



# TEXAS STATE TROOPER

www.texasstatetroopers.org  
TSTAMAIL@aol.com

NUMBER 170

TSTA REPORT ON LAW ENFORCEMENT

JUNE/JULY 2008

## Trooper Clint Cole: Fighting trooper who never gives up

While in DPS Recruit Training in the Spring of 2003, he began to lose weight and developed lumps in the lymph nodes in his neck. He assumed something was wrong physically but did not complain to instructors or counselors for fear he might be discharged from the training academy. Recruit friends noticed his condition and commented on it. He dismissed them and kept up with every training activity. Finally, he relented to his friends' continuing concern and talked with his counselors.

They took him to Seton Hospital in Austin for extensive physical examinations and testing. Recruit Clint Cole was diagnosed as having Hodgkin's Lymphoma cancer, Stage 4, an often-deadly type. (Stage 4 is the most advanced.) It was the toughest of news for Recruit Cole and his wife back home in Comanche. Doctors recommended that he start taking chemotherapy treatment immediately. This he did. He would go to the hospital for the injection three days a week, then return to the DPS Training Academy quickly, and get back in step with his recruit class. Though weakened by the "chemo", he was determined to not drop out or quit.

It is a known fact that "chemo" treatments devastate some people physically in terms of reduced energy, strength, appetite, and other debilitating factors. Although Clint was a victim of these forces, his training instructors and counselors were amazed at how quickly he "bounced back" after each "chemo" treatment. In the early weeks that required great physical stamina, some recruits quit - dropped out because it was "too tough". Clint, although in weakened condition, refused to quit. He talked with some who were quitting.

"You have to be tough to be a trooper," he told them. "One day you'll see me driving by you in a black-and-white, and you'll be sorry you quit."

After all, he was a Marine. A ten-year Marine.

**WE CARE**  
**Texas State Troopers Association**



Trooper Cole, HP-Comanche

Clint faithfully went each week to the hospital for chemotherapy, then returned to class - weakened, but always mentally tough. He continued to lose weight, going from 175 to 150 pounds, and he lost his hair. One evening in the dormitory after a tough day, he got a surprise visitor who rejuvenated him. It was Trooper Roy Tower, HP-Longview. Roy was a cancer survivor who had been stricken in recruit training also and was so sick he had to drop out. He endured the tough cancer treatments, was cured, returned to the DPS Training Academy months later, and started all over as a beginner recruit. He finished training and became a state trooper. He knew the battle that Clint was fighting.

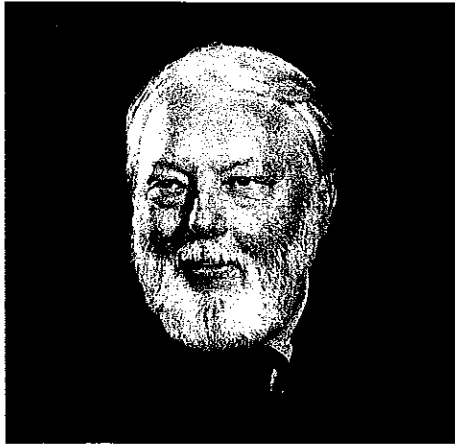
"Hang in there, if at all possible," he told Clint.

*Continued on page 4*

OFFICERS: Lee Johnson, President • Herschel Henderson, Vice-President • Anne Johnson, Secretary-Treasurer  
PUBLISHER/EXECUTIVE DIRECTOR: Claude Hart • DIRECTOR'S ASSISTANTS: • Trooper Larry Engelke, (Retired)  
• Trooper Don Bender, PSB • Trooper Kenny Wadsworth, CVE- Ozona • Trooper David O'Neal, HP-Marshall  
EDITOR: Jack Lawler • PRODUCTION ASSISTANT: JoAnne Smith

# Court's In Session

By Judge Larry Gist



## Free Speech or Treason

Recently, George McGovern said, "I have concluded that the only honorable course for me is to urge the impeachment of the president and vice-president." Rev. Pat Robertson also recently mentioned that anyone who criticizes the president in a time of war "amounts to treason."

Well, just what is treason and how do we balance that against our clearly accepted right of free speech? This is really a very important question given our modern day world and the issues we are all facing.

Treason is defined as an act of disloyalty against a national sovereign by a citizen of that nation. It is treated seriously because a single calculated act of treason can utterly destabilize an entire government. A major act of treason would be an activity that is designed to lead directly to the overthrow of a government or carrying out a threat to a major state figure such as the President. Treason is viewed as a betrayal of trust which ultimately operates to undermine the government in power.

In our country, far more people are prosecuted for sedition, which is an action or speech which is supposed to incite disloyalty, hatred or treasonous behavior. In fact several Sedition Acts have been passed during war time to allow the government to more easily punish agitators.

So as you can see, the line between treason, sedition and politically legal activity can be very fine, very fine indeed. For example, some critics believe that anti-war protestors are committing an act of treason by being unpatriotic. In other cases, individuals may be advocating radical changes which would completely reshape the nation. This could be viewed as treason by the party in power, as it would technically alter the status quo and could lead to the collapse of the nation as a whole.

Some political hardliners believe that their opponents are traitors, as demonstrated by Ann Coulter's book Treason, which attacks the political views of the American left.

Here's why all of this is so important. In 1787, Alexander Tyler, a Scottish professor wrote that a democracy is always temporary in nature and it simply can not exist as

a permanent form of government. In his view, a democracy will continue to exist up until the time that voters discover they can vote themselves generous gifts from the public treasury. And from that moment on, the majority always votes for the candidates who promise the most benefits from the public treasury. He also noted that the average age of the world's greatest civilizations from the beginning of history has been about 200 years.

During that time, the cycle goes from bondage to faith; from faith to great courage; from courage to liberty; from liberty to abundance; from abundance to complacency; from complacency to apathy; from apathy to dependence; and from dependence on the government for everything, back to bondage.

Using Professor Tyler's definition of democracy, it's estimated that over half of our current American population has already reached the "governmental dependency" phase.

Now freedom of speech is the concept of being able to speak freely without censorship. It's a right in our Constitution, although the degree of freedom varies greatly. Under our law, it is generally recognized that restrictions should be the exception and free expression the rule. Our Supreme Court has traditionally guarded this right by holding that the ability to criticize government and government officials is the central meaning of our First Amendment.

Some suggest that when citizens refrain from voicing their discontent because they fear retribution, the government can no longer be responsive to them and thus it is less accountable for its actions. Defenders of free speech often allege that the main reason why governments suppress free speech is so they can avoid accountability.

It can be argued that some restrictions on freedom of speech may be compatible with democracy or even necessary to protect it. For example, restrictions on the support of Nazi ideas in post-war Germany.

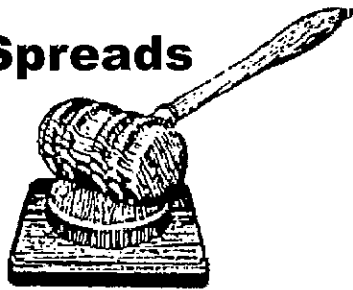
And there sure is unpopular speech all around. But can we punish those who feel differently than most of us? Hate speech is that which is intended to degrade, intimidate or incite violence against a person or group because of their race, gender, age, ethnicity, nationality, religion, sexual orientation, disability, language, moral or political views, social class, occupation, physical appearance or mental capacity. But should it be limited solely because it's distasteful to most of us.

We know that there are several types of speech that can clearly be restricted: Slander and Libel; Obscenity; Perjury; Speech that incites violence; Classified Information and Government secrets; Lies that cause a crowd to panic such as shouting "fire" in a crowded theater; and, as has been mentioned, sedition and treason.

George Orwell, said: "If freedom of speech means anything at all, it is the freedom to say things that people do not want to hear." Goebbels was in favor of free speech for views he liked. So was Stalin. One historian commented: "If you're in favor of free speech, then you're in favor of freedom to speak about views you personally despise."

*Continued on page 9*

# The Fire Spreads



By Donald W. Dickson II, Esq.<sup>1</sup>

I was anticipating that I would experience the proverbial "fifteen minutes of fame" when I confirmed to a reporter for the *Houston Chronicle* that according to one of my clients, there was only one Trooper at the Governor's Mansion when an arsonist set it ablaze, and that command officers knew that there was defective security equipment on the property and had been asked for additional manpower.

But Mickey's big hand has gone way past the 3. Way past. Next thing I knew I was being quoted in newspapers I never even heard of in faraway places, and reporters were calling me to ask if I had been accurately quoted by other reporters I hadn't even talked to and whose articles I hadn't even seen. One day I had five different television reporters track me down in five different locations. My sister called me from Poughkeepsie, New York because I was on the front page of her hometown paper.

If you'll pardon the expression, this story simply caught fire.

This association has warned in year after year and legislative session after session that the failure to provide competitive pay, benefits and working conditions to our troopers was weakening our Department. It angers me, and it should anger you too, that so little attention was paid to our admonitions about the state of this Department before a priceless piece of our State's history was destroyed by an act of domestic terrorism.

Now suddenly, everybody gets it. Now all of a sudden everybody is piling on the Department. It's sad to see this venerable institution of Texas government and history humiliated on the pages of every newspaper and on every channel of our televisions.

The good news – and there actually is some good to come of all this – is that the people of Texas know that you, the working trooper, are not responsible for the sorry state of this Department. They know that you are out there on the job, doing every aspect of the job that we call upon you to do. And they appreciate it more than ever.

The really good news, is that this firestorm raging over this agency that we all love and respect is being fueled by the winds of change.

There will be changes.

TSTA's message to the Sunset Advisory Commission and our Legislature could not be any clearer: this Department is in a sorry condition, and it will get worse and not better unless the Department and the Legislature decide once and for all to give our troopers not only competitive pay, but better benefits and working conditions as well.

Everyone is always focused on the pay, as if this were yet another problem that can be solved simply by throwing a lot of taxpayer money at it. And pay is important, no doubt, but it's not enough to focus only on the pay. No matter how much they are paid, I have never known any government employee who wouldn't like to be paid more money. And all this comparing ourselves to the pay at other police agencies gets very circular and incestuous – no sooner do we get a raise before they compare their pay to ours, and in the next budget cycle we play another game of ring-around-the-rosie.

The Legislature has already made several efforts in recent sessions to keep Troopers' pay competitive, and because of the ongoing circular comparisons of one agency with another, the pay never seems to stay competitive for long. And none of it ever seems to make the Department any more desirable a place to work. The key to recruiting the most and the best people is to offer them not only decent pay, but also a desirable place to work. And if the rising vacancy rate tells us anything, it is that a lot of potential recruits – and even the recruiters – don't view DPS as the best place to work.

I have called it the "holy trinity" – pay, benefits, working conditions. The Department needs to modernize a lot of its personnel policies to reflect changing times and modern realities. With laptops and air-cards, who cares whether you're 20 miles from the THP office? Why are promotions still made on the basis of who has the nicest deer lease, or is most likely to "go along to get along?" It's time – it's long past time – for the Department to start treating its troopers as its most precious assets, and not like submissive and fungible toy soldiers. And the Legislature needs to stay vigilant at keeping pay at competitive levels.

The allure of "wearing Texas tan" used to be strong enough that ten people would apply to DPS for every one who was invited to the Academy, regardless of the pay. It's not good enough any more. Young people interested in law enforcement careers have too many good reasons to choose a career at another agency, and experienced troopers have too many good reasons to leave for greener pastures.

As TSTA told the Sunset Advisory Commission, we simply must make this a better job, and a better career.

You – the members and friends of this association – are now presented with a once-in-a-lifetime opportunity to be advocates for change at the DPS. The Public Safety Commission, and the Sunset Commission, and the Legislature, they're all – at long last – clamoring for change.

But change is scary stuff – remember the ancient Chinese proverb to "be careful what you wish for?" You can be an agent for change, or a victim of it. You have a short window of opportunity right now to contact your state senators and your state representatives and express your views.

Competitive pay, yes, absolutely. But pay alone will not fill our recruit schools if the Department is still forcing troopers to use sick leave when they sustain an injury in the line of duty. Or you can't take the comp time you've earned because there's nobody else to cover the county, or if the State is still denying disabled Troopers a disability pension because they sustained three cumulative back injuries and cannot attribute their disability to a single

*Continued on page 8*

## Clint Cole Story...continued from front page

His visit encouraged Clint greatly.

Clint did hang in there. He only missed one physical training (PT) class following "chemo", and that was because he had another doctor's appointment. His hand-to-hand combat instructors were amazed at his fighting spirit and especially his fighting skills in "action counter measures" classes. Clint had been an amateur boxer in the Marine Corps.

His medical bills mounted rapidly. One of his PT instructors, Lt. Erwin Ballarta, offered to hold a fund-raising event for him. Clint thanked Ballarta, but refused the offer.

"I don't want charity," said Clint. Then he proceeded to pay off the medical bills with monthly payments.

Clint Cole completed the 180 days of grueling Recruit Academy training in September of 2003, along with 72 other recruits of Class A-03. Then he was assigned to the Highway Patrol in Comanche County. He is still there, living eight miles outside the town of Comanche (County seat) with his wife Jennifer and their three children: his son, Cade, age 13; his daughter, Chloe, age 11, and his youngest daughter, Carissa, age 9.

Trooper Clint Cole was born in Dayton (Liberty County) in 1969. He was a fighter from early days. In high school he was a boxer, a wrestler and played nose guard on the football team. He gave opposing quarterbacks and ball carriers a hard time, achieving 16 "sacks" in his senior year. There was another fighter who came to all his games: a U.S. Marine Corps recruiter. Clint knew him through his having been in Marine R.O.T.C. in his junior and senior years of high school. The recruiter knew Clint would make a good Marine.

"I was in several scrapes when I was young," recalls Clint. "I have been injured, gotten broken bones, and was a rodeo bull rider for awhile."

Clint joined the Marines immediately after graduation from high school. He was 17 years old. He went through boot camp at San Diego, California. He did well with rifle marksmanship and all training phases. He did especially well in some technical tests that qualified him for Marine engineering. After boot camp, USMC sent him to Camp LeJuene, North Carolina - where he learned and used heavy equipment for 30 months. His next duty was El Toro Marine Air Base in California. There he operated a crane and other heavy equipment. Using a forklift, he pulled motors out of helicopters.

In 1997 Clint was on the boxing team at USMC's Camp Pendleton. He was a sanctioned amateur boxer. He boxed as a super middleweight (165 lbs). He won lots of fights, got some TKO's. He sometimes boxed in Hollywood. The fighting Marine just kept fighting. The Marines liked his skills, his toughness and his fighting spirit.

**GOD BLESS AMERICA!**

...and protect our fighting men and law officers who protect our way of life. Give it victory over terrorism everywhere!



That's Clint, seated (center) with rifle.

In the Marines, when a war breaks out, that's where you go. So it was with Marine Clint Cole with the Persian Gulf War. He saw action in Kuwait. Like most Marines, he carried a M16 rifle. Once, he picked up an enemy AK47 rifle, and decided he liked it better. It shot a heavier bullet.

His outfit was MWSS-374, Combat Engineers. He saw lots of combat and lots of death. In his ten years in the USMC he served two tours of duty overseas (Desert Storm 1990-91 and Desert Thunder 1988), during which he got married and was promoted to senior sergeant. During these eventful years, when he was not shooting or getting shot at, he had extensive shore patrol responsibilities in the port city of Dubai, United Arab Emirates.

For the Marines, Dubai was sin-city: booze, drugs, prostitution, and crime. Sgt. Cole was responsible for lots of guys. When they got in trouble ashore, he got them out. When his Marines left his ship, he told them, "Don't wander off - you may never get back."

Clint had to "count noses" when they returned shipboard - some inebriated, some beaten or bruised. He had lots of personnel problems including security, safety and discipline. Wherever he was, whatever his duty, he faithfully wrote his wife Jennifer back in America.

Marine Corps Sgt. Clint Cole was honorably discharged in 1998, and returned to his wife and children in Dayton. Trying to get adjusted to the civilian world, he looked for jobs. He had a family to support. He had a lead on a job on the Texas Gulf coast as an iron worker/welder. One night on the highway, a pair of working DPS troopers stopped him for having a missing headlight. One trooper saw Clint's shotgun on the backseat. "Is it loaded?" he asked.

"Of course it's loaded," said Clint. "It wouldn't do me any good if it wasn't."

"Do you have any other weapons in the car?" asked the trooper.

*Continued on page 5*



Marine boxer Cole preparing for a fight.

Clint: "Why would I need any other weapon?"

The two troopers were so impressed with Clint's demeanor they suggested that he might consider becoming a trooper. The conversation moved positively. The troopers went back to their patrol car, got a recruiting packet and gave it to Clint. Later, Clint was solicited again by Senior Trooper Jimmy Willey, who is now his partner, with 30 years, 7 months DPS service and a US Navy Veteran. The Texas Department Public Safety responded, and Clint drove to Waco. During his oral interview there, an officer asked him a key question: "Do you throw things when you get mad?"

"Yes," answered Clint. "I throw a top-water fishing lure."

His interview went well. DPS accepted him and he soon said goodbye to Jennifer and his kids and reported to the DPS Recruit Training Academy at Austin on March 7, 2003.

Trooper Clint Cole is now in his fifth year with the highway patrol. With four other troopers, he works Comanche and Hamilton counties. He likes the work, likes the area and likes the closeness of his fellow law officers in Comanche County, where he offices. "Sheriff Jeff Lambert and his deputies," he says, "Comanche city police officers and DPS troopers are a tight family. We really back each other up 100%."

Clint uses his prescribed DPS courtesy with his highway "stops" but his fighting mentality always keeps him mentally aggressive and super-alert. "In addition to traffic offenders, I look for everything that Rangers and narcotic agents look for - from drug dealers to serial killers, I thrive on catching the bad ones."

On one traffic violation stop, he smelled marijuana in the car. He asked the driver if he could search the car for drugs. "Sure," said the driver. "I'll open the trunk for you."

Sensing a "diversion", Clint said, "No, I don't want to search your trunk. I want to search your car."

Opening the "car pocket," he found marijuana, syringe

and drug paraphernalia. He arrested the offender.

Clint: "I believe every stop I make could be a potential serial killer. I think I met one recently. He was a clean cut, well-dressed young guy. I asked him why he was so nervous. I hate people of authority," came the answer. Clint had his record, which included lots of drug dealings and incidents with police. Clint was thinking *serial killer* when he mentioned it to Comanche police and other officers.

Like most HP troopers, Clint has stopped all kinds of people on the roads and highways. Although Comanche and his other two counties are very rural and agricultural (pecans and peanuts are big there). Deer hunters from Dallas bring poachers, highway trash and increased DWI drivers. Clint knows the habitats of dope-runners in the woods, plus their routes. He hunts with his dogs and knows every farmer.

Concerning the "bad guy" on the roads, and his aggressive alertness toward them, Trooper Cole says, "They are looking for a weakness as you confront them. You must have 'command presence'. You don't have 30 officers to back you up, so you can't be a 'pushover'. When the guns or knives come out, you'd better be ready. Sure, I am a part of the *thin blue line*...but when the struggle gets really rough, I go *green*...meaning, Marine."

Last year (2007) Clint's cancer returned. He returned to his original doctors in Austin, who advised him to quit working and get more rest. Clint refused to cooperate. "I can sleep after I'm dead," he said.

He practically had to fight these doctors in order to return to work. He did go back to work in Comanche, but visited an Abilene cancer doctor, Victor Hirsch, for a second opinion. This doctor, a cancer survivor himself said, "Just keep doing whatever you feel like doing."

After five years of his making monthly payments on his cancer medical bills, Clint's medical bills zoomed upward again. Officer and community friends again planned a fundraiser for him. This time, Clint agreed to it. A barbecue and silent auction was held for him in nearby Stephenville. There were cash donations, also. Clint was overwhelmed with gratitude.

"I have had tremendous community support," he says. "DPS troopers and DPS management, fellow law officers, churches and civilians, I'm so grateful. I could not have done this without the prayers and moral support that I have received. I would also like to thank my "Chain of Command" who have all believed in me and refused to give up on me. I owe my life to the organization that I love so much - the Texas Highway Patrol."

*Continued on page 6*

[www.texasstatetroopers.org](http://www.texasstatetroopers.org)

**Please visit our web site.**

**If you have an e-mail address,  
please send it to**

**Don Dickson at:**

**[webmaster@texasstatetroopers.org](mailto:webmaster@texasstatetroopers.org)**

**Clint Cole Story...continued from page 5**

"I would especially like to thank Sgt. Danny Briley and all the troopers who supported me: Kenny Bratton, Rosa Lopez, Steven Schwartz, Brad Couch, Steve Marks, Heath Erichsen, Terry Jones, Scott Rountree, Jimmy Willey, Kyle Matthews and the new HP Sgt. Chris Frost, who kind of got thrown into my situation and has been great."

The present cancer state of this fighting trooper and fighting Marine is this: he had a fist-sized growth in his chest which pressed against his heart. His latest report is encouraging: it is inoperable but it's in remission. Clint's gutsy answer, when asked if the cancer will return again: "The question is not *if* but *when*. When it comes, I'll fight it."

Clint has a deep faith in God, and believes that Jesus is the Son of God. He prays to both. He recalls that all the Marines he served with overseas believed in God.

Recruit training officer Erwin Ballarta, who taught Clint Cole in active counter-measures (hand-to-hand combat) has this to say about this outstanding former recruit: "He is so well-grounded in the total meaning of society and life itself. He loves law enforcement, loves the uniform he wears, loves America. He excelled in our personal combat classes. The way he battled his way through recruit training while simultaneously battling cancer just says *courage, courage, courage.*"

Warrior with the Marines for his country, warrior in his battle with major cancer, warrior for public safety with DPS, that's Trooper Clint Cole. Wherever there's an enemy, he fights.



Trooper Clint Cole has some special words for rookies and the next generation of DPS recruits. "Hold your heads up. There is nothing on the ground waiting for you. If you are a dishonest person, you are in the wrong place here. Don't ever breach your integrity because it breaches the integrity of this Department. Be an honorable person in everything you do. Be ready to make sacrifices for The State of Texas. If you are afraid, it's okay. But if you

can't work through being afraid, again, you are in the wrong place. Remember your training and stay in shape because I guarantee you there is a criminal in the system right now doing pushups with a water bag on his back, thinking about you and what will happen the next time he is contacted by law enforcement. Will you be ready?"

Semper Fi  
Clint Cole

If you'd like to be a part of Clint's fight with cancer, send your check to Trooper Clint Cole Fund, First Financial Bank, P.O. Box 998, Stephenville, TX 76401.

By Jack Lawler



Dear Claude (TSTA),

I just returned from participating in this year's Police Unity Tour (PUT) bicycle ride from Liberty State Park in Jersey City, New Jersey to Washington D.C. As you know, the Police Unity Tour's motto is "We ride for those that died;" as we bicycle across the mid-Atlantic states each May in honor of those lost in the line of duty in the previous year(s). This year's Tour started and finished in the cold, driving rain, but the overall trip was another incredible experience; as we (approximately 1,100 riders and support personnel) left from three different locations and pedaled our way to Washington D.C. where we gathered for the annual Candlelight Vigil which officially begins National Police week in our Nation's capitol.

I wanted to say a great big "THANK YOU" for your financial support which allowed me to participate again this year. Because of your generous donation (and many more just like you) we were able to present a check for 1.23 Million dollars to Craig Floyd, the President of the National Law Enforcement Memorial Fund (NLEOMF) at the completion of this year's ride! As you may also be aware, the funds raised by the PUT and donated to the NLEOMF are to be used for the National Law Enforcement Museum

NEW YORK CITY POLICE DEPARTMENT NY/NJ PORT AUTHORITY POLICE

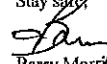
Police Unity Tour  
2007



being built in our Nation's capitol, which is scheduled for completion in 2011. The museum will educate and inspire the public, as well as honoring those professional law enforcement officers from across the United States, who do an often times thankless job in order to provide public safety for the masses.

Again, thank you for your generous support of me, the Police Unity Tour and ultimately the National Law Enforcement Memorial Fund. I encourage you to go to [www.policeunitytour.com](http://www.policeunitytour.com) and [www.nleomf.com](http://www.nleomf.com) at your convenience, in order to learn more about these two fine organizations.

I am enclosing a photo from this year's Tour as a small memento from the ride. Thanks again for your generosity!

Stay safe!  
  
Barry Morris, Sgt.  
DPS Narcotics  
350 W. 1-30  
Garland, TX 75043  
214/861-2270



# Big 12 Conference Football Schedule, 2008

\* Some kick-off times subject to change

## August 28

7:00p Wake Forest at Baylor (FoxSN)  
South Dakota State at Iowa State

## August 30

2:30p Oklahoma State at Washington State (FoxSN)  
6:00p Florida International at Kansas  
6:00p Arkansas State at Texas A&M  
6:00p Eastern Washington at Texas Tech  
7:30p Illinois at Missouri (ESPN)  
North Texas at Kansas State  
Western Michigan at Nebraska  
Tennessee Chattanooga at Oklahoma  
Florida Atlantic at Texas

## August 31

6:30p Colorado at Colorado State (FoxSN)

## September 6

2:30p Cincinnati at Oklahoma (ABC)  
2:30p Eastern Washington at Colorado  
5:00p Texas A&M at New Mexico (Versus)  
6:00p Louisiana Tech at Kansas (FoxSN)  
6:00p Northwestern State at Baylor  
9:15p Texas at Texas El Paso (ESPN2)  
Kent State at Iowa State  
Montana State at Kansas State  
Southeast Missouri State at Missouri  
San Jose State at Nebraska  
Texas Tech at Nevada  
Houston at Oklahoma State

## September 12

7:00p Kansas at South Florida (ESPN)

## September 13

11:30a Washington State at Baylor (FoxSN)  
2:30p Arkansas at Texas (ABC)  
6:45p Oklahoma at Washington (ESPN)  
Iowa State at Iowa  
Nevada at Missouri  
New Mexico State at Nebraska  
Missouri State at Oklahoma State  
Southern Methodist at Texas Tech

## September 17

7:00p Kansas State at Louisville (ESPN2)

## September 18

6:30p West Virginia at Colorado (ESPN)

## September 19

7:00p Baylor at Connecticut (ESPN2)

## September 20

6:00p Sam Houston State at Kansas  
6:00p Miami at Texas A&M  
6:00p Massachusetts at Texas Tech  
8:00p Iowa State at Nevada Las Vegas  
Buffalo at Missouri  
Rice at Texas

## September 27

6:00p Army at Texas A&M  
Colorado at Florida State  
Louisiana Lafayette at Kansas State  
Virginia Tech at Nebraska  
Troy at Oklahoma State  
Texas Christian at Oklahoma

## October 4

Oklahoma at Baylor  
Texas at Colorado  
Kansas at Iowa State  
Texas Tech at Kansas State  
Missouri at Nebraska  
Texas A&M at Oklahoma State

## October 11

11:00a Texas at Oklahoma (ABC)  
1:00p Kansas State at Texas A&M  
Iowa State at Baylor  
Colorado at Kansas  
Oklahoma State at Missouri  
Nebraska at Texas Tech

## October 18

1:00p Texas Tech at Texas A&M  
Kansas State at Colorado  
Nebraska at Iowa State  
Baylor at Oklahoma State  
Kansas at Oklahoma  
Missouri at Texas

## October 25

Texas A&M at Iowa State  
Oklahoma at Kansas State  
Texas Tech at Kansas  
Colorado at Missouri  
Baylor at Nebraska  
Oklahoma State at Texas

## November 1

1:00p Colorado at Texas A&M  
Missouri at Baylor  
Kansas State at Kansas  
Iowa State at Oklahoma State  
Nebraska at Oklahoma  
Texas at Texas Tech

## November 8

1:00p Oklahoma at Texas A&M  
Iowa State at Colorado  
Kansas State at Missouri  
Kansas at Nebraska  
Oklahoma State at Texas Tech  
Baylor at Texas

## November 15

Texas A&M at Baylor  
Oklahoma State at Colorado  
Missouri at Iowa State  
Nebraska at Kansas State  
Texas at Kansas

## November 22

Iowa State at Kansas State  
Texas Tech at Oklahoma

## November 27

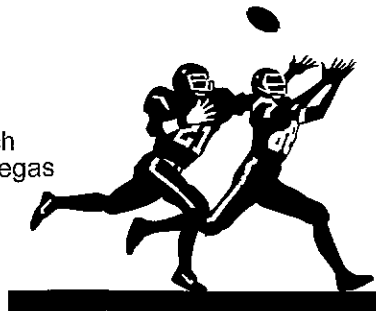
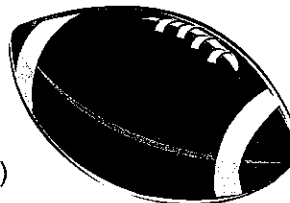
7:00p Texas A&M at Texas (ESPN)

## November 28

2:30p Colorado at Nebraska (ABC)

## November 29

FoxSN Missouri at Kansas  
Oklahoma at Oklahoma State  
Baylor at Texas Tech



*Killed April 29 in East Texas*

## High honors for slain Trooper James Scott Burns



Over 1,000 people attended the funeral of fallen Trooper Scott Burns on a Saturday afternoon in early May, at the First Baptist Church in the tiny town of Linden, in East Texas. The huge crowd included several hundred law officers from many agencies. There was standing room only in both the church sanctuary and its fellowship hall, with many mourners standing outside the building. All came to honor a DPS trooper loved by the Linden community and respected by fellow law officers.

Trooper Burns who had been stationed in Jefferson, was fatally shot without warning April 29 by Brandon Wayne Robertson, who shot himself fatally after a 72-hour man-hunt by multiple law enforcement agencies. Trooper Burns is survived by his wife Michaela and his infant daughter, his parents, two brothers, a grandfather and several other relatives. Rev. Jackie Stanfield read from the Bible's 15<sup>th</sup> Chapter of John, and called Burns "a genuine hero."

DPS troopers stood as honor guard next to the Texas flag-draped coffin prior to the service. Afterwards, officers walked slowly by the casket with hats held over their hearts. At the cemetery, officers from many agencies formed another honor guard, as DPS officers walked in front of the coffin carrying Trooper Burns' hat and boots.

DPS troopers and fellow officers did all they could to bring high honors to their fallen officer brother. In so doing they honored his family.

Excerpts reprinted courtesy of *Marshall Messenger*.

## Big eye in the sky

Two California Highway Patrol (CHP) Officers were conducting speeding enforcement on I-15, just north of the Marine Corps Air Station at Miramar. One of the officers was using a hand-held radar device to check speeding vehicles approaching the crest of a hill. They were suddenly surprised when the radar gun began reading 300 miles per hour. The officer attempted to reset the radar gun, but it would not reset and then turned off.

Just then a deafening roar over the treetops revealed that the radar had in fact locked on to a USMC F/A-18 Hornet which was engaged in a low flying exercise near the location. Back at the CHP Headquarters the Patrol Captain fired off a complaint to the USMC Base Commander. The reply came back in true USMC style:

"Thank you for your letter. We can now complete the file on this incident. You may be interested to know that the tactical computer in the Hornet had detected the presence of, and subsequently locked on to, your hostile radar equipment and automatically sent a jamming signal back to it, which is why it shut down."

"Furthermore, an Air-to-Ground missile aboard the fully armed aircraft had also automatically locked on to your equipment location. Fortunately, the Marine Pilot flying the Hornet recognized the situation for what it was, quickly responded to the missile system alert status and was able to override the automated defense system before the missile was launched to destroy the hostile radar position."

"The pilot also suggests you cover your mouths when cussing at them, since the video systems on these jets are very high tech. Sergeant Johnson, the officer holding the radar gun, should get his dentist to check his left rear molar. It appears the filling is loose. Also, the snap is broken on his holster."

"Thank you for your concern. Semper Fi."

-America Online, courtesy Don Metcalf.

### **Don Dickson: The fire spreads...Continued from page 3**

event. (Isn't that ridiculous?) Pay alone will not fill our recruit schools if you cannot plan a normal family life around your work schedule. Pay alone will not fill our recruit schools if management by intimidation and retribution is still the norm at DPS, and if promotions are made on the basis of winks and nods and secret handshakes.

If you don't know who to contact, call us.

<sup>1</sup> Mr. Dickson is an associate in the Austin office of The Parker Law Firm, and provides legal counsel to TSTA members in matters arising in the good faith performance of their duties. He is also TSTA's "webmaster" and you can e-mail him at [webmaster@texasstatetroopers.org](mailto:webmaster@texasstatetroopers.org).

### **Easy exercise for people over 50**

Begin by standing on a comfortable surface, where you have plenty of room at each side.

With a 5-lb potato sack in each hand, extend your arms straight out from your sides and hold them there as long as you can. Try to reach a full minute and then relax. Each day you will find that you can hold this position for just a bit longer.

After a couple of weeks, move up to 10-lb potato sacks, then try 50-lb potato sacks, then eventually try to get to where you can lift a 100-lb potato sack in each hand and hold your arms straight for more than a full minute.

After you feel confident at that level, put a potato in each of the sacks.



# DPS Memorial service for the fallen draws big crowd

Two specially honored women laid the memorial wreath for fallen DPS officers in the DPS plaza as a mixed crowd watched quietly and respectfully at the annual DPS Memorial Service in Austin on May 13. They were Mrs. Michaela Burns, wife of highway patrol trooper James Scott Burns, who was killed this past April near Jefferson, and Mrs. Leatha Svadlenak, sister of highway patrolman Arthur Fischer, who was killed decades ago in 1932.

The laying of the wreath, the courage and dignity of the survivors, the Region 6 rifle salute, the playing of "Taps" - all added an impressive aura to words of honor that were spoken. Present were many family survivors of DPS officers who had fallen over the years. "This is a special day of remembrance," said DPS Director Col. Thomas A. Davis, Jr. "We are a special brotherhood who never forgets. Memories of our fallen are strong in our great DPS fellowship. Alone we are not so much, together we are very much."

Mr. Allan B. Polunsky, Chairman of the Public Safety Commission, introduced the guest speaker: Lt. Governor David Dewhurst. "Words cannot express our gratitude for your loved one's sacrifices," he said, addressing the families of the fallen officers, "nor can they convey the depth of our sorrow for your loss. Your loved ones will always be remembered for their heroism, their service and their humanity."



Lt. Gov. Dewhurst mingled with families.

At one point, the Lt. Governor, as he seemed to think about the baby daughter of recently slain trooper Scott Burns who would never know her father, told how his own father had been killed in WWII before he ever got to know him. He went to England to visit the WWII airbase from which his dad had flown before he was killed. He did it to somehow feel a closeness with his father. Still obviously thinking of the fatherless children of our fallen officers, he said, "growing up without a father is tough." It appeared that Mr. Dewhurst abandoned some speech notes to more personally empathize with the children and families of fallen officers.

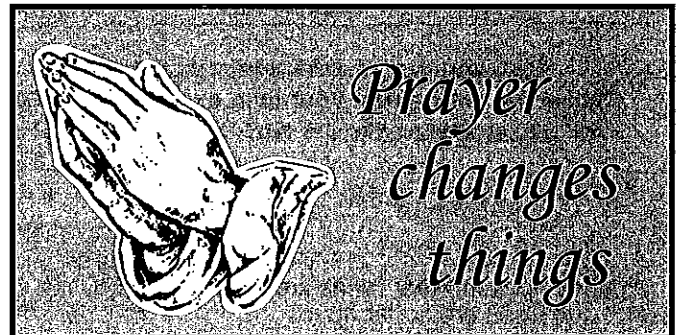
DPS Lt. Col. David McEathron called the roll call of the deceased - Texas officers killed in the line of duty during the past year. Many were city police officers killed while responding to domestic disturbances. DPS trooper Burns' death on April 29 of this year raised the count to 83 DPS officers killed in the line of duty.

Before the ceremony, DPS held open house for the many family survivors, some who lost family member DPS officers many years ago. These great and stalwart people come to the ceremony every year, regardless of miles traveled or how long ago their loss occurred. They are a unique group. During the coffee/donut visiting, DPS officers mingled with them, as did TSTA's Jack Lawler.

It was another emotional and meaningful ceremony for the DPS "family," and for the loved ones and friends of other fallen Texas officers.



Many city police honored fallen comrades.



## Court's In Session...continued from page 2

Justice Oliver Wendell Holmes, Jr. said in 1919: "The question in every case is whether the words used are used in such circumstances and are of such a nature as to create a clear and present danger that they will bring about the substantive evils that Congress has the right to prevent."

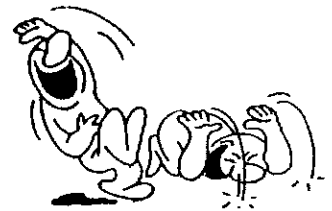
So all of us have to remain vigilant. Criticism of government and governmental officials is given great protection. But when it gets so close as to cause the downfall of our system, it's probably past the line of protection and would approach the things our forefathers risked their lives to say during the American Revolution and bring down the British government!!! If Professor Tyler is accurate, it's been around 200 years and unless we're very careful, our time may be near.

So until next time, you'll be careful out there, you hear.

**There are no routine stops.**

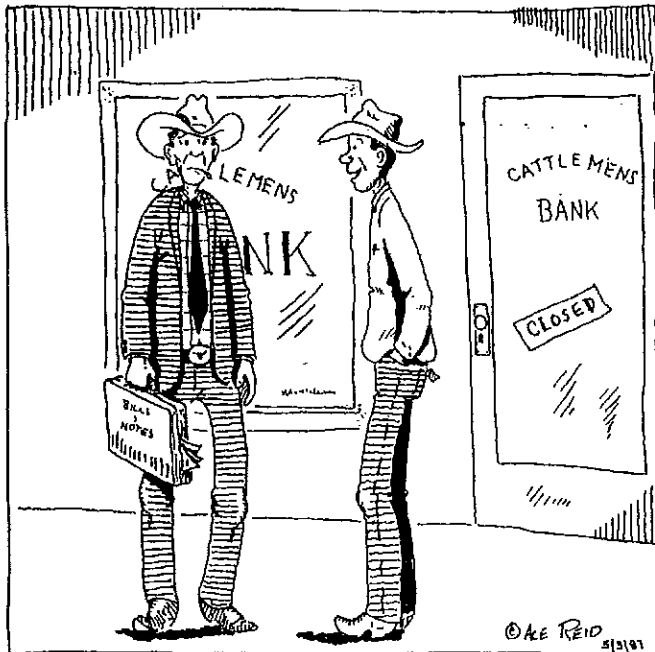
God promises a safe landing, not a calm passage.

# \* Kuempel's Korner \*



## COW POKES

By Ace Reid



"Wul, Jake you can go take your suit and tie off, cause you ain't gittin' your loan extended. The bank examiners have jist closed your bank!"

\*\*\*\*

Why the dogs in West Texas are the fastest dogs in the world: the trees are so far apart.

\*\*\*\*

The businessman finally buys the car of his dreams - a BMW. He gets it on the highway and decides to try it out at high speed. Faster and faster he goes - to 105 mph. A trooper gets behind him, pulls him over: "Sir," he says, "I clocked you at 105 mph. You've earned a speeding ticket. But I'm due to get off duty in 3 minutes. If you can tell me why you were going so fast - and it's a story I haven't heard before - I'll let you off with just a warning ticket."

"Well officer," says the man, "my wife ran off with a state trooper two weeks ago. I thought you were the one, and were bringing her back."

Trooper: "That's it. You get a warning ticket."

\*\*\*\*

Then there was the circus performer who made a career of sticking his right arm down into the lion's mouth. In retirement, they called him "lefty".

\*\*\*\*

The computer saves a man alot of guesswork, but so does a woman's bikini.

It's a shame that the people who have the answer to our country's foreign policy are either cutting hair or driving cabs.

\*\*\*\*

About the time a man makes up his mind to stay in, his wife makes up her face to go out.

\*\*\*\*

The first thing a new secretary types is her boss.

\*\*\*\*

The bigger the summer vacation, the harder the fall.

\*\*\*\*

The two lawyers came down off Mount Sinai where the Lord had just given Moses the Ten Commandments. They reported to the people: "Well, we got him reduced from 19 down to 10, but he left in *murder* and *adultery*."

\*\*\*\*

"In me you may have peace. In the world you will have tribulation: but be of good cheer. I have overcome the world."

-The Bible, John 16:33

## Save Money on Quality Double-H TROOPER BOOTS!

•soft, durable leather • cushion insole • high abrasion, oil-resistant sole and heel • long-wearing • meet DPS uniform requirements!

hand-crafted  
in USA!



8-inch  
**WELLINGTON**  
**\$84.00**



10-inch  
**COWBOY**  
**\$96.00**

Prices include  
shipping

This is a special members' benefit purchase through TSTA arrangements with Richland Shoe Company. To order, call TSTA at 1-800-289-8782

## Statement of Purpose

Texas State Trooper is an official publication of the Texas State Troopers Association. Should you have news you would like published, mail it to:

Texas State Troopers Association  
 5540 North Lamar  
 Austin, TX 78751  
 E-mail us at TSTAMAIL@aol.com  
 Website: www.texasstatetroopers.org

The Texas State Troopers Association is open to all first-line commissioned members of the Department of Public Safety, both current and former.

TSTA intends no indictment of those of supervisory rank through their exclusion as members of this organization. We do understand, however, that no association can be all things to all people. Therefore, we have chosen to represent those who need our services more: first-line troopers. This policy negates the probability of conflict of interest that stems from multi-class representation.

TSTA will work hard for the betterment of life for every member of the department.

**FOR MEMBERSHIP:** Complete the application below. Mail it and a check for \$25 payable to the Texas State Troopers Association to the address at the top of the application. Include your jacket size: M, L, XL, XXL or XXXL. Your cap and jacket will be mailed to you.

**WILLS:** Members are reminded that one of your benefits from TSTA is the free preparation of a last will and testament. This service is performed by Lee Johnson. He may be contacted at:

Lee Johnson  
 Attorney-at-Law  
 575 N. 7th Street  
 Beaumont, TX 77702  
 Telephone: 409/833-8911

## Moving?

For fastest service, attach old mailing label in this space. If label is not available, print your old address in the box. Be sure to include your ZIP CODE.

Print your new address here.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Mail to: TSTA  
 5540 N. Lamar  
 Austin, TX 78751

**2008**

**Application for Membership**  
**TEXAS STATE TROOPERS ASSOCIATION**  
 5540 NORTH LAMAR  
 AUSTIN, TEXAS 78751

Date \_\_\_\_\_

Jacket Size \_\_\_\_\_

**Dues \$25**  
**As of Jan. 1, 2004**

**for office use only**

LRE \_\_\_\_\_

Payment \_\_\_\_\_

NAME (Last)	(First)	(M.)	Date of Birth	Rank Service
HOME ADDRESS	(street, city, zip code)		HOME PHONE NUMBER (include area code)	
OFFICE ADDRESS	(street, city, zip code)		OFFICE PHONE NUMBER (include area code)	
DATE EMPLOYED	DATE OF COMMISSION	DATE OF TERMINATION (if no longer with DPS)		

Membership dues paid to TSTA are not deductible as gifts or charitable contributions but may be deductible under an IRC Section other than Section 170 (c).

I, \_\_\_\_\_, request membership into the Texas State Troopers Association, and if accepted agree to abide by the Constitution and Bylaws of the Association, the rules and decisions of its officers. I also agree to pay annual dues of twenty-five (25) dollars for all of a calendar year or any part thereof.

I understand that any unreasonable failure to assist a fellow member of the Texas State Troopers Association will result in this membership being cancelled by the board of directors at their option.

I also understand this membership will terminate immediately if I am promoted to any supervisory rank of sergeant or above.

Signature of applicant \_\_\_\_\_ Date \_\_\_\_\_

Two fun ideas for members  
**Vacationing in or near Austin**



- 1. Visit the Bob Bullock State Historical Museum...a "must see." It'll make you proud of Texas!**
- 2. Visit TSTA and relax with its recreational facilities. Swimming pool, hot tub, exercise equipment and more! Families welcome.**

5540 North Lamar, near DPS

**TSTA Membership Advantages**

- Free Last Will & Testament • Free AD&D Insurance • Emergency Assistance • Legal Assistance • Recreational Facilities • Legislative Representation • Personal Counsel

**Health tips**

**Low glycemic index diet**

The glycemic index measures how fast and how high your blood sugar levels rise after you eat carbohydrates. Foods high on the glycemic index cause a higher blood sugar spike than do those classified as low index foods.

Minimizing blood sugar spikes may be beneficial for those with – or at risk of developing - diabetes. Following a low glycemic index diet can be complicated since the glycemic index of foods is affected by how the food is prepared and by other foods consumed at the same time.

However, these basic tips may be helpful:

- *Stick with fruits and veggies* – With only few exceptions, such as potatoes and fruit juices, these are better.
- *Look for fiber* – Soluble fiber slows digestion and thus the release of sugar into the bloodstream. Legumes, such as beans, lentils and oats, are a great source of soluble fiber.
- *Less processing is better* – the more finely ground the grain, the quicker its carbohydrates are digested. Substitute whole-grain bread for white, whole-grain pasta for white, old-fashioned oatmeal for instant oatmeal and bran flakes for corn flakes.
- *Exercise* – Those who are physically fit tend to have less pronounced spikes in blood sugar levels than do those who are sedentary.

Reprinted with permission from the *Mayo Clinic Health Letter*, June 2008.

The task ahead of us is never as great as the Power behind us.

**WHEN THE NEED IS GREAT  
TSTA IS THERE**



NON-PROFIT ORG.  
U.S. POSTAGE  
PAID  
PERMIT NO. 1  
AUSTIN, TEXAS

813 P1 \*\*\*\*\*AUTO\*\*SCH 3-DIGIT 787  
DON DICKSON, ATTORNEY  
1315 NUECES ST.  
AUSTIN, TX 78701-1721