

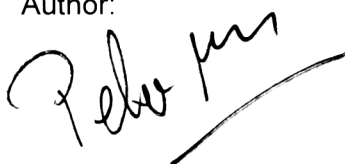
**The Low Level Abuse Models
(LLAMS)**

**Human Rights Violations in the
Federal Republic of Germany**

Version 1.0

A provisional Side-Study Report

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A handwritten signature in black ink, appearing to read 'Peter Briody', with a long horizontal flourish extending to the right.

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Introduction

As a by-product of anti-corruption research, the NGO "institut voigt" has produced new definitions of human rights violations in Germany. The model is about 95% efficient at the time of writing. It has, however, certain weaknesses: It is an observation model which will always produce surprising results and will always be behind the trends. The model will have to be replaced by a model derived by properly qualified experts.

The human rights abuses uncovered are well camouflaged against outside observation and take place at municipal level. They have three structural elements: Administration, Justice and Industry (mostly Banking and Commerce). The NGO has named these the Low Level Abuse Models (LLAMS) because of the small likelihood of detection by international watch organizations. Because the models were originally defined for the purpose of tracing corrupt structures in the establishment, the human rights aspects might still need refinement and separation from other definitions. This paper is, therefore, provisional.

Certainly, there is no need to go looking for pulled-out fingernails, cigarette burns or dirty cellars fitted with electric shock machines in Germany today. Detection of more subtle but equally repulsive human rights abuses in that country began with a chance discovery while instances of perversion of justice at local and district courts in Germany were being studied. Although the NGO was looking for relationships to known forms of corruption, some of the cases threw up tales of particularly abhorrent forms of persecution of private persons and their families. Because this could not be ignored, the NGO decided in 1993 to try to cover the human rights issues with side-studies to normal anti-corruption work. These side-studies are not complete but historic appraisals have to date uncovered systematic application of the LLAMS dating back to 1968.

It appears likely that the LLAMS came about in the western zone of occupation (1945 to 1990) in order to disguise West Germany's continued employment of old traditions of persecution, which had been developed during the days of Third Reich (1933-1945). Parallel to this, the crimes of the German Democratic Republic were much more visible. Although the murders at the border dividing East from West Germany were well known throughout the world, other forms of abuse were much more significant for the purpose of understanding the reason for the existence of the LLAMS in the West. The GDR for example proved itself capable of inventing a crime called "Fleeing the Republic" and punishing would-be escapers with confiscation of their children ("Zwangsadoption") - long jail sentences were added to this kind of abuse, which did not cease until 1990 (which is not so long ago).

The ways in which the LLAMS work

A LLAM consists of an aggregated packet of abuses against the individual and his family perpetrated by extraneous structures within the administration, justice and industry. A full LLAM in operation, therefore, encompasses a tripartite cooperation, which is easy to organize at municipal level. It attacks using key sociological parameters which yield perfectly devastating results and very often leads to suicide of the victim.

The schematic below illustrates how the relationships within a LLAM operate

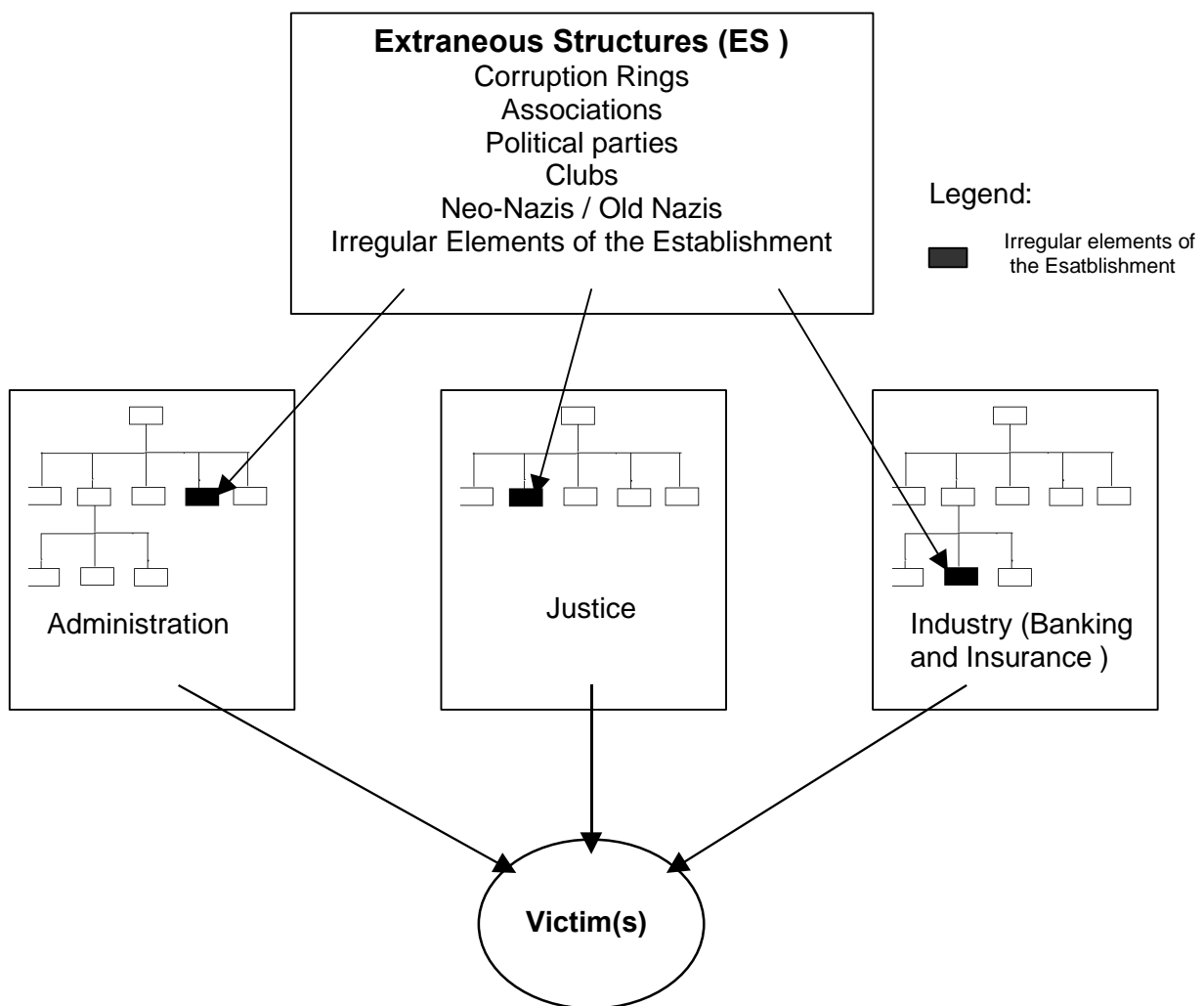


Fig. 1 Relationships making up a full LLAM

The diagram shows how extraneous structures can gain control over significant portions of public bodies. The LLAM can operate with one to all three of its three executive arms. For the long-term persecution and effective destruction of the victim all three might be necessary.

With a full LLAM the irregulars in the extraneous structures have complete control over all the economic and sociological factors on which the victim depends. The way is then open for systematic terrorization and destruction of the victim. The regular elements of the organizations will allow this to happen.

The Heap Syndrome

As the diagram implies, the irregular content of the organization can be very small. The fact that they can be so effective is due to a pattern of behavior found in the majority content of the structures. This is known in corruption research as the "Heap Syndrome". Whilst this is a complex model, one of its most frequently seen characteristics is "lack of moral fiber" (LMF), that quality which leads to individuals looking the other way in the face of criminal activities evident in their own ranks. The German term for the latter manifestation is "Mitläufertum" - swimming with the current. This phenomenon was defined more precisely for the purposes of anti-corruption work and called the "Heap Syndrome" or "Heapism". The Heap Syndrome was responsible for the upholding of the worst dictatorship in the history of the world between 1933 to 1945 and one of the worst from 1948 to 1989 - both on German soil and within the lifetime of the author. Many German NGOs are now saying the post-war western zone of Germany up to the present was little better. With some reservations this appears to be at least partly true.

Observations by NGOs show that the Heap Structures infrequently continue with the persecution of individuals long after the Irregulars have ceased their activities. The most pronounced case is that of "The Trick-Cyclist of B..." (see below), a persecution which has been conducted for over 20 years. Not everything is known about this extension behavior, however, the very primitive and infantile mentality still widespread in German administration which is expressed in aversion to all forms of resistance to and criticism of their authority seems to be a main driver.

There is a kind of natural law for Germany "If an office can be misused, then somewhere down the line it will be". This would imply that the extraneous structures responsible for the LLAMS will always be present at municipal level unless their life-support system, the Heap Syndrome, can be subjected to effective counter-measures. Some such measures have been identified. The simplest is the act of making the "least line of resistance" for responsible authorities more difficult to identify.

The "Inversion Layer"

It was indicated above that the LLAMS operates at municipal level. For the purpose of obtaining a better understanding of the operational areas of the model the justice system is the easiest of the executive arms of the LLAMS to study, partly because there is always at least a facade of due process in its doings.

The way in which the LLAMS works in the Justice System was described by "Attorney X" in a letter to the author on 11.01.2001.

"These subordinate courts do not take any notice whatsoever of the verdicts of the supreme constitutional court. They know that the constitutional court is practically out of reach for the normal citizen. It could take about 5 years just for him to get a hearing."

The full text of Attorney 'X' 's letter (German language) in '.pdf'-Format can be downloaded from the internet from:

www.eucars.de/intntl/defns/attornx.pdf

The extracted statement could not express more clearly what the LLAMS is all about: The implied perversion of justice (which is continually being confirmed in practice) usual at the lower levels is an essential part of the LLAMS, because the justice system is the implementation tool for the abuses committed under the LLAMS-Model. If the victim decides to challenge the offences committed against him then sooner or later, he or she will have dealings with the justice authorities. The Justice system becomes more sensitive and progressively more correct at the higher levels mainly because it becomes more conspicuous. By analogy parents who abuse their children do not do so in public places but can get away with it behind closed doors.

Similar observations in the Administration together with the Justice models led to the following schematic of the separation of the LLAMS area and the rest of the establishment in Germany:

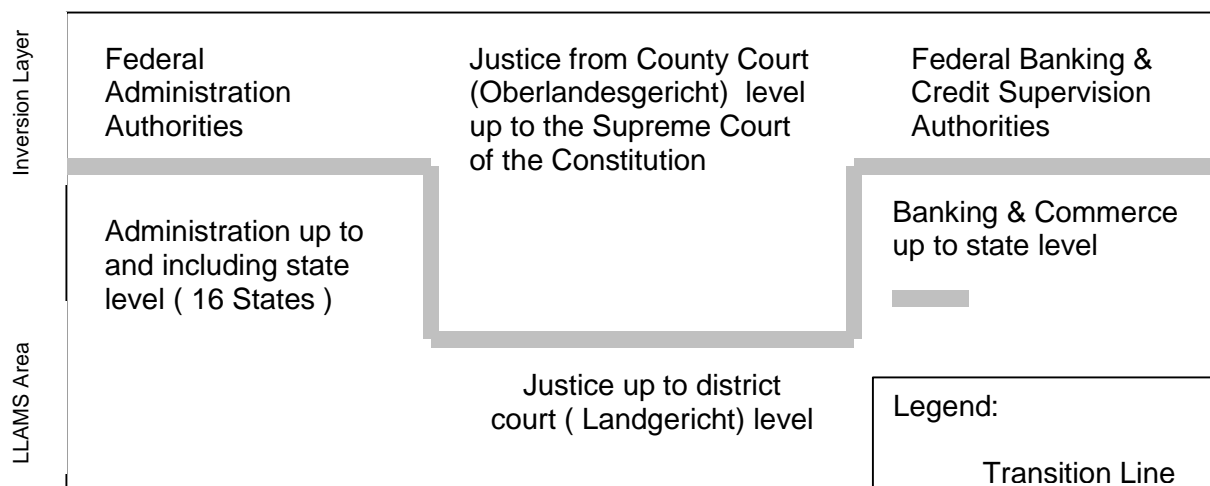


Fig 2 The Inversion Layer and the LLAMS Area

The Administration has in name a chain of supervision, which reaches up to state (province) level where it abruptly ends. Research since 1993 show that the exercise of supervision consists invariably of the use of the techniques of "Fraudulent Redressal". These techniques are the subject of separate studies. Suffice it to say that although these models all have detailed characteristics, the bottom line is that complaints by individuals against public departments are met invariably with a wall of

lies and deceit. There are, however, some notable exceptions to this rule, for example the data protection agencies who work very correctly and conscientiously.

The role of Banking and Commerce cannot be compared to the other two executive arms of the LLAMS. Although Banks are capable of devastating attacks on individuals, it is hard to imagine that they would want to willingly be caught in the glare of the human rights search-light, and reap all the commercially damaging public scrutiny that this would imply. The culprits are thus more likely to be individuals in the banking organization, who in the event of serious public exposure would be considered to be expendable resources. Very often these focal points of criminality profit privately from their activities by back-door methods made possible by poor supervision - not to forget the Heap Syndrome.

The Diagram in Fig. 2 just about sums up Germany from the point of view of its two faces. Under the transition line in the LLAMS area we have a Germany analogous to the father abusing his children behind closed doors - not even the most immediate neighbors notice anything. Above the transition line we see the respectable family man on display.

The LLAMS cycle

The LLAMS can have variable scope. There has to be a victim selection in the first phase. The selection can come about on the basis of a contact with extraneous structures e.g. the ES want the victim's property but the victim shows resistance or the victim offers resistance to authoritarian elements in the ES etc. In the second phase the victim is subjected to violations of her or her rights. The second phase can be accompanied by intimidation, psycho-terror or even physical violence. A third phase of character assassination will often occur as a prelude to an extended long-term persecution. The fourth phase, a full-blown persecution can often have the facade of legitimate state fostered sanctions, e.g. prison sentences or knock-on litigation resulting from perverted procedures of the previous phases.

Victim selection	Violations	Blackening	Persecution
<p>Example contents:</p> <p>Dissidence</p> <p>A business gets into difficulties</p> <p>Victim's property needed by ES</p>	<p>Example contents:</p> <p>Intimidation</p> <p>Perversion of justice</p> <p>Social and economic attrition</p>	<p>Example contents:</p> <p>Calumny</p> <p>Arbitrary justice</p> <p>Misrepresentation</p>	<p>Example contents:</p> <p>Discrimination</p> <p>Continued POJ</p> <p>Social and economic attrition</p>

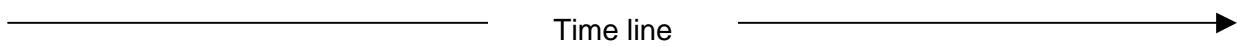


Fig 3 The Phases of the LLAM

The LLAMS Reference Cases

The aspects below are the characteristics of the LLAMS methods observed up to now. These have been also been listed for each of the live cases shown in Table 1:

- SPO: Summary Penalty Orders ('Strafbefehl'): Illegal in Europe. Used as a tool for augmented camouflage of human rights abuses at low level. Prevents public scrutiny of court hearings and often used to intimidate the victim. They are characterized by multiple violations of the universal rules of evidence.
- BSL: Backward State Legislation. Germany's retention of its archaic and infantile laws against 'Insult' offends against the published norms and requirements of the OSCE. Paragraph 187 which prescribes additional penalties for libel of "politicians" is a violation of European Law and compares to the Nuremberg race laws. The modern version of the "Master Race" superstition.
- POJ: Perversion Of Justice. This is normally only practiced at low level. Since 1933 it has been the perfect crime in Germany.
- PAT: Psychiatric Abuse Tactic. Misuse of psychiatry. This can be used to formally classify the victim as unfit to take part in legal proceedings. Instances of its employment against litigants showing some success against powerful interest groups are well known. It can be e.g. used as an opener in a scheme to dispossess the victim. In other cases the victim is systematically provoked with irregularities until he or she lashes out. The primitive laws against insult (BSL) are then called up to begin the process of blackening the victims character. Trumped-up criminal proceedings also feature regularly in such campaigns. The proceedings of many of the psychiatrists have been severely criticized by a leading psychiatrist in Munich who took issue with the extremely poor quality of the psychiatric reports presented to courts. The NGO has also seen such work quality, in particular many of the specialists, (some sporting the title "Professor Dr.") seem incapable of reading their task sheets let alone of writing usable reports - and the courts equally incapable of issuing coherent instructions. This variant of the PISA-effect is generally acceptable to German courts, which demonstrates just how unimportant correct legal procedures are in the LLAMS.
- TOR Torture. Some of the victims examined by the NGO have been terrorized by officials, employees or contractors of the tripartite executive arms (see Fig 1). Victims especially females show signs of acute distress. They become reliant on anti-depressant drugs and show signs of physical and mental degeneration. Suicidal tendencies including real attempts at suicide are commonplace. One suicide attempt was unfortunately successful.

SEA: Social and Economic Attention. This constitutes attacks on the victim's existence basis, his property, his right to earn a living and his right to freedom from persecution. Usually the SEA starts on the basis of a character assassination phase and false prosecution with trumped-up charges and then turns into a full-blown long term persecution. The victim could commit suicide in this phase. The long term-threats against property and livelihood can be classified in real terms as torture, which generally affect the female side of the family more severely.

Name	Abuse s	Remarks
"Alice in Heidelberg"	BSL SPO POJ PAT	This is the real case on which the model "Alice in Heidelberg", the illegal application of summary procedures, is based. The case included additionally the misuse of psychiatry.
"Kirchhain Cover-up"	BSL SPO POJ	In this case a cover-up of Nazi-Activities by the Hessen State Authorities incl. the Minister of the Interior the Justice Minister and the Attorney General. It was augmented by LLAMS - justice at the local court in Kirchhain as the victim criticized the procedures of the Hessen Authorities with a formal complaint.
"The Trick-Cyclist of B."	POJ PAT SEA	This is the longest known persecution stretching over 20 years. Systematic attempts to dispossess the victim have been conducted throughout the campaign. In the latest action the court decided to make a PAT attempt on the victim's wife. Although not tasked to do this the female psychiatrist also diagnosed the victim as "Schizophrenic". The possibility of insisting on a reading and writing test for the psychiatrist in order to assess the quality of her work might not be altogether outlandish under the circumstances. The case has not yet been published
"The Master-Baker of Uhldingen"	POJ SEA TOR	<p>In this case the victim was deprived of property and livelihood on the basis of threats and intimidation as well as primitive deception by the official receivers of the local court in Überlingen (under the supervision of the district court in Constance). Official receivers and court bailiffs are permitted under German law to make a profit from the booty, which is a violation of the UN-Resolutions governing the principles for independence of the judiciary.</p> <p>The threats and psychological terror exercised against the victim here (a hard-working and honest Master-Baker) is assessed as torture sanctioned by the German authorities.</p> <p>A complaint has been submitted to the UN-High Commissioner for Human Rights in connection with this case.</p>
"The 'Frankenstein'-Paragraph of Tübingen"	POJ	Germany has a law against the publication of court documents which is a product of the so-called "German thoroughness". It attempts to implement both the conflicting principles "sub

		<p>justice" as in England and the "full publication" principle of America. This of course was asking for trouble as any sensible person might have known: The result has become known as the "Frankenstein"-Paragraph. However, the inevitable chaos and confusion attached to the implementation of this law provided a ready-made camouflage for trumped-up use against a pathologist in Reutlingen who because of his civil rights activities is unpopular with the establishment.</p> <p>The victim is alleged to have given a report from a criminal investigation in progress to a journalist, who published it. The DA's office in Tübingen waited until the period allowed for the prosecution of the journalist had ended and charged the pathologist under Germany's amateurish and unusable "Frankenstein" Paragraph. The victim's attorney submitted a criminal complaint against the prosecutor responsible, alleging POJ. (Who outside Germany would want to contradict him ?) This was then investigated by the head of the DAs office in Hechingen, who with a piece of particularly puerile pseudo-judicial verisimilitude concluded that the Tübing prosecutor was innocent of the charge of POJ. The Attorney then submitted a criminal complaint against the man in Hechingen.</p> <p>This episode reveals just how well criminal activities by the authorities can be covered up in the LLAMS area..</p>
<p>"German Drefus"</p>	<p>SPO BSL POJ SEA PAT (attempt)</p>	<p>The case 'German Dreyfus' is another story of arbitrary dispossession, this time in the South German municipality of Meckenbeuren. Malice and avariciousness seem to have been the chief drivers.</p> <p>Symptomatic of the primeval attitudes still prevalent in the municipalities of Germany is the basis "I don't like that guy, ergo he has no rights". Calling up this infantile ethos is easily achievable through character assassination. The author had the opportunity of speaking about the case with three female members of the municipal council. In the course of the discussions, it became clear that these people had been prepared to support the attacks on the victims livelihood lead by the "Bürgermeister" (a kind of mayor) on the basis of incomplete information, superstition and malice.</p> <p>The malice manifested itself further after the dispossessed victim had left the municipality. Mysteriously an advert appeared in the Municipal Gazette giving details of the victims new address. This is a punishable offence (up to two years imprisonment) under Germany's data protection laws. The investigation threw up only the usual wall of lies. Weiss said that the item had been given up at his editorial office by someone impersonating the victim's wife. The victim spoke later with someone on the editorial staff who said that the impersonator was known to her. In the course of the investigation, suddenly nobody knew anything. The fact that Weiss as responsible editor should have been punished, was not a factor for discussion: The Heap Structures reaching from the District Administrators (Tann) office up to the regional administration under Wicker made sure that Weiss remained unpunished.</p>

		<p>As a result of the item in Weiss's gazette, the victim and his family in their new domicile have been subjected to remote controlled psycho-terror at irregular intervals from the Meckenbeuren area. This includes attacks on his property to telephone terror to conspicuous telephone inquiries about the family made to the neighbors. The victim's car was damaged. The victim is after all unlikable and, therefore, has no rights. One wonders whether or not the three characters on the municipal council and Weiss himself would appreciate all that.</p>
<p>"Super-Dissident Palmer"</p>	<p>SPO BSL POJ</p>	<p>Helmut Palmer was a dissident who over decades has preached anti-authoritarianism in politics.</p> <p>Germany's contempt of both the European Convention and the European Court of Human Rights brought "Super Dissident" Helmut Palmer - of mixed Jewish and German parentage - 19 Convictions for 'Insult' including one under Paragraph 185a, the predecessor of Para;187 a notorious piece of legislation in the style of the Nuremberg Aryan Blood Laws of the 1930s prescribing increased penalties for the libel of "politicians". This amounts to gross contempt of the EUCHR which since 1986 forbids this type of discrimination in law.</p> <p>It should be noted here that the first conviction occurred in 1968 so that most of these abuses were taking place under the eyes of the western occupying powers. How this could happen, is partly explicable using the LLAMS.</p> <p>It should be further noted that the first conviction resulted in imprisonment for two months. The last conviction drew a fine of 1800 EUR from the local court in Villingen-Schwenningen on 23.05.2003. The principle of escalation, i.e. increased penalties for repeated offences is noticeably lacking here. The abuses of Palmer's human rights were kept to low level ("under the radar") to effect continued camouflaging of the perversions. This is a prime characteristic of the LLAMS. Fig 4 shows how the penalties imposed on Helmut have always been kept at a low level. The absolute maximum was 100 days penalty units.</p>

Table 1 (above) Overview of some cases examined by "iv"

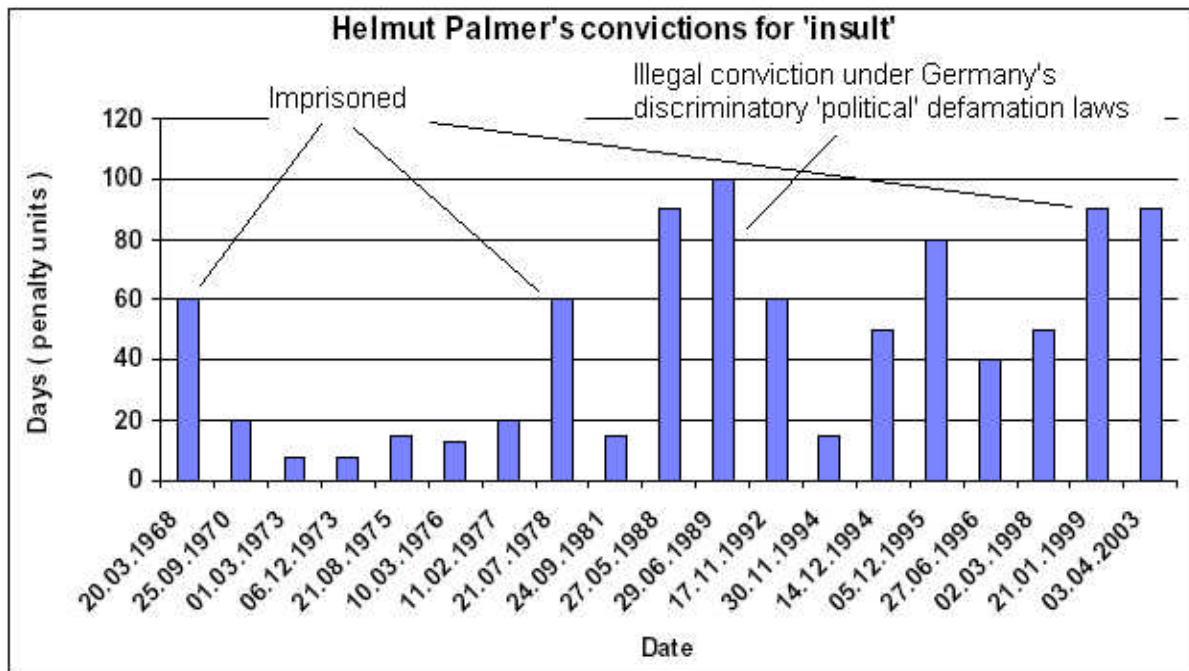


Fig 4. Nineteen of Helmut Palmer's convictions for insult showing the degree of penalties imposed in day units. Note the use of Germany's illegal post-war "master race" legislation on 29.06.1989 to impose a stiffer penalty for libeling a person in political life. Some other convictions were tied up with other dissidence offences, obstruction, coercion etc. and could not be included in the comparison.

Concluding Remarks

The LLAMS were originally defined for anti-corruption work and are still in use for this purpose. However, they have also proved suitable for obtaining a better understanding of the way in which human rights are violated in Germany and of some of the reasons for this. They will have to be replaced by a rework by qualified personnel, however.

This paper makes clear that those holding public office or equivalent authority in Germany do not respect human rights - other than their own, of course. The ethos behind and the effects of the forms of human rights violations taking place in Germany compare to those of any backward state in the so-called "pariah" class. The camouflaging of crimes against German Citizens at the lower levels has led, however, to a change of character, a mutation, of the abuses. Whilst in any "Papa Doc"-style dictatorship, the financial cost of human rights abuses can be considerable - special prisons, secret police, material and logistics support etc have to be maintained, dispossession, social and economic attrition in Germany can, by contrast, throw up a profit. The ruination and subsequent persecution of "The Master-Baker of Uhdingen" and "German Dreyfus" for example are actions which have filled the pockets of many of the perpetrators and their accomplices. The fact that many of the filled-up pockets belong to appointed officials of the courts and that this is allowable in German law is an additional disgrace.

The multiple convictions of "Superdissident" Helmut Palmer (see Table 1 and Fig. 4) for 'insult' are a monument not only to the retarded and infantile mentality still prevalent in German public life but also to the lack of credibility of the German Justice System. Looking at the scales of punishment over a 35 year period, the escalation factor for repetition of offences, which would be evident in any integral justice system is noticeably lacking. The sanctions were kept consistently at a level commensurate with LLAM tactics. They knew that what they were doing was wrong. Furthermore the application of Germany's post war "Master Race" legislation against Palmer on 29.06.1989 was of course an illegal conviction in Europe, since the European Court of Human Rights forbids this kind of discrimination. To achieve a conviction of the victim for insult, the indignation of the 'insulted' friend or functionary is quite sufficient as was seen in the case "Alice in Heidelberg" - it is not necessary for the DA's office to actually provide any evidence for such cases in Germany.

Studies into the Phenomenon "Fraudulent Redressal" show to what extent Germany is a state without sufficient integrity for self-regulation. The likely cause of this situation is the extremely weak leadership which is evident in all branches of the administration. Together with its propensity for violation of human rights this would make Germany once again a potential threat to long-term peace and stability in Europe. Those wanting to correct these anomalies will certainly not be able to do so without help from the outside.