

Doesn't Fit Anywhere Else - BPA video tape

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From: [o311br1](#) 3:07 am

To: **ALL** (1 of 9)

[37704.1](#)

<https://www.checkpointusa.org/blog/index.php/2008/01/09/p79>

Hello To All,

Trainees or BPA, you need to see this video and website .

This person is making the BPA look bad.

Let me Know what you think about it .

o311br1 OUT.....

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Edited 6/16/2008 3:08 am ET by o311br1

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From: [jerzmick](#) 3:37 am

To: [o311br1](#) (2 of 9)

[37704.2](#) in reply to [37704.1](#)

Old news, Sir, there were threads on this particular video and website last month. Good lookin' out for an applicant though, way to stay on top of the game. This particular idiot's name is Terry Bressi, one of the amateur, wannabe lawyers that I spoke of in my "Checkpoint Insanity" thread yesterday. A self-proclaimed know-it-all who truly knows nothing and fails to grasp the concept of national security and the need for interior immigration enforcement. Individuals like him, and you will encounter many in your career should you become a PA, are self-centered and feel inconvenienced and hurt that they need to stop their vehicle for 5 seconds at most and state the words "U.S. citizen". Perhaps other PAs have had different experiences, but I for one have only experienced difficulty and attitude problems with U.S. citizens of Caucasian ethnicity who feel that their "Constitution is being pissed upon", by being required to stop at our checkpoints. I have never had an issue with an alien passing through the checkpoint, unless they are found to be a principal in a dope or alien smuggling case. I can't wait until this clown shows up at my primary inspection lane.

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Edited 6/16/2008 3:40 am ET by jerzmick

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From: [gaffler11](#) 4:57 pm

To: [jerzmick](#) unread (3 of 9)

[37704.3](#) in reply to [37704.2](#)

Must have missed this topic the first time around.

I am not a BPA. I also do not understand why she did back down. We all have bad days on a tough job but man, I feel bad for her. Buck up darlin'- you can win the battle of the wits with the videotaping pinhead.

The whole am I being detained?, Is this a consensual, citizen/police contact? thing comes from guidance from the pamphlet the California Association of Defense Attorneys distributed years ago based largely on Terry V. Ohio. Since 1969, Terry has been well explored in the courts and failing to answer a question like the one the BPA agent posed does in fact start to build reasonable cause for the Officer and beckons further investigation (at least in California).

The question is not considered a Terry nor a 5th amendment issue these days but the phamplet has not been updated in a long time because the CADA has been defunct for many years but hey when you get your legal advise for free off of a milkcarton/youtube what can you really

BRE 3347

expect?

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Why could it have not gone like this:

Q: Good afternoon Sir, what is your citizenship?

A: Am I being detained? YES! only long enough to establish citizenship- What your citizenship?

Q2: Am I being detained?

A2: Yes, you are NOW being detained to establish citizenship; please move over to the secondary. You can have my name, badge number, and supervisors horsepower all day long over there- I'll be right there (and with a smile).

Unspoken subtext: Oh yeah and when the landshark hits on your vans exterior (smile gets a bit bigger)-feel free to videotape while we gently yet methodically tear your rental van apart, move the seats, interior, luggage, waterbongs etc. out onto the sand/curb/desert and find that roach that the last rock band that rented the thing left under the seat...whoops bad job of vacuuming.....

It is so poetic that folks of this mindset always complain they never get their share of government services until they finally do get their fair share of government services (LE, IRS, EPA etc.). Bet he does not return that stimulus check either.

YES, I know he is trying to put the BP in badlight, so why not do your job with an objective smile on your face and he has no news story for his lame website.

Just my politically incorrect (but generally correct) question....

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From: [mosipow](#) 6:18 pm

To: [gaffler11](#) unread (4 of 9)

[37704.4](#) in reply to [37704.3](#)

I like your style...

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From: [MiamiRetired](#) 7:07 pm

To: [gaffler11](#) unread (5 of 9)

[37704.5](#) in reply to [37704.3](#)

Well put! My hat goes off to you all!

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From: [Monica4212](#) 7:30 pm

To: [o311br1](#) unread (6 of 9)

[37704.6](#) in reply to [37704.1](#)

Wow! Thanks for sharing that link. That gave me a small glimpse of the "day in the life." I could feel my heart racing along.

I am very disappointed in the outcome. Why wasn't he detained if citizenship was not determined? The order to go to secondary was dismissed only because this guy was giving her a hard time. She did not want a confrontation. Where was her authority? Not good!!!!

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From: [JarrGen](#) 7:37 pm

To: [Monica4212](#) (7 of 9)

[37704.7](#) in reply to [37704.6](#)

I believe the other piece of it was that apparently all of the agents at the checkpoint knew him and as the title of the video implied, this was at least the 5th time he had gone through that checkpoint, probably behaving in this same manner, and it was a choose your battle type of thing. I am

reasonably certain that his identity and citizenship had been previously established on a prior contact, and since he knew he was looking for trouble, agents believed that an inspection would not have resulted any contraband and just wasted everyone's time.

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From: [Monica4212](#) 8:06 pm

To: [JarrGen](#) (8 of 9)

[37704.8](#) in reply to [37704.7](#)

Oh, that makes much more sense to me. Thank you for clarifying. However, isn't there something that he could be arrested for? He was deliberately creating a disturbance. His presence was keeping that agent from performing her job. That is federal money at work. Jokesters like that will require more man-hours.

I took his tone of voice to be somewhat threatening. At the very least, he was challenging the agent to a verbal altercation.

I say to him, "Dude! Let the BP do their job!"

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From: [JarrGen](#) 9:07 pm

To: [Monica4212](#) (9 of 9)

[37704.9](#) in reply to [37704.8](#)

And, as a private citizen, we have that ability to tell this idiot how we feel about him. But, in uniform or even off duty, if it can be perceived that we are representing the USBP, an agent needs to exercise professionalism and sound judgment at all times. That will often be difficult but you feel much better later knowing you were able to rise above it.

As far as being arrested, it's still a choose your battle type of thing and depends on how the interference or obstruction laws are written in that state. I am not aware if there is a similar federal statute and if the Federal prosecutor would even want to spend their time prosecuting it. I highly doubt it.

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