



Directors  
Gregg & Lois Cunningham

Center for Bio-Ethical Reform

September 2012

## CBR-UK Court Victory in England!

**CBR-UK HEAPS PRAISE ON CBR-US FOR OUR ROLE IN MAJOR EXPRESSIVE RIGHTS VICTORY IN UK COURT CASE – BUT OUR WINNING STRATEGY WAS WHOLLY ANSWERED PRAYER!**

**O**n September 18, 2012, District Judge Stephen Nicholls, specially assigned to preside over the Brighton, UK, Magistrate’s Court, issued a strong defense of CBR’s speech rights in the landmark criminal prosecution of CBR-UK Director Andrew Stephenson and his assistant, Kathryn Sloane Attwood. Both activists were acquitted of charges related to three alleged violations of Section 5(b) of the Public Order Act (POA) for displaying graphic abortion images outside abortion clinics. We had forced their arrest to set up a test case in which to establish the right to expose the horror of abortion. The judge explained that he “had not been persuaded” that our signs were “threatening, abusive, or insulting,” as required for convictions under Section 5(b). Abort67 is the abortion photo display project of CBR-UK, and the case could have positive implications for expressive rights across Europe. In the remarks below, our British attorneys and Andrew and Kathryn comment on the role played by CBR-US Director Gregg Cunningham:

**Solicitor Michael Phillips, lead defense counsel in the Stephenson/Attwood case:** Gregg’s assistance in the trial of Andy Stephenson and Kathryn Sloane Attwood was absolutely invaluable. This was only the second prosecution (that we are aware of) in the UK against people holding graphic images of abortion. This was virgin territory for all those involved, including the court. When in the midst of a case and focusing on the details of law and procedure, it is easy to lose sight of the woods through the trees. This was the benefit of having Gregg; he was able to bring clear insight to the Public Order Act, which helped the defence to construct a clear and cogent defence theory. This was used throughout the trial and helped to secure Andy’s acquittal (Kathryn was acquitted at the end of the crown’s case) before any other defence witnesses were called (including Gregg) and before closing speeches! This was a highly unusual move that was in part due to our defence theory.

The acquittal received was on the best possible basis: That the images were not abusive or insulting (this being the first part of the public order offence test); the question of intention etc. therefore did not need to be considered. Therefore Andy and Kathryn could walk out of the court with their heads held high without a spot on their records, free to continue their good work.

**Barrister Paul Diamond, defense co-counsel in the Stephenson/Attwood case:** I want to personally thank Gregg for coming to the United Kingdom to be a witness in the trial of Andrew Stephenson



*These people are smiling in gratitude to the Lord for the CBR-UK court victory that had just occurred on September 17, 2012. Standing in front of the Brighton, England, courthouse are: Barristers Michael Phillips and Paul Diamond (Christian Concern), Gregg Cunningham (Director, CBR-US), Andrew Stephenson (Director CBR-UK) and Kathryn Sloane Attwood (CBR-UK).*

and Kathryn Sloane Attwood at Brighton Magistrates Court. Additionally, I want to thank Gregg on behalf of Christian Concern.

I want Gregg to know that it was vitally important that he attended at court and I may have need of his services again. His presence, wealth of knowledge, historical understanding enabled both Mike and me to fully comprehend the case. I found the interaction between the First Amendment and our limited free speech laws fascinating and informative. As I kept telling Gregg, he would be an asset to the British bar with both his knowledge of the subject and the eloquence by which he expressed himself (eloquence that I shamelessly appropriated in my submissions to the Court!)

I was re-assured by his presence; and I doubt the case would have been thrown out without his input. I am sure we will work together again and many thanks.

**Andrew Stephenson, CBR-UK director:** It is fair to say that without Gregg’s involvement in this defence, we most likely would not have heard the judge throw out the case yesterday in Brighton.

*(Continued on page 2)*



## CBR-UK COURT VICTORY

(Continued from page 1)

Gregg has been the architect of the work we do here in the UK and he has been closely involved in adapting it to current UK legislation, which gave us such a strong case. He has ensured that the issue in the public mind and media is focused on what abortion does to an innocent and defenseless preborn child.

Gregg's presence here for the court case has not only given Kathryn and I confidence that wouldn't naturally occur given the circumstances, he has been able to guide the process by which we have won this case against injustice. Gregg has a unique way of looking at a problem and turning it on its head. Our very excellent English lawyers have appreciated the direction that Gregg's wealth of experience has brought.

His ability to put our current situation within the historical context of extinguished injustice has excited everyone and given focus for the future.

### **Kathryn Sloane Attwood, CBR-UK**

**staff:** Since our struggles with the police started years ago, not only in Worthing but Brighton and London too, Gregg's advice has been the key to developing a strategy to overcome the restriction to freedom of speech we experienced.

If anyone else had suggested we travel the criminal route in court to fight for our right to expose abortion, I would have been extremely cautious; but Gregg's wealth of legal experience instilled confidence in our display team to question the police in their attempts to silence us (and rightly so, it would appear). This strategy has been most fruitful in exposing inadequacies in our police force as well as effectively exposing abortion to the nation through the media coverage that has so easily come our way following the arrests.

It has been clear during these days in court that Gregg's advice, planning and tactics for the trial, shared with the legal team in every lunch break and recess, has shaped the arguments brought in each session. Gregg's insight concerning the objective first part of Section 5(b) of the POA, and subjective second part of the test, changed the face of the case and wrote off the evidence brought



*This photo was taken September 20, 2012, in Worthing, Sussex, England, as Gregg Cunningham debriefed CBR-UK staff, volunteers and supporters on the details of our court victory.*

by the prosecution entirely. A stroke of genius!

We would have seen a very different result this week if Gregg hadn't been here (and I didn't quite fancy going back into handcuffs), so thank him for his wisdom. In fact, these displays may well have been halted long ago if Gregg had not created this long-term strategy we are now seeing come to fruition. It is already changing the way we save babies, as we sat in our team meeting today listing all the new places we could display and all the new banners we could print now that we have the freedom to do so. This is because Abort67 has been blessed by Gregg's presence here with us during this trial. Thank him for his dedication to this case and to our work. He made it all possible.

### **John and Pam Rodger, CBR-UK staff:**

After meeting with Gregg Cunningham the other day, myself and Pam were encouraged more than ever to press on with this great work, and realised that it really is the images that do the work to expose the truth outside these abortion factories. The

recent victory in the court case in Brighton of Andy and Kathryn, with incredible help from Christian Concern and Gregg Cunningham, should also encourage us to push on, and to not be intimidated by the police.

We thank everyone who prayed for this historic court case. When we started this project in the UK, we were standing alone; but God brought in individuals and groups who began to support us. God's people are rejoicing around the world. One of our colleagues in Spain emailed: "I am so happy to know about your victory that I want to dance."

Following our victory, two Catholic bishops in Scotland and England spoke out in support of CBR-UK's good work. We praise God for such leadership. <http://bbc.in/QJeOj0>

This Scripture seems appropriate right now, as always: "When the righteous thrive, the people rejoice; when the wicked rule, the people groan." Proverbs 29:2

*Pro Life Actie Liga in Belgium is CBR's newest international associate group. (<http://www.prolifeactie.org>) This display was on a big shopping street in Kortrijk on July 28, 2012.*





# Key States Initiative Promotes Pro-Life Vote

**G**od has brought us a number of excellent volunteers to work with our staff as drivers and navigators for our Key States Initiative (KSI). Our KSI project manager is CBR Southeast Director Fletcher Armstrong. Our voter education trucks have been on the road since July, running six days a week in Iowa, Colorado, Florida and Virginia. People are seeing the photographic evidence of abortion along with the message “Vote Pro-Life.”

Dr. Kevin Olivier is CBR’s Logistics Coordinator and part of the KSI management team. He has driven trucks in Iowa and in Colorado, where Fox News ran a story quoting CBR Executive Director Gregg Cunningham:

“The media often characterizes anti-abortion candidates as “extreme” and pro-abortion candidates as “moderate.” CBR’s billboard trucks show that abortion is an act of violence that kills a baby. Therefore, it is not opposition to abortion but rather



*A CBR truck travels through Des Moines in late August 2012 as part of our Key States Initiative.*

**Please stand in the gap with us to save preborn children from abortion. Many parents are planning to deprive their babies of justice today.**

*“Do not deprive the alien or the fatherless of justice.”  
PSALM 78:5-7*

- Pray for our affiliates in Europe to be emboldened by our court victory in England
- Strength and safety for Key States Initiative staff and volunteers

## Events

**Key States Initiative** July 20 through Nov. 2

**GAP** Oct 3-4 University of Wisconsin, Madison

**Corporate Accountability Project (CAP)**

Sept. 1, 8, 15, 22, 29 Marriott Hotel, Dana Point, CA  
Sept. 5, 12, 19, 26 Baltimore Marriott Waterfront, Baltimore, MD

**“Choice” sign outreaches**

Weekly in Maine - Portland (Fridays),  
Augusta (Thursdays), Bangor (Wednesdays),

**TV/Radio Interviews**

Sept. 3 CBS 6 WTVR, Virginia  
Sept. 18 BBC TV – England  
(view at <http://www.abortionno.org/index.php/blog>)  
Sept. 18 BBC Radio – Neil Pringle Program, England  
Wednesdays 9 am -  
CBR-NE Pro-Life on the Air radio show, Maine  
88.1FM Portland and 6 additional stations  
Previous episodes online: <http://bit.ly/Wcj5w6>

**Matthew 28:20 Project**

August 1-4 Soulfest of New Hampshire

support for abortion that constitutes the extreme position.’  
<http://bit.ly/PTpXvO>

CBS 6 WTVR ran a September 3 story regarding our trucks in Virginia: <http://bit.ly/QICTdG>

Jason Walsh, CBR-Arizona director, oversees our Iowa KSI volunteers. Some of our volunteers come from pro-life groups that are partnering with us to make a difference in this election and beyond. Jason received the following email on August 29 from Anti-Choice Project Co-Director Tom Herring ([antichoiceproject.com](http://antichoiceproject.com)):

Driving a CBR truck for a week in August in the political swing state of Iowa was one of the most fulfilling pro-life activities I’ve ever done. I wish I could do it forty hours a week. Unlike GAP or even the sidewalk protests we conduct with the Anti-Choice Project, conversations with viewers are impossible from the cab of a large truck. But engaging in conversations about abortion is secondary to exposing the violent act of abortion, and the enormous graphic display on the sides of box-body trucks is perhaps the best means of exposure.

The gaping-mouth stares of teenagers filing into the Iowa State Fair – seeing abortion for the first time in their lives – were the most rewarding to me. Most of our youth have not yet been completely indoctrinated by the pro-abortion machine, and have consciences which are still functioning. Their stunned disbelief at the image of a mangled baby tells as much. And in the 7 or 8 seconds they saw this truck on an otherwise typical afternoon at the fair, we have played an active, immeasurably powerful role in reshaping the culture and the public’s opinion of “choice.” The likelihood of those teens choosing abortion, or choosing abortion advocates to represent them in government, has been radically diminished.

We are grateful for Tom and all of our volunteers, including those who are opening their homes to our out-of-state drivers. Please let us know if you can help with that need or if you want to serve as a driver or navigator.

*We have played an active, immeasurably powerful role  
in reshaping the culture and the public's opinion of 'Choice.'*

**CBR Key States Initiative Volunteer**



*This team of young men used CBR photo signs to educate people at "t zand" in Bruges, Belgium on July 5, 2012. Leader Dries Goethals is second from right. He wrote us: "It's not the pro-death lobby that is most harmful; it is the lukewarm Christians who are. Pray for us."*

**Address corrections**

[addresschanges@cbrinfo.org](mailto:addresschanges@cbrinfo.org)

**Electronic funds donations**

[ACH@cbrinfo.org](mailto:ACH@cbrinfo.org)

**Credit card donations**

[creditcards@cbrinfo.org](mailto:creditcards@cbrinfo.org)

**Product order inquiries**

[productorders@cbrinfo.org](mailto:productorders@cbrinfo.org)

**Estate donations**

[plannedgiving@cbrinfo.org](mailto:plannedgiving@cbrinfo.org)