising in support of the PBA ban. WorldNetDaily.com (WND), a conservative, editorially pro-life online news outlet [reported](#) on June 7, "the fact that the legal [PBA] ruling, itself, does not and cannot be used to proscribe [prohibit] a single abortion ." Another concession to the Open Letter coalition came from the Thomas More Society's Pro-Life Law Center. The partial-birth abortion ban is "not going to stop any abortions as such," [said](#) TMS counsel Paul Linton who authored briefs submitted to the Supreme Court in support of the PBA ban, "They're still going to take place by other means."

Dr. Dobson released his June 2007 Action e-mail on Monday, and on Tuesday, a National RTL committee voted to remove state affiliation from its Colorado Right To Life chapter, CRTL being one of the pro-life organizations which has broken ranks with the movement's larger groups and is exposing the PBA fundraising irregularities.

Now that the 15-year battle to outlaw partial-birth abortion has ended with a ban and a ruling that have no authority to save a single life, CRTL's public rebuke is leading to frequent pro-life industry concessions such as in this Washington Post [excerpt](#): "Chuck Donovan, executive vice president of the Family Research Council, a Washington advocacy group allied with Dobson, said... "there are certainly a fair number of people, including in our own building, who think... that, practically, there may not be even one fewer abortion in the country as a result." And [according](#) to WND, "the ban on partial-birth abortion is meaningless as it relates to the actual killing of unborn children," if the assessment of [Life Dynamics'](#) Mark Crutcher is correct. "In the final analysis... [the PBA ban's] practical implications for the unborn are zero," said Crutcher.

"We will tell the truth that National Right To Life doesn't want told," said Brian Rohrbough, president of Colorado Right To Life, "that NRTL advocates a strategy of child-killing regulations that undermine personhood and distract from the real battle." And Leslie Hanks, V.P. of Colorado Right To Life added, "As a fundraiser, partial-birth abortion has brought in hundreds of millions of dollars, but as a way to save lives, it has no authority to save a single child." Discussions of new affiliation are underway between CRTL and another principled pro-life organization fighting for the personhood of the pre-born.

Contact: Leslie Hanks
V.P. Colorado RTL
720-394-8946

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Supreme Court Actually Kept "Partial Birth" Abortion Legal

Pro-life Movement Makes False Claims About PBA Ruling

An Open Letter to Pro-lifers,

We the undersigned grieve at the celebration by many Christian leaders of one of the most barbaric opinions ever issued by an American court. We plead with pro-lifers to go to SupremeCourt-US.gov to read the *Gonzales v. Carhart* ruling.

Pro-life organizations have applauded these "pro-life Justices" nominated to the court by our pro-life presidents, stating for example, "the Supreme Court has affirmed the value of human life." But actually, these Justices concur optimistically on page 30 that, "The medical profession [abortionists] may find different and less shocking methods to abort the fetus..." It is false to claim the Justices showed any concern for the child; the ruling's real concern is to improve the public-relations image of the abortionist (as we will show).

The Justices we've called "pro-life" did not "affirm" the life of the unborn but upheld a mere "regulatory" law "under the Commerce Clause" (p. 36). These Justices misrepresented as "pro-life" actually suggest other ways for abortionists to kill the fully intact, late-term child to comply with their regulation, such as "an injection that kills the fetus" (p. 34). Imagine the horror yet to come now that our greatest Christian leaders are willing to call good evil, and evil good. Throughout the ruling, Justices Kennedy, Roberts, Scalia, Thomas, and Alito concur that both the partial-birth abortion (PBA) ban, and their ruling, allow the abortionist to deliver a late-term baby *all the way up to the navel* and then kill him (especially pp. 17-26). To actually violate this regulation "requires the fetus to be delivered 'until... any part of the fetal trunk past the navel is outside the body of the mother'" (p. 17) as in a standard breech (feet-first) abortion.

The pro-life industry said, "thank God for this victory that affirms the value of human life," but this vulgar

ruling actually instructs on *how to perform just another form of partial-birth abortion*, just not "past the navel." And they celebrated this even though it affirms causing "the fetus to tear apart" (p. 4). The Justices build upon the late-term abortion procedure called *dilation and evacuation*, which this ruling repeatedly upholds as remaining legal, stating (p. 21) that "D&E will often involve a physician pulling a 'substantial portion' of a still living fetus, say, an arm or leg, into the [birth canal] prior to the death of the fetus." Then for the purpose of this current opinion, Kennedy, Roberts, Scalia, Thomas, and Alito, regarding a still living unborn child, ruled that (p. 22):

"the removal of a small portion [say, an arm or leg] of the fetus is not prohibited"

and that's after the baby is pulled outside the mother as far as to his bellybutton (p. 22).

False Pro-Life Claims

The pro-life industry misled Christians claiming this ruling will "protect children." The court granted no authority to save the life of even a single child. The ruling indicates the abortionist can still legally perform a textbook partial-birth abortion, if for example the mother is over "dilate[d]" (p. 24) and the baby, by "inadvertence," is delivered up to the neck as in typical PBA. Then the abortionist can kill him by "intact D&E" (p. 24), i.e., by PBA. An abortionist only needs to maintain that his original "intent" was to deliver the baby *up to the navel* before killing him. "If a living fetus is delivered past the critical point [the bellybutton] by accident or inadvertence [and then killed] no crime has occurred" (p. 18).

Pro-lifers have donated millions being misled that this ban had the authority to save the lives of at least some unborn children. Some of the misrepresentation has been committed by members of the Evangelical Council For Financial Accountability which requires that, "There must be no material... exaggerations of fact." Online at KGOV.com, we document pro-life organizations misrepresenting of this vicious ruling including claims that it outlaws 3rd-trimester abortions, yet the court explicitly stated the PBA ban "does not on its face impose a substantial obstacle" to "late-term" abortion (p. 26). And since this ban cannot prevent a *single* abortion, of course, it imposes *no* actual obstacle, and neither does it "protect children," a horribly false claim.

There is nothing new with this ruling that is good, no precedent, no truth, no defense of life, only brutality and death. And yes, there is "no health exception," not as a pro-life legal victory, but because the Justices ruled you can *still kill any such unwanted baby in countless ways, including by a PBA.*

More Wicked than Roe

When pressed, pro-life leaders in private admit to us this ban had no authority to save lives, but that it kept "the issue in the news." Others misrepresent ruling excerpts that sound encouraging, e.g., "The government may... show its profound respect for the life within the woman" (p. 27). This is just lip-service that the Justices reprint from the *Casey* ruling of 15 years earlier, but this ruling prohibits such respect.

This wicked ruling states it prefers the word "fetus" to "child," and it trivializes the dreadful account (pp. 8-9) of killing a child whose arms and legs are wiggling outside the mother, callously comparing our revulsion to our reaction to any medical procedure, like being squeamish over getting stitches. The Justices quote an abortionist: "For the staff to have to deal with a fetus that has 'some viability to it, some movement of limbs, [is] always a difficult situation.'" With grave wickedness, the "pro-life Justices" observe (p. 29): "Any number of patients facing imminent surgical procedures would prefer not to hear all details, lest the usual anxiety... become the more intense. This is likely the case with the abortion procedures here in issue." The court, including Roberts and Alito, trivializes the grotesque particulars of causing "the fetus to tear apart" (p. 4) by comparing that to getting queasy by talk of incisions, and the pro-life industry "applauds the court." We should be appalled.

As a fundraiser, PBA brought hundreds of millions to the pro-life industry, as a ban, it lacks the authority to save even a single child. During the long PBA distraction from the actual war, America killed 20 million children. And recently, a major pro-life fundraising firm told *Colorado Right To Life*, "The PBA script gets the best results."

The pro-life industry should stop foisting its moral relativism onto the church, and should correct their falsehood that this gruesome ruling will "protect children." For, serious pro-lifers are already looking else-

where for the strategy and leadership to end legal abortion.

This wicked ruling is not a ban, but a *partial-birth abortion manual*. These "pro-life Justices" give instructions on what can be called *Navel Birth Abortion*, only a four-inch variation from a textbook PBA. Steps from the ruling:

- 1) The abortionist may partially deliver the unborn child all the way to the bellybutton, but not "past the navel."
- 2) Then "a leg might be ripped off," etc. to "kill the fetus."
- 3) Or alternatively, "find... less shocking methods to abort..."

What a mockery of the goodwill of rank-and-file pro-lifers.

The Justices raise the likelihood that *with this ruling, the fetus now faces greater brutality*. The Justices note the objection (p. 30) "that the standard D&E is in some respects as brutal, if not more, than the intact D&E [PBA]." That is, standard late-term D&E abortion appears to be more cruel than PBA. And the Justices *do not rebut that claim*. Their interest is not to *protect children*, but to promote the "integrity and ethics" (p. 27) of the medical and abortion industries and to improve "the public's perception" (p. 30) of late-term abortion.

Incrementalism is fine; compromised incrementalism violates God's enduring command, *Do not murder*.

The court ruling celebrated results in the legal preference for "reasonable alternative procedures" (p. 33) for killing "late-term" children including "a leg might be ripped off the fetus" and "ripping it apart," (pp. 4, 6). And they "applaud the court." We rebuke them.

Signed,

- Brian Rohrbough, Colo. Right to Life
- Rev. Tom Euteneuer, Human Life Int'l
- Flip Benham, Operation Rescue/OSA
- Dr. Pat Johnston, ProLife Physicians
- Bob Enyart, Denver Bible Church
- Judie Brown, American Life League

At ColoradoRightToLife.org:

- see which pro-life groups celebrate the ruling, and the leaders who condemn the ruling
- learn to recognize moral relativism in the pro-life industry, which is called legal positivism
- sign the "40 Years" pledge to never compromise on God's enduring command:

Do not murder.



Foundation for Moral Law, Inc.

One Dexter Avenue • Montgomery, AL 36104
Ph: 334.262.1245 • Fax: 334.262.1708
www.morallaw.org

Hon. Roy S. Moore
President
Dr. Rich Hobson
Executive Director
Benjamin D. DuPré
Attorney
Gregory M. Jones
Attorney

June 14, 2007



*****AUTO**ALL FOR AADC 400

Col. Ron Ray
3317 Halls Hill Rd
Crestwood, KY 40014 9590

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3280

Dear Col. Ray,

Too often it seems that we hear only bad news. As sodomy and same-sex “marriage” sweep our land federal courts sometimes appear more intent on removing religious displays from the public square than preserving our moral foundation. Even when the Congress of the United States acts to preserve morality, federal judges too often rule their Acts unconstitutional.

For example, in 2003 after hearing from many outraged Americans like yourself, Congress decided to stop the inhumane and cruel killing of children during birth. In passing the Partial Birth Abortion Ban, Congress declared an end to the practice of partial birth abortion. But three federal courts struck down the Act passed by Congress finding that Congress could not protect the life of a partially delivered child.

Now comes the good news!
When two of those cases reached the Supreme Court of the United States, the high Court ruled on April 18 in *Gonzalez v. Carhart* that the lower courts were wrong and that Congress did have authority to ban partial birth abortion.

In the legal brief of the Foundation for Moral Law to the United States Supreme Court (**Our legal brief is available at www.morallaw.org**) we pointed out that the Constitution and Bill of Rights existed to **preserve life** not to take it. Justices Clarence Thomas and Antonin Scalia appeared to adopt our logic stating that **abortion jurisprudence “has no basis in the Constitution.”** The majority of the Court also stated that “the government has a legitimate and substantial interest in preserving and



Supreme Court Justices of the United States

Read Judge Moore's column, *Our Moral Foundation*, every Wednesday at www.WorldNetDaily.com

PLEASE DETACH AND RETURN THIS PORTION IN THE ENCLOSED ENVELOPE

promoting fetal life.” We are much encouraged to know that the high Court has finally recognized the right of lawmakers to protect life.

But the battle is far from over. Much of the high Court’s opinion still reflected the flawed and erroneous rulings of earlier abortion cases. However, the Court’s decision opens the door to further restrictions and even a complete end to abortion.

I recently had the privilege of hearing Norma McCorvey, the original plaintiff “Roe” in *Roe v. Wade*. Ms. McCorvey spoke of her conversion to Christianity and her profound error in participating in *Roe v. Wade*. She now works in pro-life ministry to save children from having their life taken before birth and speaks to others about the evils of abortion. Ms. McCorvey’s efforts to overturn *Roe v. Wade* failed, but her



Ms. Norma McCorvey with (L to R) Judge Roy Moore, President of the Foundation for Moral Law, Dr. Rich Hobson, Executive Director, and Ben DuPré, Attorney

determination to enlighten the Court as to the truth about abortion has in many respects been successful.

Be assured that the Foundation for Moral Law and our legal staff will continue to work to protect our rights to life, liberty and property. **Your faithful support allows us to continue to work with the Courts and share with them the truth of God.**

Attached is a personal perspective of this issue entitled “**The Face of Baby Chloe,**” which I hope you will enjoy.

Again, we thank you for helping us continue our work in acknowledging God’s sovereignty over our law and government, including the federal courts of our land.

Sincerely,

Roy S. Moore
Former Chief Justice, Alabama Supreme Court
President, Foundation for Moral Law

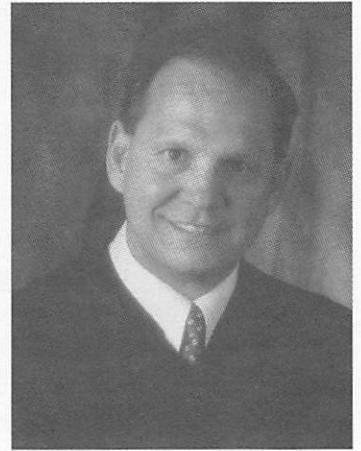
*Your prayers and support of the Foundation for Moral Law is helping us fight liberal organizations like the ACLU and others who would take away our right to worship God. Your **tax-deductible contribution** of \$25, \$50, \$100, \$250, or more will help ensure that our children and grandchildren will not live in a Nation which has forgotten God.*

Foundation for Moral Law, Inc.

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JUDGE ROY MOORE

The face of baby Chloe

By Judge Roy Moore



Baby Chloe was born on April 30, 2007, about four weeks premature. Because her lungs had not fully developed Chloe had some difficulty breathing on her own. Thanks to prompt medical attention and the loving care of her proud parents, Chloe was eventually released from the hospital safe and healthy.

As you can see, her eyes were closed for her first picture, but that is because this snapshot was taken when she was only 28 weeks old and still in the womb. Advanced ultrasound technology allowed her mom and dad to see Chloe's tiny face almost two months before she was born.

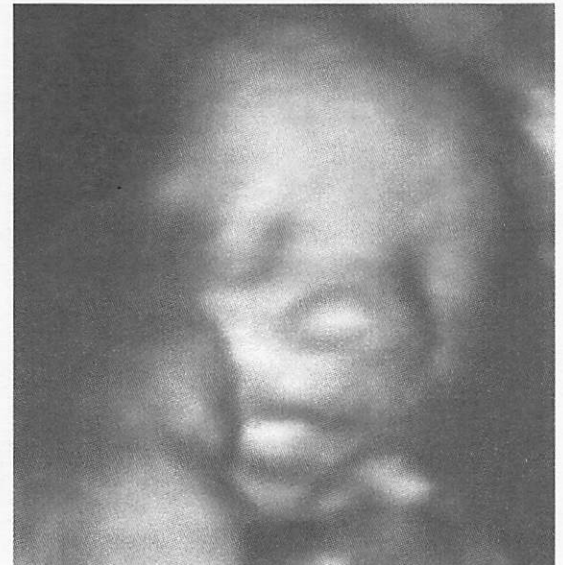
Only 12 days before her birth the United States Supreme Court ruled in the case of *Gonzales v. Carhart* that babies like little Chloe would never have to endure the cruel and inhumane procedure of partial-birth abortion. Abortion itself had been declared to be legal by the Supreme Court in the 1973 case of *Roe v. Wade*, and since that time over 45 million children have been killed before birth. In one particularly outrageous procedure known as partial-birth abortion, the baby is partially delivered feet first and then a sharp instrument is stuck into the back of the child's skull and the brains removed by a suction device. In some cases the child's skull is simply crushed with forceps before the lifeless body is removed from the mother.

A great majority of Americans are opposed to such a barbaric act, which led Congress to pass the Partial-Birth Abortion Ban in 2003. Nevertheless, in three separate cases, federal district courts promptly declared the Act to be unconstitutional. Two of those cases reached the Supreme Court and the Court properly recognized the right of Congress to prohibit this gruesome procedure.

I applaud the Court for ruling that partial-birth abortion is no longer legal, but their reasoning in the case leaves much to be desired. Justices Clarence Thomas and Antonin Scalia said it best when they noted in a separate opinion that while the majority opinion did an adequate job of applying the Court's current jurisprudence, that "jurisprudence, including . . . *Roe v. Wade* . . . has no basis in the Constitution." (Emphasis mine.) Until the Court rules that the taking of the life of an unborn baby is not a constitutional right and overturns *Roe*, babies like Chloe will still be in danger.

While pro-life advocates have reason to celebrate the victory in *Carhart*, the battle is not over. Because the Court conceded in its opinion that "the government has a legitimate and substantial interest in preserving and promoting fetal life" and "may use its voice and its regulatory authority to show its profound respect for the life within the woman," there are good signs that more laws restricting abortion will be upheld by the Court.

Pro-life advocates and state legislators have somewhat of an open door for more laws restricting and regulating abortion. They may pursue informed consent laws that require a woman seeking an abortion to be given detailed information about the abortion procedure, advised of the potentially dangerous physical and emotional side effects of killing her child, and even informed of other alternatives to abortion. Legislators may also be encouraged to require minors to get parental consent for an abortion. And the new ultrasound technology may inspire more



Baby Chloe

lawmakers to require women to view pictures like that taken of Chloe before making a decision to take the life of their child.

While the preservation of the lives of *some* unborn children is a step in the right direction, we cannot rest until the lives of *all* unborn children are protected. After all, we would never think of telling a thief in our house that he could take only some of our goods but not others—we would stop him from taking anything at all! Our children, born and unborn, are of greater value than our possessions and deserve no less protection. The “profound respect for the life within the woman” which the Supreme Court has now recognized should move state legislatures and even the United States Congress to ban abortions altogether.

Like abortion today, there was a time in America when slavery was thought by some to be proper, a time when the Supreme Court itself ruled in *Dred Scott v. Sandford* that slaves were mere property and not people or citizens. But that terrible decision was eventually overruled and slavery was abolished. The time has come for *Roe v. Wade* and abortion to meet the same fate.

Chloe’s parents never considered abortion, and I am very grateful for that. You see, Chloe is my first grandchild, and her mother, Heather, is my only daughter. The question of whether a baby should be killed in the womb is not just a legal issue, but also a moral one. And the answer is found in the tender, sleeping face of baby Chloe.

*Judge Roy Moore is the President of the Foundation for Moral Law (www.morallaw.org) in Montgomery, Alabama, and the author of *So Help Me God*. He is the former Chief Justice of the Alabama Supreme Court who was removed from office in 2003 for refusing to remove a Ten Commandments monument he had placed in the Alabama Judicial Building to acknowledge God.*

Be sure and visit www.worldnetdaily.com or www.morallaw.org to read Judge Moore’s column, *Our Moral Foundation* each Wednesday.