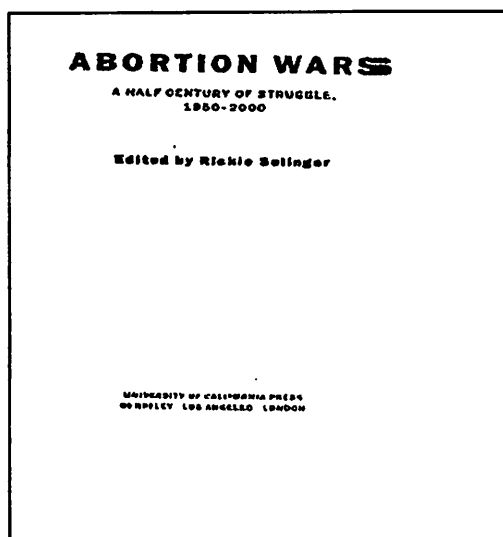


PRELIMINARY DRAFT FOR DISCUSSION PURPOSES ONLY

Kinsey's Fraudulent Abortion Data Used At The US Supreme Court: The Court Cites To The American Law Institute, Which Cites To Mary Calderone, Who Cites To Kinsey's Bogus "Data" On Massive Abortions Among Normal American Women in the 1930s-1940s

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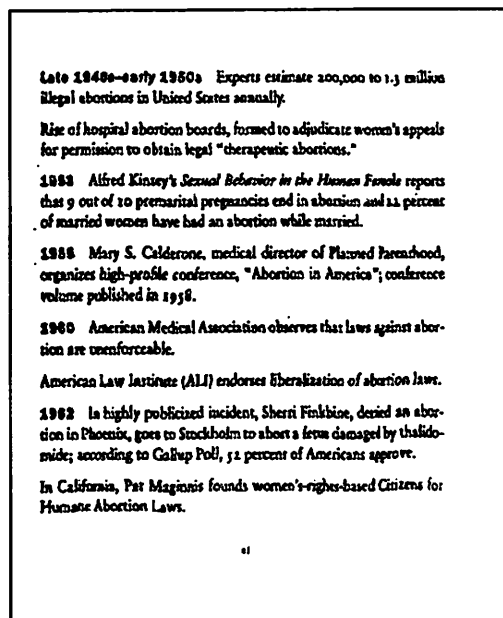


Kinsey, Crimes & Consequences (Reisman, 1998) gives Dr. Alfred C. Kinsey due recognition for his role as the eugenics agent largely selected to undermine American moral life. In *Abortion Wars* (1998) a collection of writings from leftist essayists, journalists, lawyers, scholars, activists, physicians and philosophers, celebrates 50 years of legal and social abortion victories. Kinsey's bogus profile of "normal" female sexual behavior justified the call for legalized abortion.

Kinsey is *the first entry*--page ix--in the *Abortion Wars*' chronology of the successful mainstreaming of abortion. States *Abortion Wars*:

"1953: Alfred Kinsey's *Sexual Behavior in the Human Female* reports that **9 out of 10 premarital pregnancies end in abortion and 22 percent of married women have had an abortion while married.**"¹
(Emphasis added)

This author found no such abortion data in the 1953 Report, indeed no index reference to "abortion" in either Kinsey book. It turns out that these "data" were obtained from a speech by Kinsey at a 1955 abortion conference and formalized in a book by Kinsey co-author, Paul Gebhard, et al, *Pregnancy, Birth and Abortion*, (1958). The latter publication provided the needed "re-evaluation" of Kinsey's non existent Female abortion data to support abortion movement efforts.



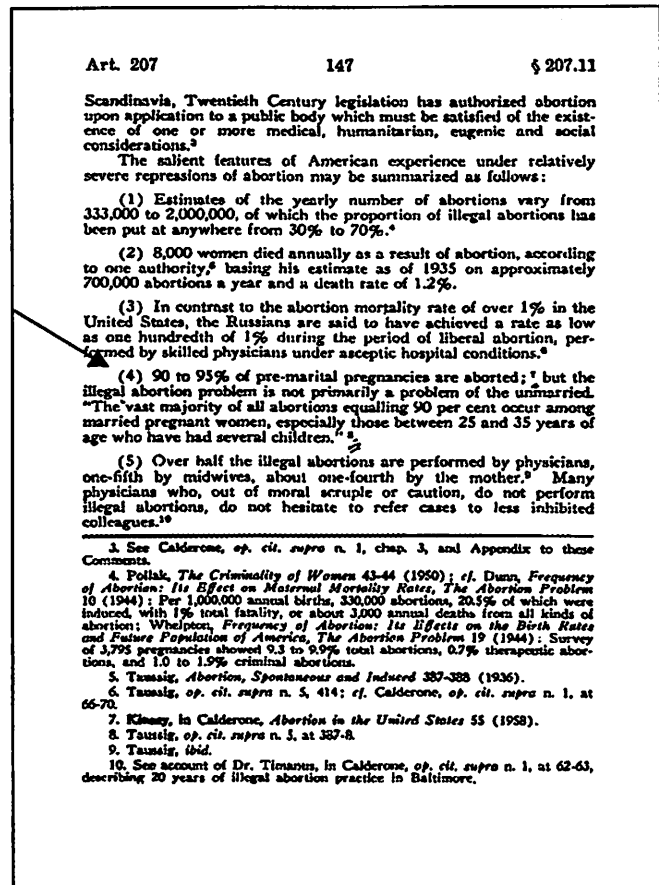
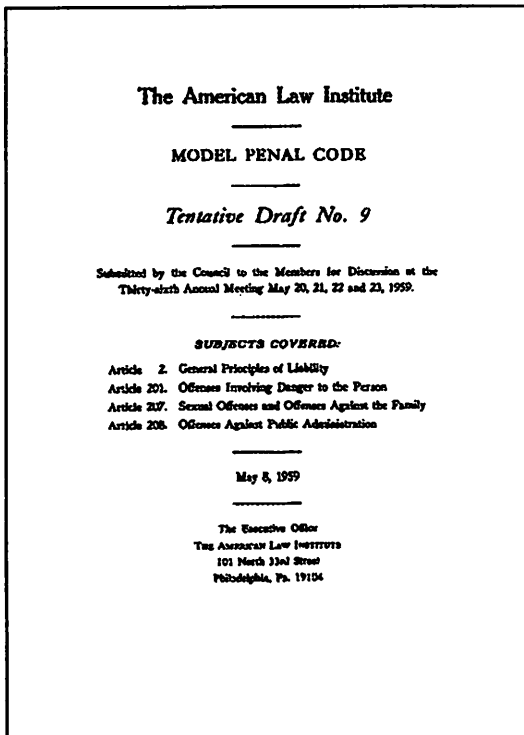
¹ Rickie Solinger, Ed., *Abortion Wars*, University of California Press, 1998, page ix.

Below left is the cover for the American Law Institute Model Penal Code, which laid down the first major "scientific" support for abortion in the USA. Below right on page 147 of the ALI Model Penal Code, (funded by the Rockefeller Foundation) is the claim by Mary Calderone, encoded by the ALI and delivered to the US Supreme Court as fact, that:

"(4) 90 to 95% of pre-marital pregnancies are aborted."²

This footnotes to "Kinsey, in Calderone, *Abortion in the United States* 55 (1958)." (Emphasis added). On page 146, opening the "Comments" proffered on abortion, the ALI authors state:

1. Major sources of information on abortion include: Calderone, *Abortion in the United States* (1958); Gebhard and others, *Pregnancy, Birth and Abortion*, chap. 8 (1958)...."



But, as noted, abortion data were not included in Kinsey's *Sexual Behavior in the Human Female*, and Kinsey had no real data on normal American women anyway. Marshall and Donovan reference Kinsey's Planned Parenthood speech in their book, *Blessed are the Barren*:

² The American Law Institute Model Penal Code, Tentative Draft #6, May 9, 1959, p. 207.11, 147.

At the 1955 abortion conference sponsored by the Planned Parenthood Federation of America...the question of physician-induced abortion came up. ***The discussion leader on this point was the famed sex researcher, Alfred Kinsey...***³

Standing on Kinsey's fraudulent claims at that conference, "that 90 per cent of all illegal abortions are done by physicians," the implication was that family physicians commonly aborted the unwanted babies of massive numbers of respectable wives. This is seen in the ALI claim that 90% or more of unmarried pregnancies led to abortion, and to the statement by legal historian, Samuel Kling, that:

The Kinsey Institute reported that between one-fifth and one-fourth of the white married women interviewed in their sample had had at least one induced abortion.⁴

Stunning claims for the era of "Father Knows Best" and mom's apple pie. In fact, they were fraudulent claims for a man whose database had so few normal women that he had to redefine "married" women as any female who had lived over a year with a man. This would include of course, Kinsey's large prostitute population as well as highly unconventional women involved in the than illegal and socially condemned acts of fornication and cohabitation.

WHERE DID KINSEY'S 90% (UNMARRIED) AND 22% (MARRIED) ABORTIONS COME FROM?

The key citation for Kinsey's "data" on abortion which was used to help legalize abortion, was published in *Pregnancy, Birth and Abortion*, by Kinsey Institute director and Kinsey co-author Paul Gebhard and co-authors/lovers, Wardell Pomeroy, Clyde Martin, et al. The Introduction to *Pregnancy, Birth and Abortion* states:

The Institute for Sex Research...has produced two major publications, *Sexual Behavior in the Human Male (1948)* and *Sexual Behavior in the Human Female (1953)*. Both volumes dealt with sexual behavior per se; the reproductive consequences of a part of such behavior were scarcely touched upon....This omission may seem strange to those of purposivistic thought to whom sex and reproduction are essentially synonymous....

As a result of correspondence with Dr. Mary Steichen Calderone, the medical director of the Planned Parenthood Federation of America, which began in 1953, Dr. Kinsey took part in the Arden House Abortion Conference sponsored by the Planned Parenthood Federation and held at Harriman, New York, in 1955. There he was made keenly aware that the data he presented concerning conception and the

³ Marshall and Donovan, *Blessed are the Barren*, Ignatius Press, 1991, pp. 260-261.

⁴ Samuel Kling, *Sexual Behavior & The Law*, NYC, Random House, 1965, p. 14.

outcome of contraception were of primary and immediate importance to the participants of the conference and to many other persons. Consequently, it was decided to publish those particular data in the proceedings of the meeting, and that the Institute for Sex Research would prepare a more comprehensive study to be issued as a separate volume. It was realized that such a volume would contain *information* of unique social and scientific value.

....[F]or his guidance in preparing these we owe a great deal to Dr. Christopher Tietze [a major citation in *Roe v. Wade*]. In the midst of this preliminary work the Institute lost its founder, which indirectly caused further delay.

* * *

The specialized nature and restricted scope of this volume place it in sharp contrast to our two earlier books, but this break with precedent was not unplanned....Our major contribution in this book concerns phenomena ordinarily concealed from, or not investigated by, persons collecting data on human reproductive behavior....However, despite much writing, estimating, and guessing, there have been very few factual data on conceptions among unmarried females and the prevalence of induced illegal abortion among both married and unmarried females in this country. It is precisely on these subjects that we can provide much needed, factual information.

While this and subsequent volumes cannot represent writing and analyses done directly by Dr. Kinsey, it should be obvious that they owe their existence to him. Our future publications will stem from a research organization that he founded, and for years many of the data utilized will be those that he personally accumulated. As the Institute for Sex Research continues to produce work of value, the debt science and society in general owe to Dr. Kinsey will continue to increase.⁵

KINSEY'S SUDDEN "DATA" ON ABORTION

Having claimed that "roughly half of the women from the middle and upper socio-economic levels who married had had coitus prior to marriage"⁶ during the 1920s-1940s, the Kinsey team later claimed that their "data" also found more that 25% of married women had abortions as did 89% of single, pregnant women.

Who was "married"? The Kinsey team claimed their "Terms Relating to Social Phenomena" (that is, defining our terms) were the same as the team's definition of "married" women in *Sexual Behavior in the Human Female*. However, this was untrue. Under the chapter entitled, "The Sample And Its Statistical Analysis," the Kinsey team

⁵ Gebhard, Pomeroy, Martin, Christenson, *Pregnancy, Birth and Abortion*, the "Science Editions", John Wiley & Sons, Inc., New York, 1958, pp. xi-xiii.

⁶ Martin S. Weinberg, Ed, *Sex Research Studies from the Kinsey Institute*, Oxford University Press, New York, 1976, p. 100

provide their definition of "Marital Status."

They were identified as married if they were living with their spouses *either* in formally consummated legal marriages, *or in common-law relationships which had lasted for at least a year*.... These definitions are *more or less in accord with those used in the U. S. Census for 1950, except that common-law relationships have been more frequently accepted as marriages in our data*....⁷ (emphasis added).

Of course the definition was *more less than more* in accord with the U.S. Census where women were not "married" if they were in common law relationships and Kinsey's definition did not qualify as a common law relationship. Perhaps concerned that these sudden "data" on abortion would come under more scrutiny than that given to their previous books, co-authors Gebhard, Pomeroy and Martin altered the unscientific, eccentric definition above. The new definition, used for abortion purposes, brings in some of the U.S. Census requirements for a common law marriage which Kinsey said they ignored:

Married: persons were considered married if they were living with their spouses *either* in a legal marriage *or* in a common-law relationship that had existed continuously for at least one year. *In the latter instance, both spouses had to consider themselves married, and live together openly as man and wife.*⁸ (emphasis added).

So, the Gebhard Kinsey Institute abortion book says the couple "had to consider themselves married and live together openly as man and wife." However, neither of these two variables a) considering themselves married or b) living together openly as man and wife, were part of the "married" definition in Kinsey's 1953 book, *Sexual Behavior in the Human Female*—the book from which these abortion data were allegedly obtained.

One cannot create a new definition years after one has collected all ones alleged information on marriage and childbirth. Since the bogus definition of "common law" relationships – which would include Kinsey's prostitutes -- differs dramatically from the conduct of normal married women, the abortion book attempted to create a more acceptable, legal, "man and wife" data base to represent, by definition, Kinsey's abnormal fantasy American women of the 1920s-1940s. The Gebhard book makes the following claims.

WIVES

Our white non-prison married women, taken as a unit, approximate the socio-economic upper 20 per cent of the urban population, but include an overrepresentation of women who have been separated, divorced, or widowed.*In the course of a lifetime...between one quarter and*

⁷ Kinsey, et al., *Sexual Behavior in the Human Female*, W.B. Saunders, Inc., Philadelphia, 1953, p. 53.

⁸ Gebhard et al., p. 3.

*one fifth had an induced abortion.*⁹ (emphasis added).

SINGLES

Our white non-prison females when taken as a unit correspond to the socio-economically upper 20 per cent of the U.S. population....Of the pre-marital pregnancies that ended before marriage, 6 per cent were live births, 5 per cent spontaneous abortions, *and 89 per cent induced abortions.*¹⁰ (emphasis added).¹¹

And, the Kinsey team "showed" abortions may make happier marriages:

The data showed that orgasm in the first year of marriage for those who had a pre-marital induced abortion was about the same *or a little higher than for those without that experience. It was also found that females with a pre-marital induced abortion became separated, divorced, or widowed slightly less often than those without such an abortion.*¹² (emphasis added).

Planned Parenthood: A Practical Handbook of Birth-Control Methods

In 1951, the late Dr. Abraham Stone, Director of the Margaret Sanger Research Bureau and Vice-President of the Planned Parenthood Federation of America, the International Planned Parenthood Federation, and the American Society for the Study of Sterility and the late Dr. Norman Himes, an editor and contributor to the *Encyclopedia of the Social Sciences* and the *Encyclopedia Sexualis*, wrote *Planned Parenthood: A Practical Handbook of Birth-Control Methods*, (revised in 1965, Macmillan Company, New York). Here, the highly influential authors state that knowledge of the numbers of abortions were offered by Dr. Frederick J. Taussig, in his 1936 classic *Abortion, Spontaneous and Induced*, estimating:

The problem of induced abortion in the United States was covered in depth at the 1955 Arden House Conference on Abortion sponsored by the Planned Parenthood Federation of America. *An attempt was made to determine the extent and size of the problem.* The late Dr. Alfred C. Kinsey reported to this conference the results obtained *by his group sampling methods.* Abortion data was gathered by the Kinsey group as part of the total record of female sexual activity; the sample reported consisted of 4,248 pregnancies occurring in 5,299 white females. The proportion of *premarital conceptions in this group terminated by induced abortion was in the range of 88 to 95 per cent. Of the married women in the sample, 22 per cent had at least one abortion of an unwanted pregnancy by age forty-five.* Among all the single women who

¹⁰ Ibid, p. 119.

¹¹ page 65.

¹² Ibid, p. 213

had had coitus, the abortion incidence was 20 per cent.

It is of interest that *these figures are very similar to those reported in a survey of nearly ten thousand case histories from the Margaret Sanger Research Bureau* in New York City, which revealed that before applying to the Bureau these patients had experienced, on the average, one induced abortion for every five pregnancies.

* * * *

Based on these figures, and attempting to correct for sample bias which favored whites over Negroes, northeast over south, and urban over rural, the Arden House Conference panel estimated that there *are at a minimum* 750,000 induced abortions in this country each year; based on personal experience with the problem, a retired abortionist and panel member preferred an estimate of at least one million abortions annually.¹³ (emphasis added)..

The attempt to show massive abortions, and the harmlessness of abortion, required that the Kinsey team find, as they did, that abortions were largely beneficial, actually improving marriages, as well as safe and morally acceptable to the medical profession. To do so meant that almost all abortions had to be carried out by "physicians" with largely favorable results.¹⁴ To accomplish this flight of fancy the Kinsey team repaired to their successful ploy of redefining the common English language—like that of "married" women—which inevitably mislead and confused legislators, the public, other scholars as well as judges and juries.

"Physicians" accounted for about 85 per cent of the abortions in our white non-prison sample, although in some of these cases the "physician" did not have a medical license. Although operative techniques were reported to have been used in over 90 per cent of our white non-prison sample, they were reported in only 72 per cent of the white prison sample....(emphasis added).¹⁵

So, the Kinsey team claims a physician (in quotes) is a physician even without a medical license (ignored in the pro-abortion debate). The claim that most abortions are so really nominal and moral that they had commonly been performed illegally by medical doctors got wide distribution via Planned Parenthood and SIECUS:

[A]t the 1942 abortion conference sponsored by the National Committee on Maternal Health (NCMH) at the New York Academy of Medicine,

¹³ Stone and Himes, *Planned Parenthood: A Practical Handbook of Birth-Control Methods*, Macmillan Company, New York, 1965, page 235.

¹⁴ Gebhard, et al., pages 205-206.

¹⁵ *Ibid*, p. 212.

NCMH chairman Dr. Robert L. *Dickinson* stated that 75% of all illegal abortions were performed by physicians. His remark went unchallenged.

At the 1955 abortion conference sponsored by the Planned Parenthood Federation of America and attended by a host of birth control proponents and others who would play major roles in the legalization of abortion, the question of physician-induced abortion came up. *The discussion leader on this point was the famed sex researcher, Alfred Kinsey, who was introduced by conference chairman Guttmacher as someone who could "give us the naked facts." Providing a breakdown of illegal abortions, Kinsey stated that 87% of induced abortions were performed by doctors and about 8% were self-induced, and these could be ignored and it would not change the overall illegal abortion picture (emphasis added).*¹⁶

Dr. Mary S. Calderone, a conference participant and editor of the Planned Parenthood conference proceedings, accepted Kinsey's conclusions. She wrote in 1960 that:

[T]he conference estimated that 90 per cent of all illegal abortions are done by physicians. Call them what you will, abortionists or anything else, they are still physicians, trained as such; and many of them are in good standing in their communities.... Whatever trouble arises usually comes after self-induced abortions, which comprise approximately 8 per cent, or with the very small percentage that go to some kind of non-medical abortionist. Another corollary fact: physicians of impeccable standing are referring their patients for these illegal abortions to the colleagues they know are willing to perform them

This claim was restated by Calderone in her *Roe vs Wade* testimony for the ALI. Kinsey was her authority for saying that doctors were already commonly performing abortions and that there was little harm, all was moralistic hypocrisy.

Planned Parenthood president Dr. Alan E Guttmacher acknowledged that in 1970, "after abortion laws had passed several states" he had a query from an Ohio doctor seeking an abortionist. Guttmacher said he "responded within a fortnight" with "two proficient abortionists in New York City."

* * * *

In light of Kinsey's figure that 90% of all abortions were done by bona fide doctors, Guttmacher's reference to only two physician abortionists in all of New York City [versus hundreds in the Ohio area] leads to an interesting situation: either illegal abortion was not as big a problem as Planned Parenthood claimed it was, or even doctors could not do them safely. But as Guttmacher believed in the safety of physician-induced

¹⁶ Marshall and Donovan, *Blessed are the Barren*, Ignatius Press, 1991, p. 261

abortion, that leaves a smaller illegal abortion problem. Cross checking these various "stories" at the time could have put the illegal abortion thesis to rout.¹⁷

Much of Kinsey's belated abortion data are relevant here, since these data discuss the much erased prison and black women in some detail, again ignoring the fact of early sexual abuse for prison women, especially prostitutes. However, Kinsey also claims that most teenagers must be using contraception very regularly because they do appear, the "experts" argued to be sterile until they reached about age 17. This would be news to the massive teen pregnancy problem afflicting the world. Age of menses was not particularly later in the 1920s-1940s, and the notion that children were excellent contraceptors flies in the face of both logic and current hard data. However, as Kinsey was attempting to claim children were, harmlessly, sexually active, the lack of childhood pregnancy, abortion or venereal disease had to have a "scientific" explanation. Writes the Kinsey-Gebhard team:

While frequency of coitus is an obvious factor in whether or not a female becomes pregnant, there are numerous other factors, some of which are of prime importance.

There is evidence that adolescent females under seventeen *are relatively sterile*. Anthropologists have noted this so-called "adolescent sterility" in other cultures and it has received some attention in our own....

* * * *

Of the 156 girls on whom we have detailed contraceptive information and who experienced pre-marital coitus within three years following their menarche, only 11 per cent failed to use contraceptives while 11 per cent used them occasionally *and 78 per cent used them regularly*.¹⁸ (emphasis added).

The stunning repetition of bogus claims and bogus supportive sex data leave one wondering whether the entire scientific world and that of literate citizens was intellectually paralyzed in some peculiar manner following the release of the Kinsey reports. Here is the claim of widespread teen sexual activity, but without any venereal disease, childbirth or abortion, due to "78 per cent" of young girls using contraception regularly and suddenly, in this unique era, becoming "sterile."

NOTHING ON ABORTION AND NARCOTICS

In fact Kinsey's books on women and men said little about obscenity, venereal disease, pregnancy or abortion, and nothing about the use of drugs by prostitutes. He and his team would have us believe that abortion was so common it was harmless and ought

¹⁷ Ibid.

¹⁸ Gebhard, p. 32.

to be legal, since the women he interviewed were so very sexually active.

Of course, the most sexually active women were and are prostitutes—major abortion and drug customers. Law enforcement was in the midst of a vigorous attack on the narcotics trade during the Kinsey survey period, and narcotics were rife among the “underworld” figures from whom Kinsey sought sex histories. Even Kinsey’s good friend Harry Benjamin, who refers to the pedophile judge Rene Guyon as “the great Frenchman,” admits in his book *Prostitution and Morality* (1965):

Some young addicts become “street-walkers” at ten, twelve, fifteen. So far as we have been able to determine most young prostitute-addicts are members of impoverished families, and usually of minority groups such as Negroes, Puerto Ricans, etc. The vast majority are to be found in a few large cities.... [Researchers declare] approximately 50 per cent of all prostitutes are addicts. Other estimates have ranged as high as 75 per cent.¹⁹

But while the Kinsey team spent a massive amount of time discussing men’s use²⁰ of prostitutes, and interviewed hundreds of male and female prostitutes, they said nothing about the origins of or consequences of prostitution; STDs, drug addiction and suicide. Benjamin and Masters, after describing the horrors of prostitution and extensively citing Kinsey’s interviews with prostitutes, *call for legalizing prostitution as an outlet for men.*

Kinsey largely covered up the drug-prostitution connection. While Benjamin and Masters largely trivialize drug and alcohol use by prostitutes, they describe what the Kinsey team must have learned from their in-depth interviews with prostitutes:

An unknown number of the drug addicts [prostitutes] are murdered by “pushers” by means of the “hot shot,” an overdose of heroin, or narcotics laced with strychnine or some other lethal poison. According to addicts, such murders are numerous, but they seem almost never to be mentioned in the newspaper. The addicts explain this by saying that the police policy is to consider “a dead junkie, good riddance.”²¹

Such murders are numerous in “the trade,” but they are never mentioned in *Sexual Behavior in the Human Male* or *Sexual Behavior in the Human Female*. Kinsey specialized in collecting histories from poverty-ridden areas of New York City and Chicago. Yet he ignores the STD’s, alcoholism, drug addiction, pregnancy, abortion, homosexuality, battery, and murder common among 200 male and unknown number of female prostitutes. There is *no* mention of the causes of prostitution or of drugs use in *Sexual Behavior in the Human Female*, and only two citations in the *Sexual Behavior in the Human Male* index. One cite explains that some men have sexual problems when they are denied a drug to which they have become addicted.²² The other assures the reader that:

Persons who are under the immediate influence of drugs, particularly of

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some narcotic that induces sleep, are impossible as subjects. A person who is heavily intoxicated with marijuana (which is not a drug) [sic.] is similarly unreliable.²³

The deliberate elimination of all harmful data relating to sexual conduct, disordered rates of battery, alcohol and drug addiction, child neglect, physical and sexual abuse, suicide, homicide, as well as all other forms of physical disease and emotional trauma, without question helped to lower the nation's resistance to the consequences of Kinsey's proposed sexual revolution. The fact that the Kinsey team concocted its alleged "abortion" data post 1955, especially for those waging the battle for abortion, is further evidence of the propagandistic and unscientific enterprise in which these men and their supporters were engaged.

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