

GOD

MOSHE SISELSENDER

LIFE

MOSHE SISELSENDER

GOD JEWISH ISRAEL

MOSHE SISELSENDER

**MOSHE
SISELSENDER**

**DISABLED
JEWISH**

**MOSHE
SISELSENDER**

**DISABLED
JEWISH**

MOSHE SISELENDER

**HALACHIC PERSPECTIVE:
BIO MEDICAL ETHICS
A STUDY OF TORAH ATTITUDE THE
DISABLED -OHR CHANA**

copyright (c)

~~2018~~ All rights reserved. No part of this publication may be translated,

reproduced, stored in a retrieval system or transmitted, in any form or

**by any means, electronic mechanical, photocopying, recording
or otherwise, without express written permission
from the author or his estate.**

DEDICATION

**All my books are dedicated to my wife -the crown and jewel of
my
life. I owe all my learning to her dedication to my health and
welfare.**

**She is the greatest gift ever given to me-by G-d. May she and I
together**

**with all our children and all our grandchildren and all of Israel
and all humans all over the world regardless of race, religion,
creed color or sex be blessed by G-d with life , peace and freedom
from fear of any crime or terrorism with excellent health, make**

sufficient money to cover all their needs and live to the coming of the Messiah and then live for ever- as tradition teaches. As the ancient sage-the Tana Rav Akiva stated regarding his wife Rachael “all my learning I owe to her all my achievement is hers if it was not for her I would not have been here teaching and sharing my knowledge of Torah . All honors of Torah should be given to her” .

18 IN HEBREW -CHET AND YUD - OR CHAI -STANDS FOR LIFE

Life is the over riding and prime concern for Jews SINCE DAY 1 - 4000 YEARS AGO AND LIFE IS THE NUMBER 1 CONCERN FOR Jews today. Consequently we have to declare that all Jews regardless of their degree of observance or non observance are family. We are responsible for each other. WE

MUST LOOK OUT FOR EACH OTHER'S WELFARE. We will leave it to G-d to judge each Jew's religiosity. Our concern in this world must be primarily the physical well being of every Jew in the diaspora and in Israel. It is our sacred duty to ensure and guarantee Jewish unity. Only by banding together as a band of brothers and sisters will we be able to survive the anti Semitism that keep cropping up from every corner each year a new face and a new threat to our existence.

A concerted information campaign must be launched to counter the propaganda of anti Semites ,who have launched a crusade to destroy the State of Israel and destroy the legitimacy of the Jewish claim to Eretz Visroel. They do not take to task Hamas Hizbullah and Iran who swear to wipe Israel off the map and destroy all of the six and a half millions Jews in Israel and in the other millions in the rest of the world. These deniers of the holocaust want to create an other holocaust themselves. It is this very threat to Israel's existence that should occupy all of us , not the stupidities committed by Jews that I have discussed earlier. I have hesitated to print my book in order not to be divisive. However it is our mission and it is necessary to help agunot and free them from their imprisonment that I have undertaken this task. Plus the fact that other individuals have written information in my name that is not accurate. Thus I must correct the distortions. I certainly have the right to defend myself from distortions and libel and present the facts and Jewish laws accurately. I have edited my book literally one thousand times reviewing all my sources and finding new sources and reviewing the writings of those rabbis who oppose me. I

have changed and modified my position. But I do not depart from my original thesis. See my 5 volumes. One can not comprehend and know my full position before reading all 5 volumes. What I AM BRIEF IN ONE AREA I ELABORATE IN AN OTHER AREA. I FOLLOW THE FORMAT OF THE RAMBAM. I have read the book from the eyes of anti Semites . I have read the book from the perspective of those individuals who can distort what I write. Their motivation could be either because they want to prevent any agunah to be helped because they believe that what I write is wrong or because of ulterior reasons. Or those individuals want to destroy the entire edifice of Halachic marriage .

UNFORTUNATELY MOST RABBIS INCLUDING THE ORTHODOX TODAY ARE NO MORE THAN SOCIAL WORKERS. LET THESE RABBIS CONSULT A RAV WHO HAS MASTERED AND OBSERVES THE FOUR PARTS OF THE SHULCHAN ARUCH FOR ALL ISSUES OF HALLAHA. LET THE Rabbi HAVE A PROFESSION OR BUSINESS OUTSIDE OF THE RABBINATE SO HE WILL BE INDEPENDENT AND HONESTLY AND WISELY ADVISE AND RULE ON ALL THE HALACHIC QUESTIONS.

Certainly . all rabbis must devote four hours a day to the study of the four parts of the Shulchan Aruch using the Aruch Hashulchon . After 10 years they will have mastered them. This is the only way to save Judaism. If they can not commit to four hours that is no excuse that they should not commit to at least one hour. Then they will have mastered the four parts of the Shulchan Aruch after 40 years.

18. 18- REPRESENTS LIFE. LET ALL AGUNOT CONTACT ME AT betdin@agunah.com and we will move heaven and earth to find a halachic solution to set them free.

I devote a whole section of my book as my first segment of all my writings to the defense of Israel. See my introduction to volume 1 of the Responsa on the Four Parts of the Shulchan Aruch -to the legitimacy of the Jewish claim to Eretz Yisroel and the right of the free world to defend themselves against the terrorist war to conquer the world and convert everyone to their brand of Islam or else kill and destroy every human who differs from them. We must destroy the ability of Iran to develop

atomic weapons .

The future of Judaism CAN BE ASSURED ONLY IF THERE EXISTS Rabbis who will commit themselves to master and observe the four parts of the Shulchan Aruch. ONLY SUCH RABBIS ARE AUTHORIZED TO RULE ON ANY LAW OF Judaism. Any representation of Judaism that lacks the laws of the four parts of the Shulchan Aruch applied to fit the cases presented is an other religion Radvaz in responsa and Rambam Yesodei Hatorah 9,10,11 and the 13 basic principles of faith. The Oral Law given by G-d at Sinai 3400 years ago was written in manuscripts and transmitted from one generation to the next. They were known as megilot nistorot Rashi Bava Metzia 92a. These manuscripts were edited and the conflicting laws voted upon and a common law and equitable law approved by the Rabbis of the Mishne and then the Rabbis of the Gemorah . The Mishne and the Talmud was written over a period of approximately 400 years and completed approximately in 400 ACE . Then followed the period of the Rabbonei Savroye , the Gaonim , the Rishonim and the Achronim. All the laws of the Talmud were summarized and codified by The Riff the Rambam the Rosh Tur Bais Yoseph and Ramo . The codification of Bais Yoseph and Ramo is known as the Shulchan Aruch-. It is the summary of the Talmud and all the responsa -that answered all new questions that arose over thousands of years were responded based on precedents from previous accepted authorities. All are summarized in the four parts of the Shulchan Aruch. Commentaries arose like Bais Shmule Chelkos Mechokek Gro and Taz on Even Hoehzer ; Shach and Taz, Gro Bair Haitiv and Bair Hagolo Pri Chodosh and Pri Megodon on Yoreh Dayoh ; the Shach, Taz, Sma , Ktzos Hachoshen, Nesivot, Gro, Bair Hagolo Bair Haitiv on Choshen Mishpot; Taz and Mogen Avrohom on Orech Chaim. These are only a fraction of the commentaries that exist. Later authorities wrote additional summaries and codifications as the Lubavitzer Rebi the Tzemech Tzedek , the Levush, the Nodei Beyehudah , Rav Akiva Eiger, the Chsam Soffer, the Mishneh Brururah and the Aruch Hashulchon on all four parts of the Shulchan Aruch, as well as future laws that will become operational once Jews return to Israel , the laws of trumah maaser sheviot

become operational ; the holy temple will be built and the sacrifices will commence. Tens of thousands if not hundreds of thousands of Responsa and commentaries on the Talmud and Shulchan Aruch were penned over the last thousands of years. Many of these responsa are summarized in Otzer Haposkim on Even Hoehzer Pischei Tsuvah and Gilyonot of Rav Akiva Eiger Hasholom on four parts of the Shulchan Aruch . Some of the responsa penned over the last century are those by Rav Yitzchok Elchonon Spector, Rav Yudelevitz, Rav Henkin, Rav Moshe Feinstein , Rav Yitzchok Herzog, Rav Uziel , Rav Yeciel Yaakov Weinberg- the Shreidei Esh, Rav Mordecai Yaakov Breish- the Chelkos Yaakov and Rav Gorin the Mashiv Milchomo, and Rav Eliezer Berkovitz in Tnai Benesuin Ubeget. Let us mention the Israeli journals Torah She Bal Peh and Noam that have leading scholars express their Torah view on many contemporary burning issues in Israel and diaspora that relate to the very survival of Torah Jews and the State of Israel.

I have attempted to summarize some of these responsa in my five volumes called Responsa on the Four Parts of the Shulchan Aruch. I explore very controversial areas of Jewish law as the reader will discover once he or she reviews my table of contents . All my books except for one are in English. One volume is in Hebrew.

A kollel must be established and supported for such a purpose. A foundation exists for this purpose. I have endorsements to form a kollel for the study of the four parts of the Shulchan Aruch from Rav Moshe Feinstein Rav Yaakov Kminecki and Rav Yisroel Pikarski.

We ask all Jews to contribute in the support of this mission .Contact me at Betdiin@agunah.com

MAY G-D bless you with eternal happiness success in all your endeavors health and longevity.

I APPEAL TO ALL RABBIS TO DEVOTE FOUR HOURS A DAY TO THE STUDY OF THE FOUR PARTS OF THE SHULCHAN Aruch using the Aruch Hashulchon. After 10 years they will have mastered them. IF THEY CAN NOT COMMIT TO FOUR HOURS A DAY THAT IS NO EXCUSE NOT TO STUDY ONE HOUR A DAY. THEN IT WILL TAKE THEM 40 YEARS TO MASTER THIS MATERIAL. LET RABBIS MAKE A LIVING FROM ANY FIELD OTHER THAN

THE RABBINATE. ONLY THEN CAN ONE BE SURE TO REMAIN HONEST AND COMMITTED.

THIS IS THE BREED OF RABBIS WHO WILL SAVE JUDAISM.

OUR MISSION IS TO PRESERVE ALL MARRIAGES AND ENCOURAGE JEWS TO HAVE LARGE FAMILIES.

However when a marriage dies we will turn heaven and earth to save it. If it can not be saved we invite the couple to come to us so we can work out a mutually accepted agreement regarding all the marital assets custody visitation rights alimony and child support. We will then administer a Get and recommend a marriage attorney to get a civil divorce. In the contingency that one of the spouses does not cooperate. We will turn heaven and earth to find a halahic loophole to free the spouse who is held hostage.

E MAIL US AT betdin@agunah.com or moshemorgenstern@yahoo.com FOR ALL YOUR INQUIRIES AND NEEDS.

These books present a pragmatic response to the problems that threaten the survival of the Jewish people as individuals and as a group by external forces of hatred and jealousy and internal dissensions. Millions of Jews have been killed and forced to convert over the past 2000 years as a result of anti-Semitism. The hatred of the Jew manifested itself to destroy the Jew spiritually as celebrated by Chanukah or physically as celebrated by Purim. In our day and age anti-Semitism culminated in the holocaust and its new form of anti-Zionism and not acceptance of the rights of Jews to an independent Jewish State -Israel.

We are equally destroyed by ignorance and apathy of Jewish Laws and practices and cease to identify as Jews. This leads to intermarriage and assimilation.

As though all these problems are not enough; our insides are torn out by internal dissension, non acceptance of other Jews, intolerance and short sighted polarization of

positions without researching the Halachic loopholes available to post facto accommodate opposing viewpoints without accepting, necessarily, a position about Judaism that is a denial of the Divine character of Torah and Mitzvohs. It is this monumental task that all my books attempt to address. I try to be the great reconciler and peace maker, a task that even King Solomon would have been challenged. Like Mordecai of the Purim story I pursue the truth. I cannot satisfy all the polarized positions of the left or right. Most honest Jews will agree with my conclusions and methods. I can be accused that I love all Jews and bend backwards-using Halachic loopholes to integrate all Jews and most converts into the body of the Jewish people. I do not claim that my books are infallible. Let those who disagree propose pragmatic means to achieve the same results.

However, I possess many years of Torah scholarship after having been ordained by Rav Moshe Feinstein head of Yeshiva Tifereth Yerushelayim and greatest decisor of the twentieth century. I also was ordained by Rav Kushelevitz and Rav Schorr at the Mesivta Torah Vodaath Rabbinical School, where I studied for over ten years. I have the approbation of Rav Pickarski on my books -Responsa -Four Parts of the Shulchan Aruch; Rav Steinberg from Rehovot Israel signed numerous responsa that I prepared regarding freeing Agunot. Rav Moshe Feinstein gave his approbation on two books that I wrote. I therefore am well qualified to address the burning issues that threaten Jewish survival and give pragmatic alternatives to insure the continuation of Jews as individuals and as a people. I also show that within the parameters of Halacha Jewish women can go free even though their husbands deny them a Get. I also show how to unite Jews and sponsor cooperation instead of dissension and polarization for the sake of Jewish survival.

My mother was a very wise and idealistic woman. She sent me to learn Torah to my paternal grandparents home when I was seven years old. She unfortunately was not able to see me for another seven years. She had no other alternative, there did not exist any yeshivot where I was born. The laws of immigration were so strict then that it took seven years until she got a visa to come to the USA. She was following my father's wish- at his death bed when he died.

I OWE ALL MY LEARNING TO MY MOTHER, OF BLESSED MEMORY. IF IT WAS NOT FOR HER SACRIFICE THAT VERY FEW WOMEN WOULD HAVE AGREED TO MAKE this book could never be written, since I would never have received the Torah education that only she enabled me to receive. All the books that I have written- she and my wife, may she live a very long time in health, both deserve full credit.

My mother said that people should not be like worms that find themselves in a turnip. The worm thinks that the vegetable is the entire universe. When the worm emerges from the turnip the worm discovers that there exists a whole world in addition

to the turnip. Sometime one loses sight of the forest and thinks that there only exists one tree in the entire universe.

HALACHIC PERSPECTIVE :
BIO MEDICAL ETHICS
THE DISABLED
A STUDY OF TORAH ATTITUDE -
THE DISABLED -OHR CHANA

IS AN ETERNAL TESTAMENT TO THE MEMORY OF A BEAUTIFUL AND PIOUS YOUNG MAIDEN -MY FATHER'S SISTER WHO DIED FROM THE PLAGUE THAT RAVISHED POLAND IN THE AFTERMATH OF THE FIRST WORLD WAR. SHE WAS SIXTEEN YEARS OLD . SHE DID NOT HAVE THE CHANCE TO MARRY AND HAVE A HUSBAND AND EXPERIENCE THE LOVE OF A HUSBAND AND BEAR CHILDREN AND EXPERIENCE THE LOVE OF CHILDREN. . SHE WAS CUT OFF IN THE PRIME OF HER LIFE.

I WAS INSPIRED TO WRITE THIS BOOK FROM THE STORIES MY GRANDPARENTS RELATED ABOUT HER WHAT A WONDERFUL GIVING HUMAN BEING SHE WAS. SHE WAS A PURE SOUL.

MAY THIS BOOK SERVE AS A REMINDER TO POSTERITY THAT SHE DID LIVE AND DID MAKE A MARK IN THE WORLD. SHE MAY NOT HAVE LEFT OFFSPRING BUT THIS BOOK IS A REMINDER THAT SHE EXISTED AND WILL ALWAYS EXIST.

MAY SHE REST IN PEACE UNDER THE WINGS OF G-D HIMSELF AMONG THE TZADIKIM AND TZADEKES - SAINTS AND HUMAN ANGELS.

My paternal grandparents also lost a baby son to the plague age four . His name was Meir. Both my grandfather and grandmother were

otally devastated . They could not remain in Poland. They immigrated to the United States with all their children, with the exception of my father who was not permitted by the immigration authorities in the 1920s to enter on my grandfather's visa. He immigrated to another country in the Americas. My mother also was denied entry to the USA and also immigrated to the same country as my father. They met fell in love and were married. I was born.

The plague killed millions of humans and Chana and Meir had a bright side. As a result of the plague millions left Europe and settled in Israel the New World and Australia. As a result they escaped the holocaust. Thus Chana and Meir unfortunately dying at a young age were responsible that my paternal grandparents and all their children and my mother and her sisters and brother left Europe and escaped the holocaust. I am alive today and thank G-d have children and grandchildren because of the tragic death of Chana and Meir . Millions of Jews owe

their survival and escape from the holocaust to the plague. This is the bright side the side of Mercy shown by G-d and one of the miracles that G-d simultaneously exhibited his Attributes of Vengeance and Mercy. Why the others who perished in the plague and were not saved is transcendental to human understanding.

Volume 4

Responsa on four parts of Shulchan Aruch

Chapter 26

LIFE VECHAI BOHEM velo sheyomus bohem. All Torah has *raison de etre* to enhance

life ; never as a sanction to enhance death.

All life is a gift from God. God does not always give quality life as His gift. Man must be thankful love and cherish all life. It is a mortal sin and crime to kill fetuses who have chromosome problems or are the result of unwanted pregnancies such as rape . Carry to term and give the child up for adoption. It is a crime to kill or take off life support an individual who is in a coma. It is a crime to assist in suicide some one who is tired of living and has given up on life. Physicians social workers rabbis and ministers should employ all their skills to lessen the pain and assist the patient to change their attitude.

IT IS A AGAINST Jewish Law to sign or honor any affidavit not to resuscitate .
No man /woman owns his/her life. Life belongs only to God. Radvaz on Rambam laws of Sanehrin 18: 6 end.

CHAPTER 26

LIFE -VECHAI BOHEM - humans are to live through observance of the Torah ;not die because of any Torah law or any other law in the world .

VECHAI in Hebrew is spelled vov chet and yud. Vov has the numerical equivalent of 6 ; Chet has the numerical equivalent of 8; yud has the numerical equivalent of 10; and bet the first letter of bohem in vechai bohem has the numerical equivalent of 2 .Thus $6+ 8+10+2= 26$. The name of God has the numerical equivalent of 26.

26 in Hebrew is the numerical equivalent of God's name. The implication is that God made man His partner in creation. WIEN MAN FOLLOWS THE Torah and practices its laws man is a partner to God . By man we mean every man woman in the world. God wants every man and woman in the world to follow the set of laws designated for them. All mankind must observe the humane laws - they must be good citizens of their country and follow all the laws of their state and country. Jews in addition must follow all the laws of the Torah designated for Jews. Then man will qualify to be a partner to God.

Together with God man will generate life and understand the language of all of creation. Every animate and inanimate creation speaks . One has to study and research to learn the language of each being in creation. As a result of scientific research man has unraveled the secrets of cells and discovered the dynamics of physics. Man can discover a cure for cancer aids other diseases and aging of cells and prolong man's life on this planet.

LIFE ANY LIFE GIVEN US BY GOD IS SACRED. MAN MUST BE GRATEFUL FOR ANY LIFE EVEN A LIFE THAT IS NOT PERFECT AND HAS DEFINITIVE PROBLEMS. IN GOD'S GOOD TIME GOD WILL ENABLE MAN TO FIND A CURE TO THE MEDICAL OR SOCIAL PROBLEM OR POLITICAL

PROBLEM THAT IS CAUSING SUFFERING. MAN MUST NEVER DESTROY ANY LIFE THAT GOD HAS GIFTED US. ABORTIONS AND DESTROYING AN IMPERFECT OR UNWANTED FETUS IS TANTAMOUNT TO MURDER. SEE MY BOOK SACREDNESS OF LIFE .

THE ENTIRE TORAH MUST BE ABROGATED TO SAVE ANY LIFE THAT INCLUDES THE LIFE OF A FETUS WHO HAS CHROMOSOME PROBLEMS OR ANY OTHER UNWANTED FETUS RESULTING FROM A RAPE OR INCEST RELATIONSHIP. CARRY THE FETUS TO TERM AND THEN GIVE THE CHILD UP FOR ADOPTION ; BUT PLEASE NEVER MURDER THE FUTURE CHILD. GIVE THE CHILD THE GIFT OF LIFE. GOD GIVES US ALL THE GIFT OF LIFE RECIPROCATE GOD'S FAVOR .

THE SAME IS TRUE IF MAN/WOMAN FALLS ILL AND IS IN A COMA. DO NOT DESTROY GOD'S GIFT OF LIFE BY MERCY KILLINGS OR SUICIDE. NO ONE IN THE WORLD IS AUTHORIZED- INCLUDING ONE SELF- TO DICTATE THAT THEY NOT BE GIVEN LIFE SUPPORT AND LEFT TO DIE. YES, LIFE SUPPORT BY MACHINES IS ALSO SACRED AND THE WILL OF GOD. A LIFE ON LIFE SUPPORT IS ALSO THE GIFT OF GOD AND IS SACRED. GOD DOES NOT ALWAYS BLESS EVERY INDIVIDUAL WITH QUALITY LIFE. ONE DOES NOT HAVE TO BE PRODUCTIVE TO REMAIN ALIVE. ANY LIFE IS BEAUTIFUL AND A GIFT FROM GOD AND A BLESSING. WE MUST LOVE ALL LIFE.

The Bible teaches " and you shall choose life" . Vayikro Parshas Achrei- Mos Leviticus 18:5 "You shall observe all the Laws and Commandments that I have given You in order that you shall live." See also for same -Ezekiel 20:21; and Nechemia 9 :29. The purpose and raison de etre of all the Torah is the preservation of life. JUDAISM HAS A MENORAH A CANDELABRUM THAT SPREADS LIGHT AND LIFE TO THE UNIVERSE. AS ITS SYMBOL THAT DEFINES ITSELF. The Rabbis of the Talmud declared the preservation of life as the fundamental principle of Jewish Law pikuavh nefesh dochic kol hatorah kulo saving and preservation of human life supersedes and replaces all the laws of the Torah Every human according to Judaism must underlined must violate all the laws of the Torah and all other laws to preserve life and certainly to save himself/herself. . No one is asked to become a scape goat to redeem and save others physically or spiritually by risking and certainly by surrendering one's life. See Rambam Laws of Sabbath 2:1; Shulchan Aruch Orech Chaim 128:2,3,4; ;ibid 129 . See Mishne Bruro and Bair Hallacha Ibid and Aruch Hashulchon Ibid and Responsa Igrot Moshe Orech Chaim by rav Moshe Feinstein; Shabot Shabosson by Rav Yitzchok Silberstein for further elaboration regarding this cardinal principle that supercedes all laws of the Torah ;Talmud Bavali Shabbot 109; Yumo 84;Sanhedrin 74a . Even if there exists

one percent chance that a human will die or that we can save him/her we will violate all the laws of the Torah. Even if we can strengthen the human and preserve his/her life we will violate all the laws of the Torah. Even if it is doubtful and doubts exist if we can succeed we will violate all the Torah.

This is the cardinal principle of Judaism -There can never exist a situation that the Torah can be used as an excuse to endanger life and certainly never to terminate life. A human who is born or develops any disability that limits even next to zero his/her quality of life nevertheless does possess life. This is all that the creator grants him/her now. It is a crime and tantamount to blasphemy to destroy this shadow of life. This is the entire universe for this individual. This shadow of life is the *raison de etre* that God created the universe. Each individual must say for me God created the universe. Destroying such an individual is tantamount to destroying the universe AND SPITTING IN THE FACE OF God. We become gods and know better than God who is to live and who is to die. **MOSIIE EMET-VETOROTO EMET**

4000 years Jewish Israel -Jerusalem JUDEA JUDEAH SHOMRON GOLAN HEIGHTS GAZA THE WAR AGAINST JEWS AN NON JEWS-FOR EVERY JEW KILLED 1001 NON JEWS AREKILLED BY THE SAME PNES WHO KILL JEWS . THE JEW IS THE CANARY IN THE COAL MINE.

FOR EVERY JEW KILLED ANTI- SEMITES KILL 1001 NON JEWS

Anti Semitism =hatred and murder of Jews and later of non Jews who are different or not part of the anti-Semites- A STUDY OF WHAT HAPPENS WHEN THERE DOES NOT EXIST DIVORCE OF CHURCH AND STATE WHAT HAPPENS WHEN THERE DOES NOT EXIST FREEDOM OF SPEECH AND RELIGION

COPYRIGHT [C] 2008 . ALL RIGHTS RESERVED. NO ONE IS PERMITTED TO MAKE COPIES OR PHOTOSTAT OR USE ELECTRONICALLY OR MAKE CD'S OR USE IN ANY FORMAT ANY INFORMATION IN THIS BOOK WITH OUT PERMISSION FROM AUTHOR OR HIS ESTATE.

SENDER BEN SHAUL ARYEH AND SISEL BAS MOSHE OD CHAIM - MATUK BEN YECHEZKEL AND GEORGIA BAS SHAUL OD CHAIM - STILL LIVE MY INLAWS TRACE THEIR ANCESTRY OVER 2600 YEARS AGO TO THE JEWS EXILED BY NEBUCHADNETZER TO BABYLONIA AT THE FIRST DESTRUCTION OF THE TEMPLE. THE MOVERWHELMING MAJORITY OF THE JEWS REMAINED IN BABYLONIA - NOW IRAQ AND DID NOT RETURN TO ISRAEL WITH EZRA AND NECHEMIA. THEY BUILT YESHIVOT - GREAT TORAH CENTERS THAT FINALLY PRODUCED THE BABYLONIAN TALMUD THAT IS THE SOURCE FOR ALL LEGAL DECISIONS. THE BABYLONIAN TALMUD TAKES PREFERENCE TO THE JERUSALEM TALMUD. ALL AGGADOTS MEDROSHIM AND BOOKS OF KABBALA SUCH AS THE ZOHAR. EVEN WHERE THE MEDROSHIM STATE A DEFINITIVE DECISION OF HALACHA ARE NOT GIVEN ANY WEIGHT IF THE BABYLONIAN TALMUD OR THE JERUSALEM TALUD CONTRADICT THE ZOHAR -KABALAH . UNLESS ONE HAS STUDIED ZOHAR AND KABALH FROM A TEACHER WHO HAS MASTERED ALL THE TALMUD AND FOUR PARTS OF THE SHULCHAN ARUCH SUCH AN INDIVIDUAL HAS ACQUIRED DISTORTED INACCURATE AND KNOWLEDGE THAT CAN EASILY LEAD HIM/HER ASTRAY FROM THE TRUE FAITH OF JUDAISM. THE REASON IS BECAUSE ALL THE LAWS AND PHILTOSOPHY OF JUDAISM ARE INER RELATED. WE WILL DEMONSTRATE LATER THE TRUISM OF THIS CONCEPT. IT IS THE SAME AS ASKING A BLIND MAN TO DESCRIBE AN ELEPHANT WHO NEVER KNEW OF ITS EXISTENCE. HE WILL SAY THAT IT IS LIKE A SNAKE WHEN HE TOUCHES ITS TRUNK. OR

ELSE HE WILL SAY THAT IT IS LIKE A TREE TRUNK WHEN HE TOUCHES ITS FOOT, UNLESS ONE HAS THE ENTIRE PICTURE ONE WILL DEFINITELY ERR AND COME UP WITH INACCURATE ASSESSMENTS OF JUDAISM. ALL THE FALSE MESSIAHS SUCH AS SHABSE TZVI IN 1549 AND JACOB FRANK IN 1770 WERE LED ASTRAY AND LED OTHERS ASTRAY BY THEIR BASIC IGNORANCE OF THE TALMUD AND ALL THE LAWS OF THE SHULCHAN ARUCH. AS A RESULT THEY ANTAGONIZED THE MUSLIMS AND CHRISTIANS AND WERE FORCED TO CONVERT TO ISLAM AND CHRISTIANITY THESE RELIGIONS WELCOMED THEM -AS SUPPORTING ISLAM AND CHRISTIANITY. ONE CAN EASILY SLIDE DOWN THE SLOPE OF APOSTASY BY SUBSTITUTING ONE'S OWN DISTORTED CONCEPTS FOR 4000 YEARS OF TRADITION . THE SAME IS ALSO TRUE IF ONE HAS ATTENDED YESHIVA TILL 3PM THEN RUSHES OFF TO COLLEGE AND THEN LAW SCHOOL.-THAT TAKES 8 YEARS.; INSTEAD OF LEARNING THOSE 8 YEARS FROM 9AM TO MIDNIGHT AND MASTERING ALL THE TALMUD THAT IS THE BACKBONE OF THE FOUR PARTS OF THE SHULCHAN ARUCH.

ONE CAN AFTER COMPLETING 8 OR 10 YEARS LEARNING AT YESHIVA THEN GO TO LAW SCHOOL. HOFSTRA AND HARVARD UNIVERSITY WILL ADMIT ONE TO STUDY LAW IF ONE HAS A BACHELOR IN TALMUDIC LAW, THAT YESHIVOT LIKE LAKEWOOD CHOFETZ CHAIM TORAH VODAATH MIRRER YESHIVA TIFERES YERUSHELAYIM CHAIM BERLIN SHAAAREH TORAH SHAR YOSHIUV LAST BUT OF EQUAL IMPORTANCE THE LUBAVITZER YESHIVOT TELZ AND MANY YESHIVOT IN ISRAEL -ALL OFFER SIMILAR PROGRAMS. OR AN AMERICAN UNIVERSITY LIKE TURO COLLEGE OR YESHIVA UNIVERSITY WILL ACCEPT THE CREDIT FROM AN ISRAELI INSTITUTION . JOHN HOPKINS AND LONG ISLAND UNIVERSITY TODAY WILL RECOGNIZE SMICHA AS A COMPLETE BACHELOR AND WILL ENABLE ONE TO PURSUE A MASTERS. DEGREE.

I AGREE THAT EVERY ONE SHOULD HAVE A PROFESSION OR A TRADE IN ADDITION TO SMICHA. HOW EVER ONE SHOULD GET THE SECULAR KNOWLEDGE AFTER ONE HAS STUDIED FOR 8-10 YEARS AT YESHIVA FROM 9AM TO MIDNIGHT. NO ONE IS COMPETENT TO RULE ON ANY LAW OR PHILOSOPHY IN JUDAISM UNLESS HE HAS MASTERED AND OBSERVES ALL THE FOUR PARTS OF THE SHULCHAN .

SHAUL ARYEH BEN YONESON AND MIREL BAS MOSHE KATZENLENBOGEN - WROTE RESPONSA OHEL MOSHE AND COMMENTARY ON THE PENTATEUCH OHEL MOSHE. HE RECEIVED AN APPROBATION FROM RAV YITZCHOK ELCHONEN SPECTOR FROM KOVNO . YESHIVA UNIVERSITY IS NAMED AFTER HIM THE YITZCHOK ELCHONEN RABBINICAL SEMINARY. THE OHEL MOSHE IS CITED AMONG THE RABBIS WHO ARE THE HALLACHIC ARBITERS AND DECISION MAKERS IN THE SEDEI CHEMED. OD CHAYIM -STILL LIVE MY GRAND GRANDFATHER WAS A DESCENDANT

OF THE NODEH BEYEHUDAH, TOSPHOS YOMTOV, MEHRAM PADVU WHO WAS KING OF POLAND FOR ONE DAY. WHEN THE POLISH KING DIED THE POLES APPOINTED THE MAHRAM PADVU AS KING UNTIL THEY AGREED ON A SUCCESSOR. THEY WOULD NOT TRUST A POLE SINCE HE WOULD NOT AGREE TO ABDICATE THE KINGDOM. ONCE THEY SELECTED A SUCCESSOR. THE POLISH CONSTITUTION STIPULATED THAT POLAND NEVER EXIST EVEN FOR ONE DAY WITH OUT A KING. THE MAHRAM PADVU USED THAT OCCASION TO ABROGATE ALL THE EVIL DECREES AGAINST THE JEWS. MY GREAT GRANDFATHER WAS ALSO A DESCENDANT OF THE YAM SHELS HLOMO THE MAHRSHAL RASI RAV YOCHENON BEN ZAKAI AND KING DAVID GOING BACK TO THE TRIBE OF JUDAH AND OUR FOREFATHER JACOB.

ALL THE LAND OF ISRAEL -ERETZ YISROEL was given by G-d to the DESCENDENTS OF JACOB - YAAKOV; not to the descendents of ISMAEL OR ESSAV . THOSE ARABS OR PALESTINIANS HAVE NO LEGAL RIGHT TO ANY PART OF ERETZ YISROEL. THAT INCLUDES HISTORICAL JUDEA SAMARIA GAZA THE GOLAN HEIGHTS. AND OF COURSE ALL OF JERUSALEM AND MODERN ISRAEL.

ALL CHRISTIANS AND JEWS BELIEVE THAT THE MESSIAH WILL NOT COME UNLESS THE JEWS ARE IN POSSESSION OF AN INDEPENDENT COUNTRY IN HISTORICAL ISRAEL THAT INCLUDES ALL OF JERUSALEM JUDEA SAMERIA GAZA GOLAN HEIGHTS AND MODERN ISRAEL.

THE THEFT OF GREAT BRITAIN AND FRANCE IN STEALING 80% OF HISTORICAL ERETZ YISROEL AND CREATING AN ILLEGITIMATE ARAB COUNTRY -JORDAN IS NULL AND VOID. THE THEFT OF THE UNITED NATIONS IN ROBBING THE JEWS FURTHER AND TRYING TO CREATE A PALESTINIAN STATE IN JUDEA SAMARIA AND HALF OF JERUSALEM IS BLATANTLY ANTI-SEMITISM IN ORDER TO DESTROY THE JEWS' RIGHT TO ERETZ YISROEL. . LET ALL THE PALESTINIANS GO TO SAUDIA ARABIA AND CREATE AN INDEPENDENT STATE THERE . THAT TERRITORY WAS CREATED BY GREAT BRITAIN AND FRANCE FOLLOWING THE DISMANTLING OF THE TURKISH EMPIRE IN WORLD WAR I

AT THE MOST THE ARABS HAVE 80% OF ERETZ YISROEL TODAY -JORDAN . LET ALL PALESTINIANS GO THERE AND RENAME THE COUNTRY PALESTINE OR CREATE A SEPARATE COUNTRY PALESTINE FROM THE TERRITORY OF JORDAN. NO PALESTINIAN IS TO REMAIN IN ERETZ YISROEL.

We will then have an exchange of populations the Jews from the Arab countries who were expelled and went to Eretz Yisroel and all Arabs will go to SAUDIA ARABIA OR JORDAN . THIS IS SIMILAR TO THE EXCHANGE OF POPULATIONS OF HINDUS AND MOSLEMS -THE MUSLIMS WENT TO PAKISTAN AND THE HINDUS WENT TO INDIA AFTER GREAT

BRITAIN LEFT GREATER INDIA FOLLOWING WORLD WAR II . THE SAME THING HAPPENED WITH THE GERMANS LIVING IN POLAND , CZEKELSLOVAKIA AND PARTS OF RUSSIA FOR HUNDREDS OF YEARS . THEY PROVIDED A PRETEXT FOR HITLER TO INVADE THESE COUNTRIES. They all were expelled to Germany following World War II.. It is only the Palestinian civilians who are the root of the problem in the Middle East who are not transferred to SAUDIA ARABIA OR JORDAN BECAUSE OF THE BLATANT ANTI -SEMITISM OF THE ENEMIES OF THE JEWS -THE ALTER EGO OF THE UNITED NATIONS. ALL RESOLUTIONS AND LAWS THEY DECREE ARE NULL AND VOID. THEY PROCLAIM THAT THE TERRITORY CONQUERED BY JEWS IS NOT LEGAL. LET THESE HYPOCRITES PRACTICE WHAT THEY PREACH FIRST BEFORE THEY LECTURE THE JEWS. . THEN ALL THE GREAT NATIONS OF THE WORLD -GREAT BRITAIN FRANCE GERMANY RUSSIA WILL DISAPPEAR SINCE THEY ALL STOLE THEIR LANDS FROM THEIR WEAKER NEIGHBORS. THE PALESTINIANS WANT ALL JEWS REMOVED FROM ANY PART OF ERETZ YISROEL THEY WANT TO STEAL FROM THE JEWS. LET US USE THE SAME YARD STICK. NO PALESTINIANS ARE TO LIVE IN ANY PART OF HISTORICAL OR NEW ERETZ YISROEL INCLUDING JERUSALEM. .

THE DEMAND THAT ISRAEL DISARM AND RELINQUISH ITS ALLEGED ATOMIC ARSENAL IS AN OTHER ATTEMPT TO FORCE ISRAEL TO COMMIT SUICIDE . THESE ANTI-SEMITES WHO THEMSELVES POSSESS ATOMIC WEAPONS DO NOT WANT TO DESTROY THEIR OWN ARSENAL OF ATOMIC WEAPONS AND CALL FOR A WORLDWIDE BAN OF ATOMIC WEAPONS ; BUT RATHER A BAN OF ATOMIC WEAPONS IN THE MIDDLE EAST. THAT WOULD MEAN THAT PAKISTAN A MUSLIM COUNTRY CAN TRANSFER ATOMIC WEAPONS TO ANY OTHER ARAB COUNTRY ONCE ISRAEL HAS DEPRIVED ITSELF FROM ATOMIC WEAPONS. OR WHAT STOPS NORTH KOREA OR CHINA TO TRANSFER ATOMIC WEAPONS TO ISRAEL'S ENEMIES. THE PROPOSAL THAT ISRAEL DISARM FROM THE U.N ATOMIC ENERGY AGENCY IS ANOTHER MANIFESTATION THAT THE WORLD BODY IS AN ALTER EGO AND CLONE OF ANTI SEMITES WHOSE INTENT IS TO DESTROY ISRAEL AND ALL JEWS. THERE EXISTS ONE BILLION MUSLIMS AND ONE BILLION NON

MUSLIMS WHO WOULD CELEBRATE THE DESTRUCTION OF ISRAEL AND EXTERMINATION OF ALL JEWS. THE ONLY REASON THEY HESITATE IS BECAUSE ISRAEL HAS ATOMIC WEAPONS. YES, THEY WANT ALL JEWS EXTERMINATED; BUT NOT IF THEY THEMSELVES WILL ALSO BE EXTERMINATED. NOW THEY PROPOSE LIKE THE BIBLE STORY OF DALLIA THAT SAMSON CUT HIS HAIR WHICH WAS THE SECRET TO HIS MIRACULOUS STRENGTH AND THUS LOSE HIS EDGE OVER HIS ENEMIES. LET ALL THOSE IN THE USA WHO SUPPORT THIS TREACHERY KNOW THAT A SUNAMMA WILL BE CREATED AND THEY WILL BE OUT OF OFFICE AND LOSE THEIR POWER IF THEY DARE MEDDLE IN THE VERY EXISTENTIAL SECRET OF THE SURVIVAL OF ISRAEL AND THE JEWS. FOR THE G-D OF ISRAEL DOES NOT SLUMBER. FOR ALL WHO BLESS THE STATE OF ISRAEL AND THE JEWS WILL BE BLESSED AND LIVE AND SURVIVE TO ETERNITY.

ISRAEL CAN NOT BE COMPARED T IRAN . ISRAEL NEVER THREATEN ED ANY ONE. IRAN THREATEN S TO WIPE ISRAEL OFF THE MAP. IRAN IS DEVELOPING LONG RANGE MISSILES THAT CAN WIPE EUROPE AND THE USA OFF THE MAP.

G-D EXCLAIMS TO RACHEL -THE JEWISH MOTHER - I HAVE HEARD YOUR 2700 YEARS OF CRYING FOR THE EXILE AND HOLOCAUSTS OF YOUR CHILDREN. THAT HAS ENDED I- G-D AM RETURNING YOUR CHILDREN TO THEIR ANCESTRAL HOMES IN THE RESURRECTED STATE OF ISRAEL. JEREMIAH 32:14-17.

THE GEULA THE MESSIANIC ERA HAS BEGUN IN 1948 WITH THE CREATION OF ISRAEL. . DO NOT BE DECEIVED AND SEDUCED BY THE SAME ANTI SEMITES WHO HAVE KILLED 6 MILLION OF YOUR CHILDREN TO LOSE ISRAEL BY NOT UPROOTING AND EXTERMINATING THE TERRORISTS WHO PRESENTLY KILL AND MAIM JEWS AND NON JEWS WITH SUICIDE BOMBINGS ROADSIDE

SHOOTINGS AND INDISCRIMINATE ROCKET ATTACKS.

FOR EVERY JEW THEY KILL AND MAIM THEY KILL AND MAIM 1001 NON JEWS IN IRAQ AFGHANISTAN GREAT BRITAIN FRANCE GERMANY SPAIN NORTH AFRICA AND THE USA. THE MORE TERRORISTS - IRAN SYRIA HAMAS HIZBULAH FATAH -WILL SENSE THAT THEY ARE BEING APPEASED THE GREATER WILL BE THEIR ONSLAUGHT ON THE CIVILIZED WORLD.

IT NOT ONLY JEWS BUT 1001 NON JEWS FOR EVERY JEW HURT. WORLD WAKE UP. THE NAZIS COULD NOT BE APPEASED AND NEITHER CAN THE PRESENT FASCIST ARAB THREAT TO CIVILIZATION. THE ONLY LANGUAGE THEY UNDERSTAND IS TO SPEAK THEIR LANGUAGE - EXTERMINATE THEM.

RECIPROCATATE IN KIND. ACT LIKE THE ALLIES DID AT DRESBAN GERMANY HIROSHOMA AND NAGASAKI THAT ENDED THE SECOND WORLD WAR. ACT LIKE THE ALLIES DID IN BOSNIA IRAQ 1992 AND 2002 WITH CARPET BOMBINGS UNTIL THE ENEMY WAS EXTERMINATED AND CERTAINLY DEFEATED. WE ARE NOT PLAYING MARBLES FOR FUN. EVERY TIME WE ACT HUMANELY TOWARD TERRORISTS WE ARE AIDING AND ABETTING IN THE MURDER OF JEWS. . . CURE THE PROBLEM BY SHIPPING ALL THE PALESTINIANS TO JORDAN. THAT REPRESENTS 80% OF MANDATED PALESTINE THAT WAS CREATED BY GREAT BRITAIN IN 1920 AS A PALESTINIAN STATE .

ALEF OF BERASHIT NEVER WAS WRITTEN BECAUSE IT SIGNIFIES THE ALMIGHTY WHO ALWAYS EXISTED AND TRANSCENDS CREATION . ALL BOOKS OF THE TALMUD LIKEWISE BEGIN WITH BETH OR PAGE 2. ALEPH IS WRITTEN IN HEBREW BY COMBINING A VOV / THAT STANDS FOR SIX AND TWO YUDIN " AT THE TOP AND BOTTOM OF THE VOV . EACH YUD STANDS FOR 10 'THUS YOU HAVE

26 -THE NUMERICAL NUMBER VALUE FOR G-D'S HEBREW FULL NAME.

The author was ordained at the Mesivta Torah Vodaat after studying for 10 years. He also was ordained by Rav Moshe Feinstein. He is in business for himself. The author is independent and owes no allegiance to any one other than G-d Himself and the Torah that he has studied daily for the past 50 years since being ordained. He studied and consulted a few times a week with Rav Moshe Feinstein and Rav Piekarsky for over 30 years as long as each of them was alive.

Author of Moshe Emet V'etoro Emet - - Netezach Yaakov Yoseph - Responsa on the Four Parts of the Shulchan Aruch-7 volumes-approbation Rav Piekarski halachic advisor to Rav Shneerson Lubavitzer Rabbi and Rav who ordained rabbis at Lubavitzer Yeshiva on many responsa and Rav Steinberg from Rehovot Israel ; Halachic Perspective Bio Medical Ethics - Ohr Tzipora -

2volumes -approbation Rav Moshe Feinstein and Rav Pickarski and son of Rav Shor for Rav Shor Dean of Mesivta Torah Vodaath; Translation and Commentary of Aruch Hashulchon - Laws of Nidah and Mikvah - Ohr Sisel-7 volumes-approbation Rav Pickarski ; Who is a Jew -Dynamics of Halacha -1 volume -approbation Rav Moshe Feinstein Rav Pickarski and son of Rav Shor for Rav Schor ; Philosophy of Judaism and Mysticism-1 volume;Discipline-Synthesis Talmud and Modern Psychology 1 volume ;4000 YEARS JEWISH ISRAEL-JERUSALEM JUDEA SHOMRON GOLAN HEIGHTS GAZA WAR AGAINST JEWS AND NON JEWS FOR EVERY JEW KILLED 1001 NON JEWS ARE KILLED JEWS ARE THE CANARY IN THE COAL MINE.

Anti Semitism= hatred and murder of the Jews and later non Jews who are different or not part of the anti-Semites -a study of what happens when there does not exist a divorce of church and state what happens where there does not exist freedom of speech and religion? 1 volume.- In total 20 books ;360 audio cassettes and videos - translation of many of the tractates of the Jerusalem Talmud into English with commentary and summary of Four Parts of the Shulchan Aruch and Responsa on many of the related subjects discussed in the Jerusalem Talmud. Lectures given over six year period. All the books and cassettes and videos in tribute to my father and mother OF BLESSED MEMORY. .

Now a tribute to the living. With out the love and devotion and care of my wife I could accomplish nothing. In the words of Rav AKIVA-ALL WHAT I AM I OWE TO HER.

SHMA YISROEL HEAR O ISRAEL

MOSHE EMET-VETOROTO EMET

MOSES -THE GREATEST PROPHET WHO EVER

EXISTED REPRESENTS TRUTH

AND HIS TORAH IS TRUTH - 7.8 th Principles of Faith from the Thirteen Principles - by Rambam Maimonides This is the Mosaic faith that is Judaism.

NER MITZVAH VETORAH OHR

MITZVOT ARE LIKE A CANDLE - HUMANS SERVE AS INSTRUMENTS TO DO G-D'S WILL

AND TORAH IS AURA. TORAH IS THE INTELLECTUAL SPIRITUAL COMPONENT OF MITZVOT THAT ENABLE HUMANS TO ACHIEVE UNION

WITH THE DIVINE.

The essence of Judaism is the Written Law -the Pentateuch and the Oral law that is written in the Talmud. Both were given by G-d to millions of Jews and non Jews at Sinai 3400 years ago. The Jews during 40 years of wandering in the Sinai desert wrote down on papyrus the laws that Moses and the elders taught them . These manuscripts comprised the Oral law. They were edited and formed the Mishna Tosephta and Gemorah and were written during the period of 200 BCE to 500 ACE in the Jerusalem and Babylonian Talmud. For the last 2000 years tens if not hundreds of thousands if not millions of commentaries and responsa have been compiled. All this knowledge have been summarized by the Riff Rambam and finally compiled into the Rosh Tur and later Shulchan Aruch by the Bais Yosef Karo and the Ramo . There have been additional summaries by the Levush, the first Luvavitzer Rebbi, the Chofetz Chaim and the last one the Aruch Hashulchon . There exists tens if not hundreds of thousands of commentaries and responsa on the Shulchan Aruch.

All the Torah in our possession today both written and Oral -the Talmud is the identical Torah given to Moses at Sinai. There exists no difference in the sanctity of the any verse in all the five books of the Pentateuch. If even one letter in the Sefer Torah is missing the Seffer Torah-Holy Scroll is void and one can not be used to read the Torah. Orech Hashulchon Orech Chaim 1:11. Every Mitzvoh Positive Commandment and Negative Prohibition of the Torah is important. True , there exists the Ten Commandments , the Thirteen Principles of faith drawn up by the Rambam . There also exists summaries such as - the the world stands on three foundations -Torah Avodah worship and Gemilat Chasodim - the doing of kindness . There also exists Hillel's famous words ma desono loch al taase lrvavercho- what s detestable to you you shall not do to another regardless of sex race color religion or national origin.

However all these attempts to summarize Judaism or highlight dominant points such as the Thirteen Principles of Faith by the Rambam -Maimonides does not mean that these principles are to be given greater sanctity than any other Positive or Negative Commandment. Orech Hashulchon Orech Chaim 1:13,14.

Although these Principles are philosophical in nature they still fall under and are governed by the same dynamics as all the other areas of the Torah. The same dynamics and decision making that decides issues in the rest of the Torah govern regarding these

philosophical principles . The Rambam stated positions of faith on most of the issues that represent a consensus of accepted positions by all Jews. Such as the Unity of G-d that there exists no partners or subdivisions to the G-d Head. This issue is what separates Judaism from Christianity and Hinduism and Buddhism. Rambam states that only G-D created all matter and all non matter-tohu the state that G-d created before creation . Every thing that exists or ever existed spiritually -hashomayim and physically-hoorertz was created by

G-D. Bothe the spiritual and the physical creation are linked and depend on each other for existence. He created the universe in order to have the souls of men both Jewish-Soul of Yisroel and non Jewish the Soul of Abraham find perfection by each observing the Torah that was designated for each . Both must observe the rational laws the seven principles of the children of Noah . Jews must also observe the non rational laws the chukim such as the laws of Sabbath Holidays dietary laws and laws of family purity. Jewish women have different laws to observe than Jewish men in order to reach perfection. They are exempt from all laws that are precipitated by time such as tefilin Tzitzis sukkah lulov and shoffer Kohanim have additional restrictions to observe than other Jews in order to reach perfection. -They can not marry a divorcee. They can not be in the same room with a deceased person- or visit the cemetery except at the funeral of a very close relative such as a parent or one of their offspring.

The living force and providence of G-d continuously creates and maintains the universe. Would G-d for a split instant cease creation and maintenance of the universe the universe would simultaneously disintegrate into Tohu-nothingness - that was created by G-d before creation of the universe. It is Divine Providence that exists every split second that maintains the universe and all the laws of nature that exist through out the universe.

G-d can elect when to abrogate the laws of nature and perform a miracle. Accordig to Rambam at creation G-d designated at what periods of history miracles would occur- such as the exodus from Egypt ; the splitting of the Red Sea; the Revelation at Mt. Sinai ;the giving of the Torah to mankind ;the giving of the mahn food that dropped from heave to feed millions of Jews and non Jews during 40 years in the Sinai desert ; angels protected them from the elements -heat during the day and cold at night and poisonous reptiles insects and wild animals during the 40 years in the dessert. Miracles

occurred when the Jews conquered Canaan . Miracles occurred that Jews survive for the last 2000 years in the diaspora that I elucidate in my book -the war against the Jews and non Jews 325ACE -2007. Miracles did occur during the holocaust and G-d saved 12 million Jews. It was Divine Providence that the Nazis believed that they were Super people and did not need the Jews or their scientific contributions that they dubbed Jewish math science and medicine. They banished Jewish scientists like Einstein and Freud and other geniuses and burned their books and forbade teaching their theories and scientific discoveries. These men went to the Allies and Einstein and other Jewish scientists banished by the Germans helped discover and build the atom bomb. It was Divine Providence that gave the Nazis their sense of superiority that ultimately led to their doom and resulted in saving of 12 million Jews in the free world and billions of non Jews. Would the Nazis have been had more modest and kept their Jewish scientists they could have won the war and killed all the Jews all over the world.

Another miracle was that the Nazis attacked Russia and wasted their resources with the Eastern front rather than conquering England. They took on the USA and sealed their fate by fighting the whole world. Another miracle was their uncontrollable hatred for the Jews that they strangled economically the German Jews in 1934-1939 and the German Jews were forced to leave to other countries and most of them were saved from the holocaust. Another miracle were the Russian pogroms in 1880 that forced millions of Jews to flee Russia and Poland for other countries in the West the USA Canada Central and South America and Australia . Another miracle was that that the Russians in 1914-1916 forced the Jews in those areas of Poland that were near the front in the first World War against Germany that were near the front to be evacuated since they suspected that they would betray them to the Germans. These Jews were not killed. Many of them remained in Russia and were sent to Siberia. Thus they and their children were saved from the Nazis. The same thing happened with those Jews who escaped Poland in 1939 and fled to Russia.

Another miracle was the creation of the modern state of Israel in 1947 within the ocean of world anti-Semitism. Another miracle is the continuous survival of the State of Israel among 100 million sworn Arab enemies for the last 60 years. Thus the Hand of G-d is visible for one who wants to see.

Man must not rely on miracles; but must behave and maintain a lifestyle that is in accordance with the normal laws of nature. G-d helps those individuals who help themselves. Many people are angry at G-d why the virtuous suffer and sinners prosper. However people need to know that G-s will reward the pious and honest humans and punish all who disobey -each one according to their degree of wilfulness, and arrogance. However as a general rule reward and punishment can not be observed immediately. Some or many people are rewarded or punished in the here after in the next world. However since miracles occur very rarely all humans must behave in accordance with natural laws. G-d helps those humans who help themselves. Unfortunately many virtuous people suffer and are killed if they do not look out for themselves according to natural means. Would the Jews have possessed Israel in 1939-1945 millions of Jews would have been saved.

Thus G-d at all time has a hands on the universe . There exists no automatic. At the instant of the Revelation at Mt. Sinai in front of millions of Jews and non Jews the truth of this principle became evident to every one . See Orech Hashulchon Orech Chaim 1:5. Einstein became a believer when he discovered the laws of relativity that exist through out the universe.

G-d transcends time and space. G-d created time and space. See Orech Hashulchon Orech Chaim 1:5.

The interpretation of some of the finer issues on some of the philosophical points raised by the Rambam were hotly debated by many of his contemporaries or other Rabbis before or after the Rambam. . However there exists today a consensus of opinions and rulings regarding all of these matters. Many of the issues of faith we will never know until they occur. Such as what will actually happen when the Messiah comes. I am recording the areas that Aruch Hashulchon the last Posek -arbiter of Jewish law ruled as accepted Jewish Law regarding the Principles of faith in Orech Hashulchon Orech Chaim 1:13, ,14.

The Torah that we possess is eternal. G-d will never substitute and change any law in the Torah for an other code of laws. Just like G-d is eternal so too the Torah we possess is eternal. See Oruch Hashulchon Oruch Chaim 1 :11. Even when the Messiah comes none of the laws will change .The Messiah will gather all the Jews from all the world to Eretz Yisroel . He will rebuild the Holy Temple on the Temple mount and restore the sacrifices. . Peace will exist in all the world . There will be no more wars. Elijah the prophet will appear and he will decree who is a a true Kohen a descendant from Aaron. No Temple SERVICES CAN BE INITIATED BEFORE WE HAVE THE TRUE IDENTITY OF THE KOHANIM.

Therefore, until Messiah and Elijah arrive Jews are forbidden to rebuild the Holy Temple in Jerusalem. That should put an end to the fear of the Arabs that Jews will destroy their mosques on the Mount of the Temple and rebuild the Third Temple. All the dead from all the righteous of all humanity will be resurrected and live forever. . Rambam Melochim 12:1;2 ; Hilchot Medina by Rav Eliezer Waldenberg Chapter 3 pages 151-153. Oruch Hashulchon Even Hoehzer 2:14;Aruch Hashulchon Heosid Hilchot Melocchim 78:1-12 Chapter 81:1-12.

The world will continue to function the way it always functioned. However there will be no wars. Rambam Melochim 12:2 . See my book The Wars against the Jews and non Jjews 325ACE -2007 ACE chapter 1 and 2 that I personally believe that all the religions that presently exist will continue to exist even after the Messiah comes. Judaism gives space to all men to practice their faith. The Rambam in Melochim 12:2 states that there exists no clear tradition what is going to occur what precisely and how events are going to unfold in Messianic times. No one knows for sure until the events will unfold. All the traditions in the various sources in the Pentateuch the Prophets Talmud and Medroschim are not to taken literally other than the facts that all Jews will be in gathered from all the world to Eretz Yisroel the Holy Temple will be rebuilt and there will not be any wars. All the other details we will only know when they happen. We must permit the events to unfold. Yes, there will be a great war of Gog and Mogug before the advent of the Messianic era , but no tradition exists that clearly spells out the details. For all we know G-d can have contingency plans if the Jews and non Jews are virtuous greater miracles

will exist and there will be lesser or no suffering and bloodshed at the advent of the Messianic era. Otherwise the Messiah will come after a great deal of suffering and bloodshed. Thus if the Jews are virtuous the Third Temple will be built miraculously and descend from heaven on the Temple mount in Jerusalem.

All Jews must believe that reward and punishment exists that G-d will reward those individuals who obey Him and punish those individuals who disobey Him. See Orach Hashulchon Orach Chaim 1:13,15,16.

All Jews must believe the dead of all the righteous humans will be resurrected and will live eternally- they will never die. Ezekiel the Prophet resurrected many dead Jews who were murdered by anti- Semites. The Talmud Sanhedrin states that a descendent of these resurrected Jews displayed the tefilin- phylacteries that his foreparent put on after he was resurrected by Ezekiel. So, too in the future all righteous humans will be resurrected and they will live for ever. Jews recite at the beginning of all amidah -shmonch esrei of all prayers that G-d will resurrect all the deceased of mankind. This prayer is also recited at the burial services.

The Jew who denies even one law of the Torah or fails to observe even one law between man and G-d non rational laws Chukim or the rational laws can not function in any religious function as rabbi cantor shochet or be a witness to sanctify a marriage or divorce. See Orach Hashulchon Orach Chaim 1:13,14; Yoreh Dayoh 2:6,14, 119:14, Choshen Mishpot 34. Thus agunot who are denied a Get by their husbands can have their marriages annulled using the loopholes opened up by this very strict law who is authorized to be a witness-in matrimonial matters only a saint.. Thus in very dire circumstances when the woman is unable to remarry according to Jewish law since her husband refuses to give her a Get, we will emancipate the agunah using this loophole.

Any priest minister mullah in other faiths who does not believe or follow the laws of his faith is banned from performing the sacraments and officiating. Likewise any governmental official who violates the law loses his/her post and can not officiate. Likewise all professional are governed by rules of ethics by the State and their professional society . If one breaches one or more of these rules of conduct one can lose their licence or membership in the society. So too, this practice holds true within Judaism.

Every Jew who is religious or not must be treated with love dignity and

respect even though he can not officiate in religious functions. See Rambam Mamrim 3:3 ;Chazon Ish Yoreh Dayoh 13:16 ; Hilchot Medinah by Rav Eliezer Waldenberg chapter 8 9:4 page 257.

Every non Jew who observes the Seven Noahite Principles of Humane Laws - observes the laws of his country regardless of religion race color or sex will merit the world to come -salvation eternity. Rambam Melochim 8 :9,10.. Responsa Ramo . Hilchot Medinal by Rav Eliezer Waldenberg in Preface . pages 26-32, Chapter 1 pages 1-9,Ramo Oecch Chaim 156:1aruch Hashulchon Orech Chaim 156:4.

Only a scholar who masters and observes all the applicable laws of the Shulchan Aruch is authorized to discuss and rule on new or old issues and questions concerning Jewish Law Hachacha or Jewish philosophy. That reason is because all laws and philosophy of Judaism are inter related and inter woven. See Yerushalmi Nedorim 10:8, Yerushalmi Chagiga 1:8, Rambam Sanhedrin 4: Likewise only one who is competent in all areas regarding marriage and divorce is permitted to officiate . See Even Hoezer 49:3; Talmud Babylonian Kedushin 6a,13. See Prologue to Seder Hagot - summary of laws of procedures of officiating at a Jewish divorce citing Rivosh in Responsa 189. Only a gadol yisroel is authorized to give divorces. This precedent traces its roots from Talmudic days. The Jerusalem Talmud and Rambam cited earlier in this paragraph define who is deemed a gadol beyisroel -one who has mastered and observes all the laws of the Shulchan Aruch.

**This task takes 10
years. In order to perpetuate
Judaism it is necessary to
establish a kollel to train
scholars to master the four**

parts of the Shulchan Aruch.

**I have the approbation to
create such a kollel from
Rav Moshe Feinstein.**

**Rav Yaakov Kamentzky
Rav Yisroel Piekarsky**

Moses saw a bush that was ablaze but the bush was not consumed by the flames .[Exodus 2:2.] Moses wanted to come near the burning bush and find out why it was not consumed.[Exodus 2:3] G-d then told Moses not to come any nearer , but to remove your shoes because you are standing on sacred ground. [Exodus 2:4] Moses then realized that he had witnessed a revelation that had very profound meaning for the destiny of the Jew and all of humanity.

The conflagration of the holocaust as well as the last 1700 years of murder of the Jew have burned the Jew ; but he has not become consumed and oxidized .G-d has resurrected the Jew . The Jew is alive in the Jewish State of Israel .

A million Toynbees -the British historian-who claims that the Jew is a fossil , as well as the million Hitlers past and present have written off the Jew from the pages of history. But it is not the Jew but G-d's law and moral message of humanity -the ten commandments- whom the anti -Semites hate and want to burn in the ovens of Auschwitz and all the other concentration camps. By burning the messenger they think they can destroy G-d's law for humanity. But G-d can not be consumed nor his messenger the Jew and the noble non Jew.

Deep down in the heart of every non Jew they know that the Jew is eternal. Those non Jews who bless the Jew will be blessed. They will live to eternity together with the Jew.

On December 28,2007 two Jews were murdered in cold blood in the hills near Hebron, Israel by Palestinians. . They were hiking. Another companion a girl thank G-d fled and was hiding . She escaped although she was wounded. The two Jews managed before succumbing to their mortal wounds to shoot several of the gunmen . One of the attackers was killed on the spot while another was seriously wounded and died some time later. Israeli security sources believe that two other gunmen were lightly wounded Israeli Army radio stated.. The Jews were killed for the crime of being Jewish. The names of the two Jewish soldiers are Private Ahikam Amihai [20]and Sergeant David Rubin[21]

This essentially was the crime that 6 million Jews were murdered by the Nazis in 1940-1944. There exists one solution to stop these murders . The Palestinians already have a state -Jordan created by Great Britain in 1921. They carved out 80% of the mandate of Palestine reserved for the Jews in the Balfour Declaration that was accepted by the League of Nations in 1920. Transfer all the

Palestinians from Yehudah Shomron and Gaza as well as the Arabs from Israel to Jordan. There will be a transfer of populations .The million Jews that now count several million settled in Israel. They originated from Arab countries who were thrown out by the Arabs when Israel became a nation . Now all the Palestinian descendants of the Palestinians who left on their own when the Arabs attacked Israel in 1948 will settle in Jordan. Pakistan Muslims and Indian Hindus made a transfer of populations in 1949 when Great Britain created Pakistan and India in the Indian sub Continent. The Germans after World War Two resettled in Germany from Russia Poland and Czechoslovakia because these countries refused to have them remain since they were a hostile element . After World War Two they all moved to Germany. They provided Hitler with an excuse to invade their countries.

The world 65 years ago did nothing when Jewish blood was spilled and they are doing nothing today. Hakom lehorgecho hashkem vehorgo. When one arises to kill you preempt and kill him. The world will pass all forms of resolutions against the Jews but will not send any troops to force Israel to readmit them. If the Arabs go to war against Israel , Israel should not hesitate to use its atomic weapons and neutralize their superior numbers. I know that people will not accept this solution on pseudo ethical grounds and will accuse me as being a racist. Call me anything you wish. It is my duty to state the truth. This is the truth that will ensure a Jewish Israel. If an other human is being threatened by a murderer and I do not alert him I am in violation of al tamud al dam reech. You shall not stand still while your neighbor's blood is being spilled. See Rambam Rotzeach chapter 1:13. All humans must observe the Seven Nohadite Motzvohs of humanity. Rambam Melochim 8:10;9:1 Murder is forbidden. All humans must not be accomplices to murder. They must punish the murderers . Rambam Melochim 9:14. When Palestinians elect a Hamas Government that claims its mission is to kill Jews and destroy Israel then they are in violation of these two fundamental laws of humanity. As such they should all be punished. When Israel kills the murderers in targeted assassinations and civilians die as part of collateral damage, these civilians are not innocent. See Rambam Melochim 6:4 . Only if Non Jews observe the Seven Nohadite laws are they permitted to live in Israel. Raaved on Rambam Melochim 6:4.

However, Jews for their own survival must at times swallow their pride and rights and overlook a quickie solution . Forceful transferring the Palestinians to Jordan at the present moment will not meet with the approval of the USA . For that reason alone other alternatives must be pursued. The creativity and financial

diplomatic and moral support of world Jewry must be given to Israel. It would be a mortal error if all Jews would immigrate to Israel. Israel needs Jews all over the world to influence world policy to support politically diplomatically and financially the welfare of a Jewish state in Israel.

HALF A LOAF IS BETTER THAN NONE

A two state solution that would guarantee a secure Israel recognized by the Arab world is preferable than a perpetual state of war. Only if that goal can not be realized , obviously Israel must elect to remain at war with Arabs whose goal is to destroy Israel or have Israel over run by 3 or 4 million Arab refugees who claim that they are the descendants of the 700,000 Arabs who left Israel in 1948. They now are seeking to regain the land they abandoned. They would become the majority and legislate the Jews out of Israel by “democratic” means. They would then displace the Jews. Certainly when the Hamas has declared war and bombards any part of Israel with rockets intent on killing any and every Jew that Israel should refuse to surrender Yehudah and Shomron. In addition to the fact that Yehudah and Shomron is historical Israel, but it is definitively forbidden because it endangers every Jew in those areas where Jews live today. The lives of 7 million Jews are threatened. Perhaps this is the miracle of today’s era that G-d hardened the hearts of the Palestinians and Arabs not to accept a two State solution , in order for Jews to retain all of Israel. Perhaps this is part of the Divine Plan Of the Messianic era. Following the holocaust that was the war of Gog and Mogug and the four wars against the Arabs and two against Hizbula , G-d has restored a Jewish State in Eretz Yisroel. As much as the Jews want to return part of Eretz Yisroel Gaza Yehudah and Shomron and half of Jerusalem -the Old City to the Arabs, G-d intervenes, hardens the hearts of the Arabs and does not permit Jews to frustrate and destroy His plan and Providence. Perhaps we are witnessing the fulfillment of the Bible’s prophesy those nations that spill human blood-for every Jew that they murder they massaere one thousand and one non Jews-will have their own blood spilled. They will eventually either self destruct or one enemy of the Jews will kill another eemy of the Jews. Thus we see today the Muslims terrorists who do not recognize Israel as a Jewish State declare Jihad holy war against all Europeans who likewise ave not overcome their hatred of the Jew for the last 1700 years. They now use israel as the ollective object of their hatred of the Jew. Israel per se does not bother them. It is the Jew whom they wish to exterminate. They wish to exterminate the jew and steal all his possessions the land of Israel. However in the words of the Psalms utzo aetzo velo sokum ki imonu kail. Those Anti Semites who want to exterminate Jews and plot for the

destruction of the Jews' land Israel will themselves be destroyed at the hands of other anti Semites. Because -d is with The Jews and those non Jews who help the Jews. ISRAEL BELONGS TO THE Jews. Such is Divine decree. Any one who defies G-d's decree denies G-d and the Bible decreed b by -G-d or the Jews. To deny the bible is to deny G-d. See Psalms Book I 2: 1-12 ; 3: 1-9; 5: 10-11; 8:1- 11 ;9: 13;10:11-18;; 11:5-9; 12:7- 13:2-6 14:1-7 15:1-5; 16:8-; 17:8-15;; 18:1-51; 19:1-15 20:1-10; 21:1-14; 22:1-32; 23:1-7; 24:1-10 ; 25:1-22; 26:1-12; 27:1-14; 28: 1-9 29:1-11 30:1-13 31:1-25 32:1-11 33 1-22 34:1-23 35:1-3836;1-13 37:1-40 40;1-1841;1-14

We have witnessed the destruction of Nazi Germany in the Second World War 1939-1945. We have witnessed the demise of the Soviet Union that lasted from 1917-1990.

What happened on Thursday March 5 2008 before Adar two when 8 yeshiva students in Merkaz Horav in Jerusalem were murdered and many were wounded by an Arab from East Jerusalem is ample testimony that the only solution is to throw out all the Arabs from first East Jerusalem then the rest of Eretz Yisroel the part of Israel before the 1967 lines and also from Gaza Yehudah and Shomron. Let us start with Gaza first and topple the Hamas terrorist bastard government recognized by no one in the West. The Arabs always insisted that all areas that Israel ceded to them Israel must evacuate all the Jews. So, too, we will insist that all areas that we keep all arabs must unconditionally be evacuated. This was the stipulation of Egypt when we ceded the Sinai and this was the stipulation of the road map that we should evacuate all Jews when we cede territory to the Arabs like we did at Gaza. This is what the Allies stipulate we do for Yehudah and Shomron , that we evacuate all the Jews. We will likewise stipulate in reverse that all Arabs must leave in all areas that belong to Jews. We are not in a race with the Arabs of how many births Jewish women must bear in order not to have a greater Arab population , so they can vote the Jews out. . No country in the world ages to such abuse. The bottom line is that all Arabs in israel of the 1967 lines Yehudah Shomron and Gaza must go.

Let Israel restore all the settlements in Gaza and Shomron and build new settlements all over Yehudah and Shomron and Gaza. Israel may very well have used tens of thousands of Soldiers to protect the settlers in Gaza ; but these settlementsa protected the heartland of israel. Since the cwvactuation of Sinia in 2005 Hamas and the other terrorists groups have used the evacuated territories as launching grouds to attack daily Israel by indiscriminate bombardment with rockets aimed against civilians that have killed and wounded hundreds. Hamas has declared and are carrying out war against Jews , Jews do not need the consent of any Nation not to die. That is what happened in 1939-1945 when the Allies did not consent that Jews be saved and six million were killed by the Nazis. International law permits the attacked nation to defend its citizens. Torah law mandates that we

respond in kind. The only way to cure an aggressor is to let him taste his own medicine. Israel should annex Gaza Yehudah and Shomron and build settlements all over the land of Israel. We will then observe the Mitzvah of Yishuv Eretz Yisroel vekovashto veyorashto. See Sefer Hamitzvot Ramban commentary -first Mitzvah. Only when we will build settlements in Eretz Yisroel will we inherit the land. We have eternal title given to us by G-d as clearly spelled out in the Bible , We must establish facts on the ground and G-d will fight our battles and we will vanquish all our enemies. There exists hundreds of millions of Christians in the USA and in the world who will support Israel. Those countries in the UN who will condemn Israel will not send one soldier to fight and force Israel to rescind its action.

The Arabs were given a chance to have a Palestinian State and they blew it. Abbas and Fatah are no better than Hamas. It is a miracle that Hamas does not pay lip service for a two State solution like Fatah and Abbas. now Israel must take action on its own and get rid of the problem with in their midst. It is the Palestinian people who are the problem. Get rid of the Palestinians and you solve the problem. Let them all go to Jordan -that was created in 1921 by great Britain. Jordan represents 80% of the original mandate Palestine that was supposed to be given to the Jews.

Israel is a Jewish State given to us by G-d. We also conquered all the land and it belongs to us as a result of conquest. The boundaries of every country exists only because of conquest . What is good for the geese is good for the gander. Let Great Britain cede the lands it conquered from the Welsh and the Scotts back to them. Let Russia cede back to the nations it conquered back their land . Let France Germany Spain and Portugal do the same. Let the USA cede back all the USA back to the Indians. Let all the South and Central Americas and Australia cede back their country back to the Natives . Then they can argue that conquest by Israel does not count and is not recognized. THIS BUSINESS THAT Jewish blood can be spilled with impunity and there exists no consequences is over. When Arabs wage war against a Jewish state and lose they lose the land . We are not in a game of marbles for fun. We were in a war for real. Israel won the Arabs lost. We conquered territory which we keep. We must bear in mind that all the territory Israel conquered never belonged to Palestinians. There never existed in 5000 years of history any entity by the name of Palestine. The Turks conquered all the middle East since 1450's . Great Britain and France conquered the area from Turkey in 1917. . The Sinai desert was never part of Egypt. Great Britain was the one who gave the Sinai to Egypt . Again France and Great Britain carved out the boundaries of Syria Lebanon and Syria. .

The Golan Heights historically was always part of Israel. Not only in Biblical times but after Israel was conquered by the Assyrians Babylonians Greeks and Romans and then the Arabs and the Turks the Golan was part of Israel. In 1920's Great Britain and France carved out the the former Turkish empire and created Syria Lebanon Saudi Arabia Yemen Egypt and they stole 80% of the mandate that was officially declared to become a Jewish home land and created Jordan. There exists zero -nill 0 0 0 0 sanctity of the theft that Great Britain and France created when they conquered this territory from turkey. If Conquest is not to be given any value whebn Israel conquers then conquest when Great Britain and France conquer is to be given the same value ziltch zero nothing. Therefore Jews can and must keep all the lands they won in war against the Arabs. Thus the Golan Heights Yehudah Shomron and all of Jerusalem belong to Jews. Jews reclaimed land that always was Jewish. There does not exist any sanctity to their partitions and boundaries pronounced by Great Britain and France.

We are no different than any country in the world.

G-d in the Bible granted all of Eretz Yisroel the Land of Israel to the Jews.

COVENANT WITH ABRAHAM

Berashit - Genesis 12:1,2,3 And G-d spoke to Abraham and said Go from your land to the land that I will show you. And I will bless you and make you unto a great nation .And I will bless you and make your name great and you will be a blessing. And those who bless you will be blessed and those who curse you will be cursed. And all the families [nations] of the earth will bless others using your name -[you shall be blessed as the Jews are blessed]

see also Bamidbor -Numbers 24:9 for similar expression made by Bilam All who bless Jews will be blessed those who curse Jews will be cursed.

Beraishit - Genesis Lech Lecho- 12:7 And G-d spoke to Abraham And to your children will I give all this land -Eretz Yisroel. .

Beraishit- Genesis -Lech Lecho 13:14-18 And G-d spoke to Abraham after he separated from Lot raise your eyes and see the place in Eretz Yisroel that I will give to your children North South east and West For all this land I will give to your children for eternity. And I will make your children an the sand of the earth that no man will be able to count them. Go walk on this land all the length and width for I will give this land to you.

Beraishit-Genesis - Lech Lecho- 15:7

And G-d said to Abraham I am the G-d who took yoy from Ur Kasdim and brought you to Israel in order to give you this land for eternity.

Beraishit - Genesis Lech Lecho- 15:18-21

And on that day G-D MADE AN ETERNAL COVENANT WITH ABRAHAM AND DECLARED TO YOUR DESCENDANTS WILL I GIVE ALL THIS LAND. AND G-D enumerated the boundaries of Israel and the nations whom the Jews will replace.

COVENANT WITH ISAAC

Beraishit Genesis- Lech Lecho 17:19

But Sarah your wife will bear you a son and you will call him Isaac. And I will make a COVENAT WITH HIM AND WITH HIS CHILDREN TO ETERNITY.

Ibid 17:20 I have heard your request that I bless Ismael and his descendants ,

Ibid 17:21 HOWEVER MY COVENANT I [G-D] WILL ESTABLISH WITH ISAAC YOUR SON WHOM SARAH WILL GIVE BIRTH NEXT YEAR . It is to Isaac and his descendants that I G-D will entrust Eretz Yisroel-Israel-not to Ismael and his descendants.

COVENANT WITH ISAAC

Beraishit -Genesis Toldos- 26:2-5 And G-d appeared to him [Issac] and told him not to leave the land of Israel . For all the land of Israel I will give to your children. The same promise that I made to Abraham your father.

Beraishit -Genesis Toldos- 26:24 And G-d appeared to Isaac that night and said to him I am the G-d of Abraham your father . Do not fear for I am with you. And I will bless you and multiply your children for the sake of Abraham my servant.

COVENANT WITH JACOB

Beraishit - Genesis Vaychtzei-28:13-14

And G-d spoke to Jacob and reaffirmed His promise that He made to Abraham and Isaac. And I will bless you and your children and your children will inherit all the land I promised to Abraham to eternity. And you will spread out West East North and South. And your children will be as numerous as the stars in the heavens. And all the nations will bless you and your children. Ibid 28:15 And where ever Jews will go G-d will never forsaken them and will eventually return them to Israel.

COVENANT WITH MOSES REAFFIRMING COVENANT WITH ABRAHAM ISAAC AND JACOB

Shmot -Exodus6:7 and I G-D will choose the Jews to be my nation and I will be their G-d,

Ibid 6:8 And G-d spoke to Moses Go go speak to the Jews for I will deliver them from the slavery of Egypt and I will bring you to the Land of Israel that I

pledged to give as an eternal inheritance to Abraham Isaac and Jacob. for I am G-d. See Ezekiel 47:14 -23, 48:1-35; Bamidbor Shlach Numbers 14:7-45 : Devorim -Deuteronomy Devorim - 1:7,8- ; for same

Devorim- Deuteronomy Veschanon - 5:1-5 ; Vayelech 31:20 And I will bring the children of Israel to a land that drips milk and honey- [Eretz Yisroel Israel] . that I pledged to your fore parents.

Ibid 31:22 And G-d spoke to Joshua and said be strong and you will bring the children of Israel to the land I promised to your foreparents -Israel and I will bve with you.

COVENANT WITH OTHER PROPHETS REAFFIRMING COVENANT WITH ABRAHAM ISAAC AND JACOB

Yehoshua -Joshua 23:1-33 Repeats the history and promises and COVENANT OF G-D TO ABRAHAM Isaac and Jacob and relates all the history up to and including the conquest of Eretz Yisroel .

Tehilim Proverbs 137:1-126 Repeats the history and promises and COVENANT OF G-D TO ABRAHAM Isaac and Jacob and relates all the history up to and including the conquest of Eretz Yisroel

Nechemia 9: 1-37 Repeats the history and promises and COVENANT OF G-D TO ABRAHAM Isaac and Jacob and relates all the history up to and

including the conquest of Eretz Yisroel

Even if the Jews sin and G-d will remove them from land of Israel I G-D will restore them to Israel. See Ezekiel 20:30-44;Jeremiah 31:10-11 For G-d has redeemed Israel from the hands of nations more powerful than them. And Jews will come and rejoice and mountaintops of Zion Ibid 31:12 And the maidens will rejoice and play musical instruments and the aged and young will be very happy. And a Jewish state will be resurrected in Israel , And I G-D will convert their tragedy and holocaust to a day of joy. Ibid 31:14 And G-d consoled Rachael [the mother of all of Israel who was mourning all the exiles and holocausts of Jews for the last 2700 years] stop weeping and wipe the tears from your face for I have heard your prayers and I am returning your children to their land.

See Isaiah 62:5 the 6th blessing recited at weddings And it will be heard again in the cities of Judah and the streets of Jerusalem the voice of joy and jubilation the voice of the groom and the voice of the bride . The groom is figuratively G-d and the bride are the Jews who are presently- today- restored in the modern state of Israel. We are experiencing hachalato degcula the beginning of the Messianic era of redemption. All nations that bless and help Israel will be blessed . Those who kill Jews and other humans will be cursed and destroyed.

**See for the same as above Isaiah 8:11 ;Ester 9:22;Amos 8:10
Psalms 36:9 ,48:1-15;Proverbs 23:1-6; Hosea 10:11,12 Issiah 45 ;1-28
Devorim -Deuteronomy 1:7,8 ; for same**

G-d will rebuild the destroyed cities of Zion- Israel and Jerusalem Isaiah 44:26.

The Radak states that the Covenant that G-d made with Abraham Isaac and Jacob and again renewed with Moses to give Eretz Yisrael the Land of Israel to the Jews for eternity means that even if the Jews will be exiled they will ultimately return. Israel is a birth right. It is not a temporary possession that will, be lost if the Arabs have a higher birth rate and will out vote and displace the Jews by “democratic” means or be displaced by the chicaneries

of granting the 700,000 Arabs who fled in 1948 and now they claim they number 3 or 4 million the right to return and displace all the Jews. Neither will the Jews be displaced by the chicanery of argument that when Arabs engage in suicide bombings continuous rocket attacks from Gaza road side shootings and Israel responds with targeted assassinations and Arab civilians get killed that Israel is using disproportionate force. We are in this war to win our right to remain alive. We are not in a boxing match where the Europeans set themselves up as coaches to ensure that Jews get killed. Or else life is made so miserable that the Jews will leave on their own. The Europeans pour in billions of Euros to assist the Arabs the Palestinians to foster their lethal lies and propaganda to kill Jews and to paint Jews as inhumans not worthy to live. Then they set themselves up as coaches to monitor the fight between Jews and Palestinian if the fight is played according to the "humanitarian" code of international law that they crafted only for Israel but that they themselves do not and never followed.

The Arabs and Palestinians are not the same people as the multi cultural and diverse races and religions living in the USA and the West. They are a different mentality. NO Arab or Palestinian will accept a Jewish state. WE can not expect that they feel differently. Their leaders have stated the same. They always sympathize with their fellow brethren Palestinians in Gaza and The West Bank or the Hizbullah in Lebanon. During the second Lebanon War in 2006 some of the Arab leaders gave secret information about Israeli defenses to the enemy. They committed treason in time of war. They must all go. No matter what Israel will do economically or financially will not change their attitude. They are and will always remain Palestinian Arabs part of the Arab Umma or nation. Never part of the Jewish state. LET US CALL A SPADE A SPADE. THEY MUST ALL GO.

They are and will always remain a fifth column that will join their brethren in any future conflict with Israel. They must all be sent to Jordan in order for there to be peace and Jews to survive. Otherwise there will be continuous bloodshed,

Let Israel act now and G-d will help those who help themselves.

In 1949 the majority of Palestinians fled and Israel was left with a majority of Jews. This put an end all the conspiracy of Great Britain to deny Jews a majority in Israel. The British refused to let Jews escape to Israel from the Nazis in 1939-1945 in order to deny Jews a majority. Because of their crime as accomplices to Hitler in the murder of 6 million Jews Britain became a tenth class power. It lost its status as a world power. Their scheming was abrogated by Divine Providence when the Arabs themselves fled.

In 1967 Israel doubled its size in the miraculous 6 day War. G-d destroyed the machination of the Arabs and Europeans who wanted to destroy Israel .

IT IS VERY STRANGE THAT AFTER ALL THAT THE Europeans did for the Arabs in the last one hundred years of supporting them diplomatically militarily economically and financially and granting all the Arab countries independence after destroying the Turkish Empire and supporting them against Israel , the Arabs turned on the Europeans and KILLED AND WOUNDED HUNDREDS AND SET CITIES ON FIRE in 2005 2006 and 2007

I refer the reader to the volumes of Will Durant on the Story of Civilization and the library of historical volumes of continuous wars that killed millions and perhaps billions of people by Europeans from 325-2008 ACE . Will Durant in his book Lessons of History states that in the 3400 years of recorded history wars continuously occurred with the exception of 150 year period during the reign of Roman pagan rulers. Most of the killings were Christians against Christians. All the European countries expanded their borders by the simple solution of legal grand larceny of declaring war . There also occurred revolutions civil wars and religious wars. In all these wars the blood of hundreds of millions if not billions of innocent people was

shed . Hundreds of millions were wounded and crippled for life. Billions of dollars or pound or francs or pesos of property was destroyed.

The Jewish people have returned to the Land of Israel and an independent Jewish State has been resurrected, following the holocaust in 1948.

Are all these events related?

See Exodus 20:13-17-“ You shall not kill You shall not commit adultery You shall not steal You shall not bear false witness You shall not desire another person’s property You shall not desire another person’s wife his man or woman servant his ox or his donkey or anything that belongs to another., ”

See again these commandments in Deuteronomy 5:17,18,19.

See the prophet Ovdia 1:4 where he prophesied what will happen to Edom . “ If you fly high as eagles and in the stars you make your dwelling from there I will bring you down.” Ibid 1:15 -“For the day of reckoning is near on all the nations what you did will be done to you; your deeds will be repaid on your head.” Ibid 1:18 And the house of Jacob shall be fire and the house of Joseph a flame and the house of Esav - will be straw and they [the will be destroyed and there will not remain any trace to Esav for I G-d have spoken .” Ibid 1:17 And at the mount of Zion there will be a redemption and they shall be holy and the house of Jacob will obtain their inheritance.” Ibid 1:19,20 21 And Israel will inherit all the land of Israel , Ibid 1:21” And the rulers from the mount of Zion will ascend to judge the mount of Esav and G-d will inherit the kingdom . ”

See Yoel 4: 18, 19 ” And it will be in that day that Egypt will be laid waste and Edom -will be turned into a wilderness from the anger of the children of Judah for they have spilled innocent blood in their land. ibid 4:20 And Judah will remain eternally living in Israel and Jerusalem from generation to generation for ever. Ibid 4:21 And I -G-D will never forget or forgive with out vengeance the innocent blood of Jews and non Jews that they have spilled. ”

See Jeremiah 38:22, 49:7-20;Ezav 31:3 ,39:27 Proverbs 27:10, : Psalms 41:6;

Samuel I-2:4 ; Habakuk 2:17 ; Micha 7:10 ;Ezekiel 35_13 : Shir Hashirim 2:14 for the same.

Who is Esav and Edom?

Rambam Melochin 12:2 explicitly states that no man knows what is going to occur at the time of the coming of Messiah . No clear and precise tradition exists that spell out the details. Many of the prophecies are to be interpreted as symbolism. They are to be interpreted figuratively and not literally. We do not possess any precise tradition what part is literal and what part is figurative. Only when the Messiah comes and events unfold will people be able to discern what is symbolism and what is literal. Rambam Melochim 12 :1.

The only concrete knowledge that we have that will occur is that the Messiah will be an observant Jew who will believe and practice both the written law the Pentateuch and the Oral law all the laws in the talmud as summarized in the Shulchan Aruch. He will succeed in defeating the enemies of the Jews and establish a Jewish kingdom.. He will in gather all Jews from all over the world. He will build the third Temple in Jerusalem . The Temple sacrifices will be restored . Rambam Melochim 11:1,2,3,4. There will be no changes in the world the world will continue to function as it is today , except there will be no wars. This is the meaning that a lamb and a lion will dwell together. Rambam Melochim 12:1,2 . All the Jewish laws in the Shulchan Aruch will continue to eternity. Rambam Melochim 12:1.

It is my opinion that all the religions will continue each man worshipping as they do today. See chapter 1 and 2 of this book for greater elaboration and proof. Judaism grants space to all faiths. See Ramo Orech Chaim 156:1; Ran end of first chapter Avodo Zoro; Rabbenu Yeruchem nesiv 17-:9 ; Tosphos beginning Tractate Bechorot. Before the Messiah comes a non Jew is not obligated to believe in a pure monotheism .The non- Jew can believe that the G-D Head consists of more than One will merit salvation as long as he/she observes all the humane principles -he/she follows the laws of his country . The same will be true after the Messiah comes. There will be no changes according to Rambam. Melochim 12:1,2.

The Messiah will possess ruach hakodesh divine inspiration and he will be able to determine with divine inspiration who is a true descendent from every tribe. He will first determine who are the true Levites. Rambam Melochim 12:3. Apparently the Messiah will determine who are the real Kohanim. Or else Elijah who will come before the Messiah will determine who are the real Kohanim. Rambam Melochim 12:2 In the Messianic era there will be universal peace and there will be no more wars. Rambam Melochim 12:4.

Unless one succeed in the above he is not the Messiah as occurred in the case of Bar Kozeba who revolted against the Romans in 130ACE and succeeded in establishing a Jewish kingdom, but was ultimately defeated and killed by the Romans. Rav Akiva first thought that he was the Messiah; but realized his error when Bar koziba was defeated. Rambam Melochim 11:2.

Many terrorist today al Qeda Hizbulah Hamas and nations that sponsor terrorism- Afghanistan before the Americans defeated the Taliban and Saddam Hussein before the Americans defeated him and Iran and Syria and the insurgents in Iraq interpret the Koran that the wrath of Allah is upon the heads of all the Europeans -either they convert to Islam or else they all should be killed in a holy war jihad. The Messiah the hidden Imam will not appear before all the Europeans are either converted or dead.

Thus religion is perverted and manipulated to cause universal hatred and war.

LET EVERY Jewish man and woman undergo basic military training and learn how to defend themselves. Every area and every city in Israel is the front lines. That is the ruling of Rav Moshe Feinstein the godol hador -the greatest giant and final authority of Jewish law. Let every Jew every place on the earth learn how to use fire arms and every Jew should have a registered gun in order to defend himself or herself. WOULD THE YESHIVA STUDENTS IN Mercaz Horav have been armed and carried guns they would still be alive today.

How do you deal with terrorists who do not believe or observe the human laws of war? They kill innocent civilians and kill every man woman and child and are ready to die as long as they can kill? The answer is that such individuals are not to be treated in accordance with the international Geneva laws of war. they are not to be treated as humans.

We are to follow the example of the Allies in World War Two when they atom bombed Hiroshima and Nagasaki and killed i million Japanese civilians before. They also fire bombed German cities and killed millions of civilians.

NATO Carpet bombed Serbia to induce them to halt their offensive against Bosnia and they killed 10,000 civilians. The Allies carpet bombed Iraq twice in 1991 and again in in 2001 to topple Sadam Hussein. We have ample examples what to do in order to win. ALL THE PREACHING ON THE PART OF CERTAIN NATIONS NOT TO USE THE ABOVE MENTIONED MEASURES IS ONLY A CONTINUATION OF THEIR 1700 YEAR OLD ANTI-SEMITISM BUT WITH DIFFERENT DISGUISES NOW IN THE DISGUISE OF HUMANITARIANISM IN ORDER THAT JEWS GET KILLED AND ISRAEL CEASE TO EXIST. .FOR EVERY JEW KILLED THE ANTI SEMITES MASSACRED ONE THOUSAND AND ONE NON JEWS .

THIS THESIS I DEMONSTRATE IN THE FOLLOWING PAGES WITH HISTORICAL EVIDENCE.

Every suggestion that I made involved action on the part of the Israeli government That of course the individual Jew can not control. What is the individual Jew living in Israel to do to safeguard his/her life?

A fundamental principle of 4000 year old Judaism is that Pekuach nefesh doche kol hatorah kulo. In order to save human life one can over ride all laws Divine or human. Not only do we over ride all laws in such circumstances; but even if there exists a doubt as to who is the cause of the danger that we must be err on the side of saving human life. Likewise if we are in doubt as to who is the aggressor who is endangering the lives of other humans we likewise must be strict. We will rule that all individuals who express any empathy to kill Jews are to be banned from entering the domaine and house of possible targets. Thus we will rule that it is forbidden to hire them in any capacity. We will forbid selling or renting property to them.

The United States during the Second World War placed all Americans who were German or Japanese -even if they were citizens in special camps in order to prevent them from becoming a fifth column and endangering the lives of other Americans. Great Britain today will imprison and expel and certainly not let into Great Britain any individual that it suspects preaches violence and can even remotely be a threat to the lives of its citizens. American air lines have a list of people whom it will not permit to board planes or will remove them from a plane, because they may remotely be a threat. Is this profiling individuals who may be 100 % innocent? Yes. Is this an infringement of civil liberties? Yes. But in war time unfortunately the civil liberties of certain individuals may be infringed in order to safeguard the lives of other citizens. It is not the choice of Israel that the Palestinians have a goal of killing all Jews men women and children, It is not the choice of Israel that over 80% of Palestinians overwhelmingly approve such terrorist strategy. It was their choice and election. Of Hamas . WHO IS DEDICATED TO KILL ALL Jews and throw out all the Jews. from Israel. WE FIND OURSELVES IN A SITUATION THAT WE EITHER FIGHT BACK AND ADOPT ALL STRATEGIES TO WIN OR ELSE WE WILL DIE. THE OTHER SIDE IS NOT INTERESTED IN ANY COMPROMISES. THEY HAVE NOT BEEN WILLING TO COMPROMISE FOR THE LAST 100 YEARS. SO BE IT.

Rav Konovsky one of the greatest poskim – arbiters of Jewish law ruled that IT IS FORBIDDEN TO HIRE ANY Palestinian nor rent or sell property in Israel to them. . We are not ruling that we should go on a shooting spree and kill them . We are exercising our right not to let them into our house and our businesses and our schools and institutions. No one should be permitted into any building with out being searched. In the USA no one can enter a governmental – building such as the offices of the Internal Revenue Service before being searched. Such a policy must be instituted in Israel before entering any school or college or post office the person must be searched. Armed guards must be hired to protect the people.

No Arab should be hired to drive tractor in Eretz Yisroel. Arabs twice plowed a tractor used for construction purposes into a crowd of Jews in Jerusalem in 2008 . He killed several individuals and wounded dozens before the assailant was shot. In September 2008 an Arab from east Jerusalem plowed his MBW-heavy into a crowd of soldiers wounding a dozen people before he was shot. All these incidents point to the fact that every Arab in Israel is a potential murder and must be deported. Until such time that the Arabs change their attitude toward Jews and Israel and accept Israel as a Jewish state no Arab should be permitted to live in Israel. Otherwise there will be continuous murder of Jews and non Jews who are not Muslim. The terrorists kill their own brethren likewise. When they explode bombs in a suicide attack they indiscriminately kill every one even if they be ano other Muslim.

At present no Arab is permitted to rent or sell property to a Jew. Any one violating their rule is killed. So Jews do not have to make believe that we are at peace with the Arabs. We are in a state of war. We have to be realistic and protect ourselves. We welcome the Arabs to make peace but until they demonstrate with facts on the ground that they are willing and capable of overpowering the terrorists we must always stand guard and be vigilant.

Those Europeans, who had the power to make the decisions or exert the

influence in the commission of all the crimes, have violated since 325 to today some of the Ten Commandments- that outlaw murder rapes fornication stealing and certainly grand larceny-and bearing false witness- fabricating accusations against millions of Jews and billions of other humans- that led to their murder- These are the lethal lies- that are a blatant violation of the Ten Commandments-“

Thou shalt not murder Thou shalt not commit fornication Thou shalt not steal Thou shalt not bear false witness against another” Exodus 20:13 Deuteronomy 5:17 .

These commandments were written by the Fingers of G-d himself. They made a farce of the Jewish Bible dictated by G-d himself and written immediately by Moses whose author ship is never in dispute. Hundreds of millions of Humans were enslaved if not killed by Europeans since 1500 as they conquered Africa Asia North and South America Australia and New Zealand. Europeans have been a curse and a plague. Paul Peter and Peter’s wife cry out that their sacrifice was in vain. Paul was decapitated and Peter and his wife were crucified by the Romans . Better that mankind would have remained with their pagan deities . The pagans were a piece of cake compared to these Europeans. At least the did not commit murder and grand larceny on a Universal scale. Hitler’s holocaust of the Jews is a legitimate child of European anti Semitism.

It is noteworthy that the Prophet Ezekiel in chapter 38:21 and the Prophet Chagai 2:22 prophesy that in Messianic times that those nations and citizens of such countries who will attack the newly resurrected State of Israel will drop dead killed by the swords of other nations who attack Israel. Thus we see today the Muslims attacking the British French and Spanish by terrorist bombings in London Paris and Madrid. They kill by suicide bombings fellow Muslims in Iraq Afghanistan and North Africa . The European anti-Semites who deny The legitimacy of Israel as a Jewish country, to this day are the sworn enemies of Israel and the Jews. Their trade unions every year pass resolutions to boycott Israeli university professors and hurt Israel. It is of interest that the more and greater their hatred toward Israel the greater is the intent of al Qaeda and other terrorist groups to slaughter all the Europeans unless they convert to Islam.

On the other hand all Gentiles including Christians all over the world who help Israel politically economically and donate millions of dollars to enable Jews to immigrate to Israel from all over the world and build new settlements will merit the blessings of G-d as is dramatized in the words of Zecharia chapter 3 and 4 .Ezekiel Chapters 36 and 37 . These Gentiles will achieve union with G-d. The words of King

Solomon Kings 1 chapter 8:41,42,43 Chronicles 2 chapter 6 verse 32,33 and Isaiah chapter 56 verse 6,7 will be fulfilled that Torah will go forth from Zion and Zion will be a house of worship for all men Jews and Gentiles .

For G-d has sworn with his arm held high that never to eternity will He abandon the Jews no matter how they sinned. Jews will always remain as the chosen people the children of Abraham Isaac and Jacob. He will always remain to protect the Jews.

See Isaiah chapter 62 :8. G-D swears that he makes a covenant with the Jewish people that he will never abandon them.- Isaiah 45:9. Just like G-d made a covenant with Noah and his descendants that He will never again bring a deluge to destroy the world See Genesis 9:13 ; so too G-d makes a covenant with the Jewish people to eternity Isaiah 45:9. . See Psalms 89verses 29-37 that G-D swears that as He is true and never lies so too His Covenant to the Jewish people is eternal no matter what they do . He may punish them for their sins , but is always supporting them and will return them to Zion and Jerusalem . See Ezekiel chapter 36 and Chapter 37. Those Gentiles WHO HELP WILL BE BLESSED AND WILL LIVE TO ETERNITY AND WILL NEVER DIE. THEY WILL BE RESURRECTED AND WILL LIVE FOR EVER.

Why would Paul support a collision course with Judaism and preach a theology that contradicts in word deed and spirit 1500 years of Jewish tradition? Why would Paul elect to be a pariah rather than embrace the Judaic theology that it is legitimate for non Jews to believe that there exists a partnership in the G-d head? However Jews are mandated to believe in a strict monotheism. Only Jews are obligated to observe all the ritual laws -circumcision , kosher Sabbath laws. All human must observe all the humane laws -the laws that every good citizen observes the civil and criminal laws of his society. He could accomplish all his goals with out making a pariah of

himself and destroy Judaism and Jews. Why be confrontational when you can realize your goals being accommodating and let other men and their beliefs live along side your own.

Therefore Paul preached Christianity for the gentiles and left the Jews alone.

Many Protestant preachers see the justice of this theology, and have renounced converting Jews. They also find support from statements in the New Testament that Paul did not convert Jews only Gentiles and conceded that Jews can find salvation if they observe the Torah and Mitzvot . G-d never abandons his promise to the Jews that they are the chosen no matter if they sin. "For a promise once given by G-d is never abandoned. It remains to eternity." This statement echos the citations I have given previously from Isaiah and Psalms. Those are the words of Paul in Romans.

Many Catholic and Protestant ministers see the Messianic era in the creation of the modern State of Israel and help support Israel financially politically and stand up to counter the propaganda of Israel's enemies

Let us hope that the prophesies of Isaiah in chapter 44-66 are fulfilled and Torah will go forth from Zion and all men will help strengthen the building of Zion and Jerusalem and help Jews return to the promised land . In that way all men will be chosen and the prayers of all men will be heard. This is what Isaiah and King Solomon before him proclaimed that G-d will listen to the prayers of all men and Zion will be a place of worship for all men. Let us pray that the prophesy of Isaiah i chapter 2 verse 4 and Micha chapter 4 Verse 3 be realized that no nation will lift up a sword against another nation and the swords and all instruments of war will be recycled into plows to enable man to use his/her wisdom to better himself and their children rather than destroy other men. For in that day all men will go forth to Zion and Jerusalem and will seek the counsel of the Messiah, and the Messiah will judge all disputes between nations and all internal disputes and rebellions. There will not exist a corrupt United Nations; only the Messiah's authority will be universally recognized. For Isaiah in Chapter 65 verse 17 as well as Jeremiah chapter 31 verse 30,31,32,33 stated the following:" For God has sworn that the world would never be destroyed; So too, the Jews and those Gentiles who help the Jews rebuild the land of Israel will never be destroyed. They will survive for ever." Jeremiah 31 verse 35. . "God has created a new nature that will imbue all mankind ,who will practice justice and mercy ." Isaiah 65verse 17 ; 66verse 22 ; Jeremiah chapter 31 verses 30-33. Even wild animals -a lion and a sheep will dwell together Isaiah 65 verse 25." All men will seek to do good and despise evil and all mankind on their own will by second nature have a new perspective of values that will usher in the Messianic era. "

“And in that day God will be ONE and his name will be One. Zechria 14 verse 9 All men on their own with out outside coercion or missionaries will recognize the true faith. Zechria 14 verse 16,17,18. In that era all Jews will be gathered to Zion and Jerusalem and the gentiles will assist the in gathering of the Jews . Micha 4 verse 1,2,3 Isaiah chapter 2 verse 2,3,4 chapter 65 and 66 verse 20-24 . For the Jews must return and rebuild Zion and Jerusalem in order for the Messianic era to be ushered in. “For Jews will populate all the streets of Jerusalem and children will play in the streets “.Zecharia 8 verse 4 And the Gentiles from all over the world will assist and urge all Jews to immigrate and settle in Israel ” Zechria 8 verses 20-23 he ga This era will follow the wars of Gog and Mogug prophesied by Ezekiel chapter 38. Many Evangelicals and millions of other Christians and Moslems -who have accepted Israel like Turkey Egypt and Jordan -in the last 60 years since Israel has been resurrected have donated millions of dollars to assist financially politically and have countered the negative propoganda and have assisted in the rebuilding of Israel and the ingathering of Jews from the four corners of the globe. They are the Chsidei Umos hoolem the pious of the nations who will merit heaven and eternal life . They will be resurrected and will never die.

It is my opinion that these wars have occurred -the First and Second world wars the murder of the six million Jews in the holocaust ; the creation of the State of Israel and the four wars against the Arabs that resulted in a greater Israel and the conquest of the entire land of historical Israel. I believe that it is forbidden to surrender any part of historical Israel because it will delay the coming of the Messianic era. This concern is in addition that it is suicide for Israel to establish a Palestinian State that will always plot to destroy Israel, All Palestinians Arabs must be sent to Jordan that occupies 80% of the original Palestine that Great Britain was given a mandate by the League of Nations to establish a Jewish homeland. Instead in 1920 Great Britain carved our 80% of the territory and established an Arab country - Jordan., Let all the Palestinians in Gaza Yehuda and Shomron go there. We will then have an exchange of populations as India and Pakistan accomplished in 1947 when the Indian sub continent was divided between India and Pakistan. All Germans living in Poland Czechoslovakia and Russia moved to Germany following the Second World War because they were a hostile element and gave the Germans a pretext to invade these countries. So too, all Palestinians must be exchanged and moved out of every part of Israel. Only then will God be one and his Name will be One . For one of God’s Names is Sholom Peace. Man must behave politically in a manner that will encourage peace -to move and exchange all Palestinians out of

Israel to Jordan and all other Arab countries and then God will give mankind Shalom
-Peace.

Let us hope that the prophecies of Isaiah in chapter 44-66 are fulfilled and Torah will go forth from Zion and all men will help strengthen the building of Zion and Jerusalem and help Jews return to the promised land . In that way all men will be chosen and the prayers of all men will be heard. This is what Isaiah and King Solomon before him proclaimed that G-d will listen to the prayers of all men and Zion will be a place of worship for all men. Let us pray that the prophesy of Isaiah i chapter 2 verse 4 and Micha chapter 4 Verse 3 be realized that no nation will lift up a sword against another nation and the swords and all instruments of war will be recycled into plows to enable man to use his/her wisdom to better himself and their children rather than destroy other men. For in that day all men will go forth to Zion and Jerusalem and will seek the counsel of the Messiah, and the Messiah will judge all disputes between nations and all internal disputes and rebellions. There will not exist a corrupt United Nations; only the Messiah's authority will be universally recognized. For Isaiah in Chapter 65 verse 17 as well as Jeremiah chapter 31 verse 30,31,32,33 stated the following:" For God has sworn that the world would never be destroyed; So too, the Jews and those Gentiles who help the Jews rebuild the land of Israel will never be destroyed. They will survive for ever." Jeremiah 31 verse 35.
"God has created a new nature that will imbue all mankind ,who will practice justice and mercy ." Isaiah 65verse 17 ; 66verse 22 ; Jeremiah chapter 31 verses 30-33. Even wild animals -a lion and a sheep will dwell together Isaiah 65 verse 25." All men will seek to do good and despise evil and all mankind on their own will by second nature have a new perspective of values that will usher in the Messianic era. "

"And in that day God will be ONE and his name will be One. Zechria 14 verse 9 All men on their own with out outside coercion or missionaries will recognize the true faith. Zechria 14 verse 16,17,18. In that era all Jews will be gathered to Zion and Jerusalem and the gentiles will assist the in gathering of the Jews . Micha 4 verse 1,2,3 Isaiah chapter 2 verse 2,3,4 chapter 65 and 66 verse 20-24 . For the Jews must return and rebuild Zion and Jerusalem in order for the Messianic era to be ushered in. "For Jews will populate all the streets of Jerusalem and children will play in the streets ".Zecharia 8 verse 4 And the Gentiles from all over the world will assist and urge all Jews to immigrate and settle in Israel " Zechria 8 verses 20-23 he

ga This era will follow the wars of Gog and Mogug prophesied by Ezekiel chapter 38. Many Evangelicals and millions of other Christians and Moslems -who have accepted Israel like Turkey Egypt and Jordan -in the last 60 years since Israel has been resurrected have donated millions of dollars to assist financially politically and have countered the negative propoganda and have assisted in the rebuilding of Israel and the ingathering of Jews from the four corners of the globe. They are the Chsidei Umos hoolem the pious of the nations who will merit heaven and eternal life . They will be resurrected and will never die.

It is my opinion that these wars have occurred -the First and Second world wars the murder of the six million Jews in the holocaust ; the creation of the State of Israel and the four wars against the Arabs that resulted in a greater Israel and the conquest of the entire land of historical Israel. I believe that it is forbidden to surrender any part of historical Israel because it will delay the coming of the Messianic era. This concern is in addition that it is suicide for Israel to establish a Palestinian State that will always plot to destroy Israel, All Palestinians Arabs must be sent to Jordan that occupies 80% of the original Palestine that Great Britain was given a mandate by the League of Nations to establish a Jewish homeland. Instead in 1920 Great Britain carved our 80% of the territory and established an Arab country - Jordan., Let all the Palestinians in Gaza Yehuda and Shomron go there. We will then have an exchange of populations as India and Pakistan accomplished in 1947 when the Indian sub continent was divided between India and Pakistan. All Germans living in Poland Czechoslovakia and Russia moved to Germany following the Second World War because they were a hostile element and gave the Germans a pretext to invade these countries. So too, all Palestinians must be exchanged and moved out of every part of Israel. Only then will God be one and his Name will be One . For one of God's Names is Sholom Peace. Man must behave politically in a manner that will encourage peace -to move and exchange all Palestinians out of Israel to Jordan and all other Arab countries and then God will give mankind Sholom -Peace.

1. INTRODUCTION -The survival of all Americans regardless of religion sex race or national origin as well as Jews and Israel must be our number 1 priority We are ALWAYS American Jews . There is no contradiction. Just like there are Irish Americans , Italian

Americans Catholic Americans and Protestant Americans. America is a multi ethnic country. We always obey the law.

We like all other Americans have a constitutional right to express our belief what is best for the USA

NO BULLY AND ANTI SEMITE WHO CRITICIZES Jews for looking out for Israel and influencing public opinion of non Jews to support Israel is going to silence us. The ones who are the most vocal are the ones who receive enormous sums of Money from Saudi Arabia.

They write books comparing Israel's fight against terror to apartheid from South Africa.

What these individuals do not mention is that Arab money bought their silence that they do not criticize the Palestinians and Hamas and Hezbollah and the outrages in Saudi Arabia. The ARABS CAN DO NO WRONG AND THE JEWS IN ISRAEL CAN DO NO GOOD. WHEN THESE INDIVIDUALS COVER THEIR EYES WITH THE GREEN MONEY FROM THE ARABS THEY BECOME ARABISTS. THEY SPREAD THE ARAB PROPAGANDA AND HATE WITH OUT CARING FOR THE ACCURACY OF THEIR FACTS.

HITLER VOWED TO EXTERMINATE THE JEWS. THESE INDIVIDUALS VOW TO EXTERMINATE THE STATE OF ISRAEL. The Jews are held up to the highest standard ;but not the Arabs. THESE INDIVIDUALS EXPLOIT THEIR REPUTATION AND STANDING THAT THEY HAVE IN ORDER TO EXTERMINATE ISRAEL AND THE JEWS.

IT IS FOR SUCH ANTI SEMITES IN THE USA and Europe that our first priority is to have all Jews unite and to lessen our criticism of irreligious Jews and their expression of Judaism. WE all must focus on the anti Semites in the USA , Europe and in the Middle East - Iran Syria Hamas Hezbollah and the Palestinians. OTHERWISE NONE OF US WILL BE AROUND TO PRACICE Hollacha-JUDAISM. BEFORE WE SAVE THE JEWISH SOUL WE MUST SAVE THE JEWISH BODY.

In todays environment of antisemitism the question of saving the lives of Jews is very real especially in Israel and all over the world. Jews must behave responsibly not to provide ammunition to anti Semites as proof for all their lies and venom against Jews. Jews must love all humans even those who definitely do not deserve to be loved . Only when Jews will exhibit this attitude of Ahvat Chinom -love of fellow humans even when they definitely do not deserve to be loved will G-D ensure that Israel remains a Jewish State. The miracle of the last 60 years in Israel is that Jews from the entire spectrum of opposing philosophies and interests subordinated their individual agendas for the common good of the survival of Jews and the State of Israel. This is also the miracle of Israel's rebirth . This will be the miracle of Israel's survival with G-D's help. Rav Pickarsky Hallachic advisor to the late Lubavitcher Rebbi who gave me his approbation on my Responsa on the Four Parts of the Shulchan Aruch one Yom Kippur at Kol Nidre was in tears as he beseeched G-d to grant a year of life and happiness to all humans. He cried talking to G-d and said there does not exist a bad human . If one only search they will find something good and beautiful with every human . This is the attitude we must adopt if we want to survive individually and as a people.

Intellectual honesty and modesty is one of the prime requirements for everyone and of course for rabbis. The comprehensive knowledge of the four Shulchan Aruchs is critical. One must possess the fifth Shulchan Aruch called common sense . One must balance one's comments and observations. One must be cognizant what effect his comments and conduct will have with the religious, non religious and non Jewish world of friend and foe. No one can be a halachic authority unless one possesses these qualities and balance. One must remember that death and life are in the hands of the tongue. When in doubt one must shut their mouth and put down one's pen .

Rav Pickarski said that the wise man thinks a dozen time before he talks; another dozen times before he writes; another dozen times before he publishes. I add- an other dozen times before he permits his articles on the internet. The internet contains an audience of friend and foe -the greatest anti Semites have access to the internet. One can place into jeopardy Jewish lives and the writer's own life.

In my chapter # 12 I discuss that in 1990 I devised a prenuptial agreement that won the approbation of Horav Pickaski. However Horav Pickaski told me not to use it in practice. It is halachically accurate but should not be used as a public and standard practice. I discuss all the problems associated with conditional marriages in my Chapter #12 and # 54 # 55 # 56 and # 59 . I conclude that prenuptial agreements should not be used as a standard practice .

They can be used only in emergency situations when the Rabbi for sees problems with the marriage. In view of the fact that over 400 Torah sages opposed prenuptial agreements proposed by the Rabbis in Paris, France at the turn of the twentieth century and many Torah authorities opposed the prenuptial agreement of the Rabbis of Constantinople , Turkey , we should not use them as standard practice. The problems that would be created would wreck havoc to the integrity of the family and the faithfulness of the spouses to each other . It would make a joke of the whole concept of Halachic marriage. The tractates of the Talmud of K edushin Gitten Yevomos and Soto would have to be archived. The Shulchan Aruch Even Hoezer would become history. The Ramo Even Hoezer 28: 21 RULES THAT EVEN IF A PRENUPTIAL AGREEMENT WAS MADE ONE MUST , NEVERTHELESS, BE STRICT IN PRACTICE AND DEM AND A GET -JEWISH DIVORCE. Ramo cites Mahrik # 84. See Aruch Hashulchon Even Hoezer 28: 96. See Bais Yoseph writing on Tur Even Hoezer 28 toward the end that cites Responsa Rashbash son of Tashbatz that no such agreements ever were made in practice even if the majority of Rabbinical Courts in the community approved.

We must do everything in our power to strengthen the economy of the State of Israel . If we do not elect to live in Israel the least we can do is the following: We must invest in Israel , purchase the products of Israel through the internet and in stores that sell Israeli products. We must visit Israel. Not a week must pass by that hundreds and thousands of Jews

and non Jews visit Israel. We must combat the lies and propaganda of all our enemies in the press and ensure that public opinion is in favor of Israel.

Let us open up in Israel - branch offices , factories , shopping centers, invest in real estate - residential real estate - private homes second homes in addition to one's home in another country , apartment houses condominiums , commercial real estate Let us direct our charity giving to the Israeli yeshivas -the lifeblood of our existence. Let us invest in the research of Israel's universities to eradicate cancer aids diabetes and all the diseases from the face of the earth. Thus if Jews -even though they elect not to live in Israel but invest in Israeli companies or real estate and strengthen the economy of Israel they are in compliance with the greatest Mitzvoh of the Torah Yishuv Eretz Yisroel -assisting in the settlement of the land of Israel by Jews. See Avnei Nezer Yoreh Dayoh 554: 62-1-5 Yeshivat Eretz Yisroel . See also Ramban on Sefer Hamitzvot of Rambam beginning of positive commandments. Rambam will agree that any Jew living or assisting another Jew to live in Ecretz Yisroel has observed the biggest Mitzvoh in the world.

In addition to complying with the Mitzvoh they are assisting in the creation and safeguarding of a safe haven for all Jews. No longer will Jews be at the mercy of non Jews for our very survival. The lessons of 2000 years of exile and the holocaust when millions of Jews were killed is sufficient to convince every Jew that Jews must have control of their destiny. Finally Jews have the opportunity to defend themselves against those individuals and nations that want our destruction. Those who kill us with suicide bombers and roadside shootings and bombings will be killed . Those nations that attack us militarily by conventional or unconventional weapons and armies will be destroyed by our own hands as happened in the war of independence in 1947-1948 , the wars in 1956, in 1967 and 1973 and the campaign against the terrorists in Lebanon and in Israel for the last 60 years . Let us not be fooled by the lies and deceptions and moralizing of the countries of the world that want our destruction. We do not need the favors of a mandate power or a united nation or any other country to protect us. We will fight our own battles. Let us arise and kill those who want to kill us- HAKOM LEHORGEHO ILASII KIN VEHORGO Let us not hesitate to wisely use any advantage and weapons we possess for our survival. Let us borrow a page from the British and Americans how they behave toward suspected bombers. They do not inspect their bags and take a chance that the bomber will trigger his or her explosives during the search. If they fail to follow instructions the suspect is shot at a distance from the person who is searching them. Let us use some non lethal weapons that will immobilize the suspect with out killing them. In case we are wrong we will not have killed a human being.

It is mandatory for the best brains to contribute for the defense of Israel's survival . Let each person contribute the best of themselves for Jewish and Israel's survival Would Israel have existed as a Jewish country during the 1930s and 1940s millions of Jews would have been saved. Finally Jews realize that no matter what they do, no matter what they change in their behavior or religious beliefs they will remain as the despised Jews and subject to the mercy of those countries offering them residence . True we are thankful to the democracies for their equitable treatment of their Jewish citizens, but Israel is our insurance policy that if anything changes we our children or grandchildren and their

descendants will not end up at the mercy of individuals or nations that do not care if we live or not- like what happened in Europe in the 1930s and 1940s. Israel is our guarantee that never again will another holocaust happen . That is why it is insane if we do not offer our talents for the strengthening of Israel . It is not only irresponsible but is a form of suicide for Jews not to keep their eye on the ball- Jewish survival and the survival of Israel . Everything that a Jew does must be gaged as to what effect will this action have on Israel 's well being. Every thing in the world must be subordinated for this overriding interest. Of course our loyalty to the country where we live must come first and this loyalty must never be compromised -even for Israel.

Helping the Jews living in the State of Israel will strengthen the Jewish presence and claim to the land of Israel. This is the real reason of all the anti Semites who advocate a boycott of all the goods produced in Israel. They want to destroy the Jewish claim to any part of Israel. Without Jews having a country of their own it is easier to kill Jews and eventually kill all the Jews . This was the real goal of all anti Semites since the time that G-D gave the Torah at Mt. Sinai thirty four hundred years ago. The translation of Sinai means hatred. Since Jews received the Torah anti -Semites hate the Torah and all its moral and ethical teachings . They project their hatred of G-d and his teachings to the people of the Book -the Jews. By killing the Jews they will have eradicated any vestige of Judeo-Christian ethics and morality that the Nazis called the Jewish disease of compassion for non Aryans. Jews were always blamed for all existing evils. They were the perfect scapegoat.

Anti Semites have a secondary boycott of the companies who sell goods to Israel. Other anti Semites have a boycott of those companies who sell war products to Israel or who sell parts or engines that can service tanks or bulldozers to enable Israel to dismantle illegal Arab housing or are used to destroy the homes of terrorists. The fact that Hamas won the Palestinian election and vows to destroy Israel and Iran wants to produce atomic weapons to destroy all the Jews and Israel was another reason that spurred on these anti Semites to make their move now. The Arab suffering is exploited and used to hurt Jews and kill Jews. For the last sixty years they encouraged and aided openly or discreetly the killing of Jews to be done by Arabs and the Palestinians. The boycott of Israel and secondary boycott of the companies that do business with Israel is a message of encouragement and support to the murderers of Jews.

However , the Arabs remind these Jew haters that their hatred is for all non Muslims. They send suicide bombers to fly planes into skyscrapers in the USA and send suicide bombers in Europe and to other Arab and Muslim countries that kill and wound thousands . They kill by bombs and suicide bombers tens of thousands in Iraq -Muslims and non Muslims and elsewhere in order to conquer the world for their brand of Islam. Now Iran wants to develop an atomic bomb to wipe Israel off the face of the earth. Thus they begin with Jews and then kill all others. This lesson must be learned by the world and pre-empt the killers by killing them first. A people -the Palestinians -who voted in a Hamas government sworn to wipe Israel off the face of the earth must be taken at their word once they reach the capacity to accomplish their goal. They must never be given the chance. Thank G-d that they

have stated their true intention and belief regarding Jews. Let us act in accordance with such reality. Let us base all our strategy -bearing in mind the end game of the Palestinians once they reach and realize power and the capacity to translate their intentions of killing all the Jews and wiping Israel off the map into reality. Meir Kahane who advocated until he was assassinated to remove the Palestinians was banned from running in the Knesset and branded a racist. The benign Palestinian leadership who signed a peace agreement with Israel and agreed to a two State solution, nevertheless, did not ban Hamas who is dedicated to Israel's destruction from running in the parliamentary elections. Prior to the elections Arafat and then Abbas disclaimed responsibility for the killing of Jews that were conducted by the various terrorist groups. They claimed inability to control the terrorist gangs from murdering Jews. If it was true or not the net effect was that the Palestinians were able to dodge their responsibility of preventing gangs of Palestinians of murdering innocent civilians of an other country. A similar situation in 1916 of gangs of armed Mexicans killing US citizens in the border areas of the US and Mexico prompted the dispatch of US troops into Mexico. No country in the world will tolerate such wilful neglect of the responsibilities by an other country. The consistent refusal or unwillingness of the Palestinians to accept Israel and stop the propaganda taught to its school children from nursery to the grave of hatred of Jews and indoctrination of the goal to wipe Israel off the map is sufficient reason not to give one centimeter of the land of Israel to the Palestinians. Any state that they will establish will be used to hasten the destruction of all of Israel. Thank G-d that Hamas won the elections by popular vote. Now the true face of the Palestinian people was unmasked. Their true face is the avowed goal of Hamas to kill all Jews and destroy Israel. Now we must face reality and not be deceived by any dreams that at last we achieved peace with the Arabs. There is no peace. It will never be. They are not to be trusted. The reality is that one can not depend on the word of a Palestinian. The argument that the Arabs are racists is conveniently forgotten. The Palestinians will kill all the Jews. Any concessions made by Israel to a more benign Palestinian government will be taken advantage by the real face of the Palestinians to complete the eradication of all Jews in Israel. They will conveniently renege on all agreements previously made by a previous government. One must prepare for the contingency that even in Jordan and Egypt when the present leadership dies or is killed or is replaced by democratic means triggered by a demand by the USA that the people elect a democratic government that may be hostile toward Israel. They may revoke all previous agreements and form an alliance to crush Israel. Now they may be aided by thousands of Palestinians recruited by Hamas into an army of liberation of all of Palestine. They will mercilessly slaughter all the Jews. This is the lesson of the recent election of Hamas to power. I say it is a turn for the better. It is a wake up call to be realistic. Either we are prepared for a long siege and war or we will cease to exist. Let us not make any concessions by being more humane to the Palestinians and Arabs. We will then ipso facto assist the Palestinians and Arabs in the murder of our own children and grandchildren.

If Jews would be in the position of the Palestinians today the Palestinians would massacre all the Jews. Or else they will cut off their water supply and they will die from thirst. Or else cut off their electricity and oil and all the Jews will freeze to death and all of Israel will come to a standstill. In effect the Jews will be forced to flee Israel. Those who will escape terrorist

attacks will be slaughtered by the "friendly" Arab troops from Jordan and Egypt. The others will die from thirst or starvation. The lucky few will flee Israel . In that way the Jews would abandon Israel. This certainly is the end game and plan of the Palestinians and their elected representatives -the Hamas . This is the end game of Iran .

Saudia Arabia who hosted in 2006 a Pan Arab conference to enforce the boycott against Israel certainly would not raise a voice in protest . For the last sixty years they have bankrolled all plots and wars to destroy the Jewish State that they consider illegal. Neither would Egypt or Jordan object. As a matter of fact a new regime would revoke all previous agreements with Israel .

THERE EXISTS NO PROTESTS TODAY ON THE PART OF THE " FRIENDLY" ARAB COUNTRIES WHO HAVE PEACE TREATIES WITH ISRAEL TO THE DECLARATION OF TOTAL ANNIHILATION OF THE JEWS AND ISRAEL BY ILAMAS AND BY IRAN. WHY WOULD ANY RATIONAL PERSON THINK THAT THESE COUNTRIES WOULD PROTEST AN ACTUAL GENOCIDE OF ALL THE JEWS IN ISRAEL

DO WE NOT HAVE THE RIGHT TO PRE -EMPT AND PREVENT THE PALESTINIANS FROM ACHIEVING THE CAPACITY TO KILL ALL THE JEWS ?- WHY NOT REMOVE THE SNAKE WHILE IT IS SMALL BEFORE IT BECOMES A COBRA AND WILL EXTERMINATE ALL THE JEWS ?

I do not have the expertise or am privy to the intelligence available to the leaders of Israel and therefore will not offer any suggestions how to meet this threat to Israel's very existence.

However one thing is certain . Israel must complete a security wall in all areas that Jews are found in Israel We now have been freed -thanks to Hamas- to proclaim our claim to all the land of Israel. We no longer have to offer the Arabs any concessions and abandon any settlements. Any land we will abandon will be used by the Arabs to launch attacks against Jews either immediately or later when they become powerful enough and the political winds shift that there will be no one -including the USA - to help Israel. We should encourage new settlements all over Judca and Samaria. We should invite the Moranos -the hidden Jews in India, Pakistan , Afghanistan , the former Burma, Spain Portugal, Mexico , Central and South America , Africa, Japan , China and all other places in the world to immigrate to Israel. We should encourage Jews from all over the world to immigrate to Israel. Jews must be in control of their destiny in order to survive. Unless we retain control of all the strategic areas in Israel -especially the Jordan valley- we may not survive. All international laws that endanger Israel's existence are null and void . PEKUACH NEFESH DOCHE KOL HATORAH KULO -THE SAVING OF EVEN ONE LIFE SUPERCEDES ALL LAWS.

Dresden Berlin Hamburg Hiroshima Nagasaki Bosnia Iraq Lebanon Gaza
The allies fire bombed all the major cities in Germany and later in Japan. They killed over a million or more civilians.

The Jewish religion incorporates universal laws of humanity for the past 3400 years since the giving of the Torah at Mt. Sinai. Talmud Sanhedrin 59 ;Ibid 105 . Rambam Melochim

8:10, 11 . Any non Jew who observes these humanitarian laws to respect all the rights of all humans equitably without distinction to religion , color sex or nationality of origin - and not to be cruel to animals and establish court of laws and police force that will ensure the enforcement of these laws is worthy of everlasting life in this world and in the next. See Responsa Ramo that all nations can create their humane laws providing they are equitably interpreted and apply to everyone ; and not one segment of society are singled out in their application. No law can forbid self defense . The State of Israel incorporated these humane laws into their body of laws . They do not discriminate and equitably apply their laws to everyone. See Responsa Hilchos Medinah by Rav Eliezer Waldenberg and Responsa of Rav Herzog, Chief Rabbi of Israel -Hchuko Leyisroel Al Pi Hatorh Vol Book 1 .

Dresdan Hiroshima Nagasaki Bosnia Iraq Lebanon Gaza

All humans must observe the Seven Noahite principles enumerated above. If they refuse to observe them they must be forced. If the community refuses to enforce these laws the community is liable for punishment. Certainly if a community votes in a terrorist government that violates these principles and kills other human beings that they are liable to punishment. If terrorists use their own civilians as human shields the victims -that we will call the civilized world - - the targets of the terrorists have the right to defend themselves and carpet bomb all the houses used by the terrorists as hiding places. Unfortunately any civilians killed or wounded is not the responsibility of the victims of the terrorists, but the blame falls on the heads of the terrorists. The victims of the terrorists - the civilized world- should make every effort to minimize to the greatest extent possible civilian casualties. But they must not be deterred from bombing all the hiding places of the terrorists, and not be deterred because civilians are present there. Before sending in troops they should destroy all the hiding places of the terrorists regardless if civilians get killed in the process . They should bomb by air all these places. If they hesitate because of fear that they will inflict civilian casualties the civilized world forces will have the blood of all those killed and wounded both civilians and soldiers on their heads . They must destroy and flatten all the homes that served as hiding places of the terrorists. They must mine the entire area and make it uninhabitable. When a country allows terrorists to operate from their midst they must pay a price forever. They must lose those areas forever . In that way innocent Israelis will not be killed wounded and terrorized by the murderers. In the Lebanon war of July August 2006 over one million Israelis- Muslim Christian as well as Jews were effected. Hizbullah all the time was targeting civilian Israelis and hiding behind Lebanese civilians. Israel did everything in its power to avoid any civilian casualties. The French and other Europeans and later the USA who forced Israel through the United Nations to agree to a cease fire have the blood of all the innocent humans on their heads . Instead of solving the problem and exterminating Hizbullah they deferred the day of reckoning for an other day. In the meantime Hizbullah can rearm and become more dangerous. Iran and Syria can become more emboldened and reckless. Israel must seize the first opportunity to neutralize Hizbullah . They and all who support them must be neutralized. The international community must either finish them off or be finished off

by them.

When TERRORIST DO NOT OBSERVE THE Geneva convention they are not entitled to any protective clauses of this convention or any other international convention of the humane treatment at the time of war. Targeted assassinations of terrorists are one trillion percent permitted. Terrorists and terrorist sponsoring states have lost their rights to be treated as humans.

When the Japanese realized on August 06, 1945 that 100,000 Japanese were killed by the atomic bomb dropped on Hiroshima and three days later another 100,000 died in Nagasaki, they surrendered. When the Germans realized in 1944 that their cities and all their civilians were being firebombed they surrendered. The same was true in Bosnia when 10,000 civilians were killed by Nato carpet bombings. The same was true in Iraq at the first War in 1990 and the second war in 2002 and in Afghanistan in 2001 . Israel can use the above precedents regarding Hizbullah and Hamas and the other terrorist groups. Any one screaming that Israel is using disproportionate force and is committing war crimes should address all their complaints to Iran Syria and their proxies the Hizbullah and Hamas and the other terrorist organizations who are committing the real crimes against humanity. Hizbullah executing the orders of Iran and Syria was responsible for killing hundreds and wounding thousands -both Israeli and Lebanon civilians and caused over one million people to be evacuated from the North of Israel and 750,000 civilians from Lebanon to be evacuated . When individuals or countries have zero regard for human life -all Hizbullah missiles targeted civilians that did not discriminate if they were Muslim Christian or Jews , the civilized world has a right to protect itself. If in the process of protecting itself enemy soldiers and civilians are annihilated , so be it. This is the lesson of Hiroshima and Nagasaki. The Torah teaches that when a country like Iran and Syria and their proxies- Hizbullah and Hamas threaten to annihilate another country like Israel , Israel has the moral right and duty to preempt and destroy those individuals that threaten its existence before they have a chance to make a first strike.

We need not be deterred from the moralizing from the Europeans and the U.N. , WHO HAVE CONCOCTED "MORAL" RESTRAINTS -- TO PREVENT ISRAEL FROM DEFENDING ITSELF FROM TERRORISTS AND COUNTRIES LIKE IRAN AND SYRIA AND THEIR PROXIES. THIS CODE OF LAW IS NOT OBSERVED BY THE USA OR NATO IN BOSNIA IRAQ OR AFGHANISTAN.

WHEN IRAN SYRIA AND THEIR PROXIES ATTACK CIVILIANS AND DO NOT OBSERVE INTERNATIONAL NORMS OF WAR , THE ONLY WAY TO RESTRAIN THEM IS TO RECIPROCATE IN KIND. In the 1950s the allies aimed all their atomic missiles on communists civilian centers . In that way they discouraged the communists from attacking the greatly outnumbered allied forces of the west.

We do not need to explain our behavior. WE DO NOT NEED THE PERMISSION FROM ANY COUNTRY IN THE WORLD TO SURVIVE. NO COUNTRY IN THE WORLD CARED WHEN SIX MILLION JEWS WERE BUTCHERED BY THE NAZIS.

THE "MORAL" RESTRAINTS UNDER THE CIRCUMSTANCES -WHEN OUR ENEMIES ATTACK CIVILIANS AND WE ARE ASKED NOT TO RECIPROCATE IN KIND -ENACTED BY THE EUROPEANS AND THE UN IS MERELY ANOTHER PLOY AND DISGUISE ON THEIR PART TO GUARANTEE THAT MORE JEWS GET KILLED AND THE STATE OF ISRAEL DESTROYED.. The allies in World War Two fire bombed all the cities in Japan killing over a million civilians even before dropping the atom bomb on Hiroshima and Nagasaki. When they were asked if such action is moral to attack civilians , the reply was is it moral to have THOUSANDS of American soldiers killed? By bombing the civilians the Allies forced the Japanese to ,in turn, force their leaders to surrender. Or else the leaders realized that all of Japan would be destroyed if they did not surrender . The same strategy was followed regarding Germany who surrendered one year earlier. We can ask is it moral to have THOUSANDS AND MILLIONS OF Americans KILLED by Iran today IF THEY DEVELOP AN ATOMIC BOMB ?

LET PRESIDENT GEORGE W. BUSH , THE GREATEST PRESIDENT THAT EVER LIVED , PREEMPT AND BOMB IRAN . LET HIM DESTROY 10% OF IRAN AND THEN THEY WILL CHANGE THEIR GOVERNMENT . IF THAT DOES NOT WORK LET THE USA DESTROY 20 % .We should go up in increments of 10% until they change their government . In that way we do not need to commit ground troops. THE USA SHOULD DESTROY THEIR OIL FIELDS AND DESTROY THEIR POWER THAT DERIVES FROM THE MONEY THEY EARN BY SELLING OIL.

PRESIDENT Bush threatened to bomb Pakistan back to the stone age if they would not co-operate against the terrorists after 09-11-01 . Pakistan saw the light and cooperates.

This is so, even though Pakistan has the atom bomb.

How much more should the USA ASSERT ITSELF AGAINST THE Mullahs in Iran who enslave the Iranian people want to wipe Israel off the map arm Hizbullah and Hamas interfere in Iraq and are the cancer existing that threatens all countries of the world. The Mullah regime has no right to exist. President Bush should bomb Iran to the stone age if the people do not get rid of this cancer -the Mullahs.

LET BUSH FOLLOW WHAT THE ALLIES DID IN THE SECOND WORLD WAR TO GERMANY AND JAPAN. LET HIM FOLLOW THE EXAMPLE OF PRESIDENT TRUMAN WHO USED ATOMIC WEAPONS AGAINST NAGASAKI AND HIROSHIMA. THE TIME IS NOW BEFORE THE IRANIANS DEVELOP AN ATOMIC BOMB THEMSELVES.

IN THE CASE OF ISRAEL TODAY THE EUROPEANS AND THE UN WHO ARE ANOTHER SHADOW OF THESE SAME ANI SEMITES ENACTED "HUMANITARIAN" LAWS OF WAR THAT ARE SELECTIVELY APPLIED TO ISRAEL - THAT ARE INTENDED TO GUARANTEE THAT ISRAEL DOES NOT DEFEND ITSELF AGAINST ANNIHILATION. THEY OPPOSE ISRAELI ACTION TO FORCE PALESTINIAN AND LEBANESE CIVILIANS TO STOP THEIR LEADERS FROM KILLING ISRAELIS. THE ARAB'S FINAL GOAL IS TO DESTROY ISRAEL. THIS ROLE ON THE PART OF THE EUROPEANS AND THEIR ALLIES IS NOTHING ELSE BUT ANOTHER MANIFESTATION OF THEIR HATRED AND CONSISTENT MURDER OF JEWS FOR THE LAST 2000 YEARS. NO MATTER THAT THEY THEMSELVES ARE BEING MURDERED BY TERRORISTS THEIR HATRED OF THE JEW IS STILL BURNING VERY STRONG.

UNDER SUCH CIRCUMSTANCES ISRAEL SHOULD TAKE ALL STEPS THAT IT CONSIDERS NECESSARY TO DEFEND ITSELF. THE LESSONS OF THE ALLIES IN THE SECOND WORLD WAR MUST BE FOLLOWED. THIS IS THE TORAH PERSPECTIVE. I WILL LEAVE WHAT IS TO BE DONE TO THE ISRAELIS THEMSELVES.

There existed sixty million Jews 3000 years ago at the time of King Solomon according to the historian Josephus in the War of the Jews who lived at the time of the Jewish rebellion against Rome when the Second Temple was destroyed by the Romans and the

Jews were exiled all over the world. What happened to the Jewish people that have today a population of under 20 million souls worldwide? The answer is that millions of Jews were forced to convert, millions were killed, millions fled and assimilated with their host countries. Who remains as a Jew today ? The majority of the population that remains today among Ashkanazim Jews can trace their roots to a handful of several families of the sharpest most learned most astute and wisest Rabbinic families. Thus these descendants have the genes and the environmental influence that gave them the necessary characteristics of survival skills. Darwin's theory of survival of the fittest is appropriate here. Although his other writings are unproven and have become the religion and faith of atheists.

We are going to win the war of survival against the Arabs in Israel that includes Yehudah Shomron and Gaza only by using these traits that enabled us to survive for the last 4000 years. It is a simplistic solution to throw out all the Arabs from Yehudah Shomron and Gaza. This solution should be kept as an alternative and implemented when the time is ripe. There exists individuals with whom one can talk and reason. There exists other individuals with whom one can not. The Palestinians have elected the Hamas and explicitly want to destroy Israel and kill all the Jews. The unity government of Fatah and Hamas retain these same objectives that are explicitly stated by Hamas. The Arabs feel very secure and feel that they will not be thrown out completely no matter what they do. So why not try to kill all the Jews and destroy Israel. The Europeans will be first won over and later the USA . If THEY FAIL IN THIS BID THEY HAVE NOT LOST ANYTHING.

LET ISRAEL SHOW THEM THAT IF THEY CONTINUE WE WILL THROW ALL OF THEM OUT OF YEHUDAH SHOMRON AND GAZA. The Arabs are backed by Iran and Syria. IRAN IS DEVELOPING AN ATOMIC BOMB WITH THE EXPLICIT DECLARATION THAT THEY WANT TO WIPE ISRAEL OFF THE MAP. IRAN AND SYRIA HAVE GIVEN ALL THEIR ADVANCED WEAPONS TO HIZBULLAH THEIR PROXY WHO IN TURN USED THEM INDISCRIMINATELY AGAINST CIVILIANS. WOULD IRAN DEVELOP AN ATOMIC BOMB THEY WILL DEFINITELY GIVE IT TO HIZBULLAH

UNDER THE CIRCUMSTANCE -What they want to do to us let us do to them . Let us preempt our response before they have a chance to make a first strike and kill millions. Before Iran gets an atomic bomb let us destroy them. ISRAEL SHOULD TAKE ACTION ALONE IF THE USA WILL NOT DO IT TO SAVE MILLIONS OF AMERICANS FROM IRAN HIZBULLAH AND HAMAS AND OTHER TERRORISTS.

THE ONES WHO WILL SURVIVE MUST BE THE WISEST AND IF NEED BE THE MOST VICIOUS . WE HAVE THE GENES AND BRAINS AND MORAL HIGH

GROUND FOR SURVIVAL . WE TRIED TO COMPROMISE WITH THE ARABS FOR 100 YEARS. THE MORE WE GIVE THE MORE THEY WANT OUR BLOOD. LET US GO AFTER THEIR BLOOD- BIG TIME. ENOUGH IS ENOUGH,

IT IS BETTER THAT ALL INDIVIDUALS WHO MAKE THIS DECISION TO SAVE THE MILLIONS OF JEWS IN ISRAEL AND THE STATE OF ISRAEL AS A JEWISH STATE SHOULD BE CONDEMNED BY ALL THE EUROPEANS AND NOT BE ABLE TO TRAVEL TO ANY European country because they will be tried for crimes against humanity . SUCH IS THE CRIMINAL AND TWISTED LOGIC OF THE EUROPEANS.

IT IS BETTER THAT ALL JEWS be condemned by the Europeans responsible to destroy the terrorists even if thousands and even millions of civilian casualties occur as collateral damage or are targeted to force out the Hamas Hizbullah or the Mullahs in Iran and restore a government that will make peace with Israel. All this is preferable than that they enlogize thousands or millions of Jews.

G-D gives all humans free will . Some individuals and nations as a result of their own choosing hasten their own destruction. The Europeans shelter all the Arabs and terrorists and enable them by their lax security and liberal immigration laws to roam freely. The terrorist will exploit such freedom to subject Europe to the full venom of jihad. They will then wage jihad or holy war until they vanquish the European infidels and they convert to Islam. . If the Europeans resist they will be massacred.

Over 3000 Americans were killed in the attack against the twin towers in New York City on September 11, 2001 by the terrorist smashing planes into them. . The French and English who always take the side of the Palestinians and Arabs nevertheless did not escape the wrath and hatred of the terrorists. Already many French cities were burning for weeks in 2006 when the immigrant North Africans rose up in protests against French discrimination that turned violent. In Great Britain in 2005 terrorist attacks in London killed and wounded hundreds.

THE EUROPEANS SHOULD NOT HAVE TO MAKE MEMORIALS FOR MILLIONS OF Jews that could be killed by Iran G-D forbid AND MAKE MUSEUMS ABOUT THE JEWS AND ISRAEL LIKE THE MUSEUMS that house the remnant of extinct species of the past. THE USA SHOULD destroy all the oil fields of Iran . Let us hit them where they get all their power in their pocket.

Unfortunately the price of gasoline will go up and could result in certain hardships for Europe. But Europe will survive. Perhaps Europe and other countries will suffer severe problems , but they will definitely survive. If the USA will not destroy the ability of Iran to develop an atomic bomb then Europe and all other countries will not survive. The Mullahs are irrational. They have a world view that welcomes death for all infidels and for themselves. Only then will their Messiah come. The communists were rational; not the

Mullahs. THEREFOR NO ONE IN THE WORLD WILL BE SAFE UNTIL Iran changes its government.

However the Europeans are themselves responsible for this dilemma . It is the Europeans, who have encouraged Iran to adopt their criminal posture by selling them scientific know how and modern weapons and ammunition and not freezing all their assets as the USA has done. IN THAT WAY THEY HAVE PUT IN HARMS WAY MILLIONS OF AMERICANS. IN THE TWENTIETH CENTURY MILLIONS OF Americans have died to rescue the allies from the Germans in World War I and II . NOT ONCE WAS THIS APPRECIATED. IT IS TIME THAT America look out for American concerns. As President Bush wisely stated America does not need the permission from the United Nations to preempt an attack against a terrorist country that threatens Americans . Let AMERICA BEGIN THE BOMBARDMENT AND DESTRUCTION OF Iran Let us bring to an end the cancer of the Middle East -THE MULLAH entity that has Iran in chains and threatens all the people of the middle East Arab Christian and Jews. No Arab country nor any Western country will be safe as long as the Iranian Mullahs are not put away in a cell or in the cemetery.

WHAT I AM STATING IS THE TORAH PERSPECTIVE . THE USA AND ISRAEL MUST DECIDE THEMSELVES WHAT IS EXPEDIENT FOR THEM . WHAT I STATED MAY NOT BE EXPEDIENT BUT SHOULD BE HELD IN RESERVE. THE PALESTINIANS AND OTHER ARABS SYRIA AND IRAN MUST KNOW THAT EVERYTHING I WRITE WILL COME ON THEIR HEADS IF THEY DO NOT STRAIGHTEN OUT.

THE BLOOD IS ON THE HEADS OF THE ISRAELI GOVERNMENT FOR EVERY ISRAELI SOLDIER AND CIVILIAN MURDERED BY THE HIZBULLAH AND HAMAS ,WHO ARE EXECUTING THE ORDERS OF IRAN AND SYRIA , WHO COULD HAVE BEEN SAVED BY ISRAEL CARPET BOMBING ANY AREA WHERE HIZBULLAH ARE HIDDEN AMONG CIVILIANS . WHEN ISRAEL SENT THESE SOLDIERS INTO COMBAT BEFORE CARPET BOMBING HIZBULLAH POSITIONS-REGARDLESS OF ANY COLLATERAL DEATHS OF CIVILIANS- ISRAEL IS RESPONSIBLE FOR THEIR DEATHS. WHEN ISRAEL LEFT LEBANON BEFORE FLATTENING THE ENTIRE AREA AND MAKING IT UNINHABITABLE BY LAYING MINES THEY ENABLED THE HIZBULLAH TO RETURN DISGUISED AS CIVILIANS. BETTER YET, ISRAEL SHOULD NOT HAVE AGREED TO THE CEASE FIRE AND REMAINED IN SOUTHERN LEBANON .

WHAT IS THE WORST THAT WOULD HAVE HAPPENED -THE UN AND THE EUROPEANS WOULD HAVE CONDEMNED ISRAEL? ISRAELI GENERALS AND

**HEADS OF THE GOVERNMENT WOULD NOT BE ABLE TO TRAVEL TO EUROPE
LEST THEY BE TRIED ON WAR CRIME CHARGES ?**

**THE USA WOULD HAVE CRITICIZED ISRAEL , BUT CERTAINLY NO
COUNTRY IN THE WORLD WOULD HAVE SENT TROOPS TO PUNISH ISRAEL OR
EXPEL ISRAEL FROM LEBANON. ESPECIALLY WHEN EVERYONE KNOWS
THAT HIZBULLAH IS A PROXIE FOR IRAN AND SYRIA. HAVING ISRAEL IN
LEBANON RATHER THAN HIZBULLAH WOULD HAVE CUT IRAN'S BEACH
HEAD IN LEBANON AND SCORED A VICTORY FOR THE WEST . POST FACTO
EGYPT JORDAN SAUDI ARABIA AND ALL THE SUNNI ARABS WOULD HAVE
BEEN VERY THANKFUL .**

**LET US IMPRESS OUR ENEMIES THAT IF THEY DARE THREATEN ISRAEL
THEY WILL BE DESTROYED. . LET US BE STRONG. STRENGTH IS THE ONLY
LANGUAGE THAT OUR ENEMIES RESPECT. We have to take what ever action is
necessary to survive. Let us therefore not be deterred from defending ourselves from
Iran Syria and their proxies. Let us take all the action necessary to destroy Hizbullah and
insure that its members who do not wear uniforms do not return mingling with the
civilian population.**

**Israel must purchase and develop armaments against the anti tank missiles and katyusha
rockets. They were responsible for most of the casualties suffered. Israel must prepare that
in future rounds Syria and possibly Iran may be involved in the fighting. . Israel should
exhaust all diplomatic options before resorting to war.**

**Of course , I do not talk for Israel. Israel's leaders must make the decisions based on
all political and military factors involved , I am merely indicating what is permitted from
a Torah perspective .**

**This is a book of Halacha , not Jewish and world history. However I wish to refer the
interested reader to the following books as substantiation of the facts and apprehensions
expressed in the previous pages regarding the Palestinians and the Arabs and what
prospects can be expected for Israel based on the historical running record of all these
countries . These books will also trace the Biblical Talmudic and historic roots for the
claim that Erez Yisroel -Israel belongs only to the Jews given by the Creator of the world.
Only when Jews will settle all the historical parts of Israel -Judea and Samaria as well as
modern Israel will the Messiah arrive who is awaited by Jews and Christians -in their
separate theology.**

**The Bible ; The Babylonian and Jerusalem Talmud; Tosefta ; Rambam Yad
Hachazaka ; Four Parts of Tur and Shulchan Aruch , Levush and Aruch Hashulchon and
Aruch Hashulchon Meosid; Rishonim; Achronim ; thousands of Responsa for the last 2000
years ; See disc from Bar Ilan University ; Hatekufah Hagedola Kol Hator -Mechou Toras**

Shlomo -anthology of the mystical writings of the Sages from the last 300 years regarding the birth of Israel and the redemption of mankind ; **The Story of Civilization** by Will Durant -12 volumes ; **Divrei Yemai Olam** -Dubnoi-[Hebrew] ; **Toldot Yisroel -Zev Yavetz** [Hebrew]14 volumes ; **Social and Religious History of the Jews**-bySalo W. Baron - who taught Jewish history at Columbia University-15 volumes ; **Judaism** by Rav Epstein ; **Whose Homeland Eretz Yisroel** Roots of the Jewish Claim editor Avnet Tomaaschoff ; **Secure and Recognized Boundaries** Israel's Right to live in peace within defensive frontiers prepared by Carta Jerusalem ; **The Holocaust** by Abba Eban ; **History of Jewish Literature** Israel Zinberg -12 volumes ;**the Indestructible Jew** ; **The Jews G-d and history**-by Max I. Dimont ; **The Tribes of Israel The Lost and Dispersed** -by Rabbi Eliyohu Avichail ; **Decline and Fall of the Roman Empire**; **The End of the Roman Empire** ;**The Triumph of Christianity in the Roman Empire** by -Edward Gibbon ; **A History of Western Philosophy**- by Bernard Russell ; **History of the Jews – Grayzel** ; **Gentile Reaction to Jewish Ideals** - Raisin ; **the Jewish Contribution to Civilization** ; **The Moranos** by Cecil Roth ; **Prophets Without Honor** by Frederick Grunfeld ; **The Jewish Connection** by Hirsh Godberg ; **Six Days in June - Israel's Fight for Survival -1967 war** by Robert Donovan; **When God Judged and Men Died** by Arnold Sherman - **Yom Kippur 1974 war** ; **The Jewish Anguish** by Edward Flannigan [2400 years of Jewish suffering at the hands of none Jews] ; **The Samson Option** [Israel's atomic bomb option] ; **Britain and the Jews of Europe 1939-1945** Bernard Wasserstein ; **They Must Go** ; **Never Again** ; **Ohr Harayon** by Harav Meir Kahane[Hebrew] ; **Hamachdil -Yom Kippur War -1974** [Hebrew] ; **The Jewish War** ; **Jerusalem and Rome** [war against the Romans] by Josephus ; **Massada** by Yigal Yadin ; **Jewish Law** by Rabinowiz [traces English and American Law to Talmudic sources; **Archeology of Palestine** by Albright ; **Triumphant of Survival** by Rav Wein ; **The Holocaust** by Martin Gilbert; **Hitler's Willing Executioners** by Joseph Goldhagen ;**The War against the Jews 1933-1945** Lucy S. Dawidowicz ;**If I forget Thee O Jerusalem -1947 1948 war of independence** by Robert Silverman ; **90 Minutes at Etenbe** by William Stevenson ; **Seder Hadorot** ; **Seder Hayuchson** ; **Secret War Against the Jews** -John Loftus Mark Aarons ; **Unholy Trinity** John Loftus Mark Aarons ; **Eichman in Jerusalem** by Hannah Arend ; **Eichman Interrogated** -transcripts from the archives of Israeli police; **Auschwitz and the Allies** by Martin Gilbert ; **Ideology of Death** by John Weiss ; **Thy Brother's Blood** by Kranzler; **A Promise to Keep** by Belth; **The Invisible Government** by David Wise and Thomas A. Ross ; **Martyrs and Fighters** by Philip Friedman ; **Genesis 1948** by Dan Kurtzman ; **The Holocaust Years** Society on Trial by Roselle Charlock ;**Lest We Forget** by Rav Shlomo Warman ;**Battleground Facts and Fantasy in Palestine** by Samuel Katz ; **Faith and Fratricide** by Rosemary Ruther - and thousands of other books in libraries all over the world. Many of these subjects are taught at universities all over the world , in addition to the seminaries for Rabbinical students and Torah scholars. Many libraries and universities still repeat the lies of the anti Semitism of the last 2000 years. The Nazis had over 300,000 books of 2000 years of lies and anti Semitism . The libraries and universities are another battlefield for the truth.

See Rashi's commentary to the first verse in the Bible- Beraushi boro El -kim es

hashomayim Vehooretz .Why asks Rashi does the Bible start with this sentence relating the creation of the world? Why not start with the story of the exodus from Egypt and the miraculous escape of the Jewish people and the giving of the Torah? The reason is to relate to all of humanity that G-d is the creator and owner of the entire universe and this planet the earth. He owns it. He selected the Jews to own a sovereign country in Israel. Those non Jews who will help the Jewish people realize G-d's will and build in Israel safe and secure borders for the Jews will be blessed by G-d and will achieve eternity happiness and longevity. They will hasten the coming of the Messiah who will banish all wars. All people who help the Jews build Israel will live for ever .The good people of all faiths-who respect the right of all humans- will arise from the dead and will live for ever. Peace and blessing will reign forever. See- Whose Homeland Eretz Yisroel Roots of the Jewish Claim and Secure and Recognized Boundaries and all the source books written above for the Biblical and historical roots for all I have written . I have all these books -and many more - in Hebrew Aramaic and English in my library .

The boundaries of Israel have changed at least 15 times in the last 3400 years. AT ALL TIMES JEWS HAVE CONSISTENTLY LIVED IN Eretz Yisroel Israel for the last 3400 years since they first arrived at the command of G-d with Joshua and conquered the land. Even during the thousands of years that Israel has been under foreign domination Jews never ceased living there. Jews never relinquished their claim to Eretz Yisroel -the Land of Israel. At no time in the past thousands of years have Palestinians had a sovereign State even when the land was conquered by Arab rulers. Even in 1948 when Egypt conquered Gaza and Jordan conquered the West Bank , both Egypt and Jordan annexed these areas to their country . They never even discussed setting up an independent Palestine. Palestine has already been partitioned by Great Britain in 1922 when the eastern half of historic Israel was severed and formed Jordan -an Arab country in order not to prejudice the rights of the Arabs. Thus the Palestinians have already a State of their own. The Arabs today have 21 Arab countries with hundreds of millions square miles as opposed to a tiny sliver of land that comprises the Jewish State . The Arabs for the last 100 years refused to accept any Jewish state no matter how tiny. It is not the question of size. But that they are racists and will rewrite history . It is legitimate to lie and kill any one -including another Muslim - who does not accept their brand of Islam. In the nineteenth century there were never more than a few thousand Palestinians in Israel and Jordan . There always existed a majority of Jews in Jerusalem. There always existed thousands of Jews who lived in Israel known as Eretz Yisroel the land of the Jews for the past 2000 years. When the State was formed there were over half a million Jews in Israel. Once the Arabs fled at the prompting of the other Arab States because they wanted to massacre all the Jews and did not want the Arabs in Israel to be in harms way the Jews in Israel became the overwhelming majority. Even without the influx of any other Jews the Jews would remain the majority. After the creation of Israel in 1948 the Arab States threw out the Jews who lived there for over 2500 years. Thus there exists an exchange of populations the millions of Jews who were living in the Arab countries came to Israel . The Arabs who abandoned Israel in 1948 came to the Arab countries. The Jews from Arab countries who came to Israel were followed by Jews who

survived the Nazi holocaust and refused to live in Anti Semitic Europe. All the JEWS WERE INTEGRATED INTO Israel and became self-sufficient. This is a stark contrast to the Arab refugees who were forced by their own Arab hosts to become parasites and beggars living off the dole given by the international community. They were never accepted by the Arabs themselves. THEY WERE EXPLOITED BY THE Arabs against Israel. Thus these descendants of the refugees demand to come back and replace the Jews and destroy the state of Israel. The Sefardic Jews who were thrown out of their country by the Arab States had all their wealth stolen or confiscated by the Arabs, similar as the Nazis confiscated all Jewish wealth. Thus there exists an exchange of populations. Jews came to Israel and Palestinians came to the Arab Countries by their own free will in 1948. They were not thrown out by Israel. Now their descendants number in the millions. Of course Israel will not let them come back because they would destroy Israel by their sheer number. The other Palestinians living today in Yehudah and Shomron should also move to the other Arab countries and in that way there will be an exchange of populations. Peace will be restored. At the end of World War II millions of Ethnic Germans living in Russia Poland and the Czech republic were sent to Germany. There was an exchange of populations between India and Pakistan. So too the Palestinians in Yehudah and Shomron should all go to Arab Countries.

Thus the lie crafted by the President of Iran that the Europeans created Israel and sent Jews there to replace the Arabs is nothing but a filthy fabrication to justify his announced goal and that of Iran to wipe Israel off the map. ONCE Iran, who is not Arab but Persian, gets the atomic bomb they would then make good on their threat. Iran would then spearhead a movement to wipe all the other Arab countries off the map. They would recreate the ancient Persian empire under the banner of Islam that they hijacked INTO THEIR RADICAL INTERPRETATION. THEY WOULD THEN MASSACRE ALL Christians wherever they are if they do not accept Islam.

There never existed more than a few thousand Arabs in Israel and what is now known as Jordan. Only when Jews started building Eretz Yisroel in the 20th century did the Arabs first settle in Israel because they saw greater opportunities than in other Arab countries. Thus the Palestinians have no roots or rights to demand any independent Palestine. Their demand is merely another ploy to destroy Israel as a Jewish country. The Arab's religious places are in Arab hands and administered by them and all their rights are safeguarded by Israel. Christian sacred places are administered by Christian and all their rights are safeguarded by Israel. This situation did not exist when Jordan controlled the old City of Jerusalem. The UN never enforced Christian or Jewish rights to their sacred places or to any agreements that they brokered. But aside to all this Jerusalem is a Jewish City since the time of King David 3000 years ago and Eretz Yisroel is Jewish since 3400 years ago longer than any country that exists today. Eretz Yisroel and the Jews are the only survivors historically of any ancient people and country in existence. That in itself is the greatest proof of Divine Providence and proof of the existence of G-d and what is

written in the Bible that the Land of Israel is for the Jews and that the Jewish people will always remain is true. Even Christian theologians believe that the existence of the Jews for the past 3400 years when all other ancient civilizations have disappeared from the world stage is evidence of Divine Providence and proof that G-d exists. For no one except G-d could decree that a people as hated and persecuted as the Jews for the past 3400 years would still remain in existence and defy all odds. This fact written in the Bible thousands of years ago is proof that the authors of the Bible-[1] Moses -the Five Books of the Torah - the Pentateuch- and the [2] earlier and [3] latter prophets had Divine knowledge when these scriptures were written. Otherwise how could they have known? All the ancient and powerful empires and their people have vanished. Only the Jews and Israel remain. All the wicked Pharaohs and later Hamans and Hitlers of the last 3500 years ago or the new Haman in Iran and other parts of the world who want to destroy Israel and the Jews and then all other humans in the world today will soon depart from the stage of history. The Jews and those non Jews who respect the rights of all humans will remain to eternity.

Chapter 17

The War Against the Jews

The Nazis and other anti-Semites who killed six million Jews ; and the Allies who indirectly assisted in the murder of these six million Jews or else did nothing to save them- provide the cue for Arafat and the other Arabs today - how to use the Nazis' " final solution" for the Jewish problem. The anti Semitic world is again aiding and abetting the murder of Jews , but this time using morality to tie the hands of Israel. They thus prevent them from properly responding to the daily murder of Jews by the Palestinians and put the murders to an end.

Israel given to Jews by G-d is the heritage of all the people of Israel for the last 4000 years to all of eternity. The fact that the the Arabs disagree does not automatically create occupied territories in any part of 4000 year historical Israel - Gaza Yehudah and Shomron - newly named -the West Bank that is claimed by the Palestinians. This land does not belong to any other nation than Jews. Therefore it is impudence on the part of any nation to declare that Jews abandon their claim to any part of Israel and not only not build new settlements there; but also freeze the expansion of existing settlements. Where would the new born children of settlers stay?

If a new Jewish family decides to move to Yehudah and Shomron or Gaza , don't they have the right? If any one in the USA wants to move to a different part of the USA does he need the permission of any one? If a member of any minority group is refused to buy a house in any part of the country , the seller and broker can be charged with discrimination . Arabs live all over Israel . There is no discrimination. But Jews should willingly agree to be subject to discrimination . They should be willingly agree to abdicate their Right to Israel . All those who urge Israel to freeze settlements know that if Jews are physically present in Yehudah and Shomron they will have strengthened their claim to the land. The demand to freeze all building and expansion of present settlements, is reminiscent of the edicts of anti Semites centuries ago that prohibited any Jew from marrying and having children, other than the oldest son or daughter. The intention was to force the other children to leave. Similarly the Arabs and their supporters propose to prohibit Jews from expanding settlements. Therefore they would not have any place where to live - would they have children. They ,therefore, would abandon first

Yehudah ,Shomron and Gaza and then the rest of Israel. This is another version of the maximum number of Jews that were permitted by the British White paper to immigrate to then Palestine in 1939.

The White Paper of the British, who were given a mandate over Palestine by the League of Nations following World War I followed three years of Arabs rioting and murdering Jews in then Palestine. The Arabs were rewarded for their bloodshed by having all their demands met- to thwart Jews ever becoming the majority in Palestine and establishing a State of their own. In 1948 ,the Arabs rejected the United Nations resolution to partition Palestine with two states, one Arab and one Jewish. When Israel was proclaimed as an independent Jewish State, all the Arab countries launched a war to annihilate the nascent Jewish State. After that total was reached in the British White Paper all immigration of Jews to then Palestine stopped. Jews were able to immigrate to Israel after the establishment of the State of Israel.

It seems that the Arabs never tire of their historical goal to deny the Jews an independent land. The first step is to prevent the normal growth of Jews in their independent land. Even today that an independent Jewish State exists , it is the goal of the Arabs to destroy it. That is the thrust of all their propaganda. That is the reason for the annual day of mourning at the anniversary of the founding of Israel. That is the reason all the maps of the Palestinians show a Palestinian State on every inch of Eretz Yisroel.

The enemies of the Jews want to destroy the Jewish claim to any part of Israel , why not start with Yehudah and Shomron ? Certainly, if Jews have no right to historical Israel, they have no right to newly built areas like Tel Aviv. Anti Semites historically limited the areas where Jews could live- to Jewish ghettos. Are Jews in their own country again be confined to Jewish ghettos? Are Jews going to permit those nations who-even today are actively involved in assisting in the murder of Jews- by selling ammunition to the Arabs and supporting them in the United Nations-or do nothing to prevent the murder of Jews assist in the stealing of the Land of Israel? We have yet to hear from those who lecture us their outrage and condemnation of the Palestinians as they murder Jewish men , women and children by shooting them on the roads and planting bombs all over Israel. Are we going to be deterred from preventing the murder of innocent Jews because we are being lectured that we are using disproportionate firepower? Are we going to reward the Arabs for killing unarmed civilians and crushing the skulls of children? The Nazis were hanged for such antics following the Nuremburg trial . Israel has the right morally and in accordance with Hallacha- Jewish Law to throw out all the Arabs from Yehudah , Shomron and Gaza. If the other Arab countries attack, Israel has the right morally and in accordance with Hallacha- Jewish Law to use nuclear weapons and once and for all settle this matter. The United States used the atom bomb against Japan to end world War II. The allies did not hesitate to fire bomb German civilians to end World War II. Israel has the right to do the same. After 2000 years of suffering , enough is enough. However the decision is up to the Israeli people . They must weigh all the consequences. They are forbidden to make a hasty decision, when so much is at stake. They must first explore and attempt all the other options and alternatives. However the other alternatives must not put Jewish lives in danger and the security of the State of Israel must not be compromised.

Are we going to agree to have the open anti Semites or the hidden anti Semites impose

their will upon us to steal our independence? It is not only those individuals who pull the trigger or lay the bombs that are responsible. It is those individuals who master mind the murder of Jews who share equal responsibility. It is those individuals who devise and deliver the hate that motivates the killing of Jews who share the responsibility. It is these individuals and governments who do nothing to prevent the dissemination of hatred and killing of Jews who equally have on their hands Jewish blood. It is the task of Jews and Israel to win the propaganda war. It is our duty to convince the democratic world of the justice of our case. This propaganda war is equally important as is the actual war against the murderers and inciters of hate. Until there is a fundamental change in the Arab mind set and acceptance of Jews to have a land of their own in Israel, it is suicide to contemplate to surrender one centimeter of Eretz Yisroel -the Land of Israel. It is suicide to fall into the trap of "morality" to give up any PART OF ERETZ YISROEL. EVERY PART OF ISRAEL IS STRATEGIC. IT IS OUR LAND THE ARABS HAVE ZERO RIGHTS. LET THEM GO TO THE 21 COUNTRIES WITH MILLIONS OF SQUARE MILES. LET ISRAEL USE THEIR ATOMIC WEAPONS TO ENFORCE JEWS' RIGHTS TO EVERY SQUARE INCH OF ERETZ YISROEL. SUPERIORITY OF NUMBERS DISAPPEAR. G-D IS ON OUR SIDE. IT IS G-D WHO DECREED THAT ERETZ YISROEL SHOULD BE UNDER JEWS' SOVEREIGNTY. TO DENY THE BIBLE IS TO DENY G-D. THE WHOLE WORLD BELONGS TO G-D. G-D DECREED, NOT THE JEWS, THAT ALL OF HISTORICAL AND NEW ERETZ YISROEL JERUSALEM JUDEA SAMARIA GOLAN HEIGHTS GAZA - MUST BE UNDER JEWS' SOVEREIGNTY. THOSE INDIVIDUALS AND GROUPS WHO HIDE UNDER THE COVER OF CHAMPIONING PALESTINIANS' RIGHTS ARE DEFYING G-D AND DENYING HIS EXISTENCE. THEY ARE MOUTHING ANTI JEWISH HATRED, USING HUMAN RIGHTS TO HIDE THEIR FANGS AND VENOM. WHAT THEY REALLY WANT IS TO EXTERMINATE EVERY JEW ANY PLACE IN THE WORLD. WHEN THEY WILL FINISH THE JEW THEY WILL EXTERMINATE ALL THE NON JEWS WHO DO NOT ACCEPT THEIR THEOLOGY AND MASTERY. IT IS THE METAMORPHYSIS OF THE 4000 YEAR OLD SERPENT OF EXPLOITING RELIGION AND FREEDOM AND HUMAN RIGHTS TO RAPE STEAL AND MURDER.. ANY SLOGAN TO ACHIEVE ONE'S GOAL

. God is converted as the clone of man rather than man becoming the clone of God.

Introduction

The purpose of this volume is to show how halachah--Jewish law--views various disabilities, how a particular disability may affect one's ability to function as a complete Jew in all aspects of living and experience, and how one is expected to cope with a disability. After reading ^{how} the Talmud, Geonim, Rishonim, and Achronim for a period of 700 years viewed various physical disabilities, a disabled Jew will look upon himself or herself from a different perspective, having grown in insight. He will cease thinking that physical disabilities are like horns, but will accept himself the way he is. Only then will he radiate his newly-found self-worth and confidence and enrich others with the flame of Torah insight thereby influencing others to consider him as a peer.

In all areas I have stressed the predominant value and worth of the individual Jew, irrespective of the physical attributes he possesses. Thus, one having any physical disabilities is not one iota less important in the eyes of G-d and man than one who is not so afflicted. It is not the disability but what he does about it or in spite of it that makes all the difference in the world in his attitude and, therefore, his ability to be functional and well adjusted.

I am what I am

Because I am myself

I am short, I am tall
I am half

I am fat, I am ~~thin~~ ^{thin}

I am dumb, I am wise
I am ugly, I am pretty

I am white, I am black

I am yellow, I am red

I am brown, I am ^{green}

I am male, I am ^{female}

I am young, I am old
I am weak, I am strong

I am what I am
Because I am myself

I am an embryo, I am
I have all my problems born
I am healthy, I am
I am sound, I am ^{disabled}
What counts is the

- I -
not the
- am -
the first is the
essence of me
the second is no more
than a description

12/11/2020
I am a male ^{or} I am a female
~~I am a~~

I am a male with characteristics of a female - a

I am a Klinefelter female with characteristic of a male - a Turner

- Sex is an attribute given by G-D. No one should be ~~rewarded~~ rewarded or penalized because of it. Every ~~human~~ human ~~is~~ is within everyone's reach. This is who COURTS.

I am what I am
because I am myself

I am an accountant, I
am a scholar

I am a physician, I
am a professor

I am an engineer, I
am an attorney

I am a programmer,

I am an analyst.

I am employed, I

am unemployed

- a profession is but a cloth, the
"I" remains me *Respectus ad Vocati*

I am what I am
because I am myself

I am a child, I am
a parent

I am a brother, I am
a sister

I am a husband, I am
a wife

I am a stranger, I am
a friend

I am a follower, I am
a leader

~ whatever the role, I
remain unchanged. ~

I am what I am
Because I am myself

I am sad, I am
happy

I am angry, I am
satisfied

I am hungry, I
am satiated

I am bored, I
am excited

I am clear headed, I
am unable to

- all these moods do not
concentrate
make me better or worse -

I am what I am.
Because I am myself.

The essence of me
is independent of
any adjectives.

The adjectives may
be able to generate
more material
qualities, but they
do not by themselves
make me better or
worse.

I am what I am

Because I am myself

The soul given me
is ~~is~~ ^{is} pure. It
is full of ^{with} adjectives.
It is me. ~~That~~
my life - which ~~it~~ was
blessed to be placed
on this planet -
must be meaning-
ful. I am
meaningful. My
very existence is

I am what I am
because I am myself
meaningful. It
reinforces the
concept of Divine
creation. The fact
that God gave me
a soul and a
mind is testimony
that there is a
Creator. This fact
is reinforced by
His Providence in
keeping me alive.

↓ am what I am
Because I am myself
This fact alone - no
other - is the reason
of ~~the~~ être of my
existence.

Certainly, I who
but a fool will
waste valuable
minutes and days
and years! Who
but an imbecile
will destroy his
potential to

I am what I appear
because I am
turn these minutes
into pearls of
wisdom to satisfy
a thirsty world

For genuine truth
~~is not a matter of opinion~~
- ~~truth~~ - There is only one
- absolute - ~~that is life~~
- that is life. -

It is ~~the~~ good to
- be ALIVE -
because G-d only
creates good.

Inalienable Right to Life

When is life worth living? What are the criteria that one has to meet to make living worthwhile? The Talmud Sanhedrin 74a relates an episode that was a landmark decision in this area. The Rabbis were presented with the following problem: If someone demanded that a man commit murder on the threat that should he refuse, he himself would be killed, what action should that man take? The Rabbis replied that one should let himself be killed rather than take another human's life. For who can say that his blood is redder (i.e. more valuable) than another man's blood?

Rashi, in his commentary on this passage, explains: "For who can measure which life is more meaningful in the eyes of G-d? who can tell what each man is destined to do? who can measure the significance of what each can or cannot do?"

Horav Moshe Feinstein, Shlita, in his response Igros Moshe¹ regarding the question of heart transplants elaborates on this problem. He deals with the following question: Is one required to donate a vital organ that would endanger oneself in order to save the life of another? Furthermore, is one required to sacrifice one's life if the person to be saved is an illustrious person of brilliant mind, great knowledge, or a righteous saint? The response again, as in Sanhedrin 74a, makes it clear that we cannot determine that even a saint or one of the greatest minds has blood redder than that of the common individual who was asked to sacrifice his life. It was the misfortune of this saint that he find himself in such a predicament. However, there is no justi-

fication for demanding that one who is definitely on a lower spiritual plane than he sacrifice his life to save him. For the world does not operate by blind chance. There is a Guiding Hand which gives life, and only He can and should decide whose life is to be terminated. No man is required, nor has he the right, to play God by substituting his or another's life to save some superior mind or soul. Likewise, if donating a vital organ could endanger the donor, he is not required to place his life in danger in order to save another person's life.²

Thus, it is patently clear that the criteria for life are not intelligence, knowledge, spiritual attainment, or saintliness. The criterion is simply living for the sake of living. Life does not need any justification. One does not need to collect honors or accomplishments to make life worthwhile. One does not need to produce anything. For if we regard only the accomplishments of another's existence, then we do not love life but only love products. Man then has lost his humanity.

A man who considers a human being a source for gratification of some need is like a carnivorous animal who regards other forms of life as simply sources of food. They both look at the world in a cold-blooded, practical manner, expecting that each and every creature exists for a utilitarian purpose, so love is lost on any creature once this purpose no longer serves to protect it.

For an animal, this behavior is appropriate, but for man to view the world in this way is degrading to his character and harmful to the human race. Such is the barbaric conduct of the nations who have waged wars since recorded history. Such is the conduct of "civilized man" whose morality is all too often

governed by "practical" considerations and applies only to his own group. Indeed, all social insects and animals who live in social groups respond similarly to outsiders.

Such reactions, however, do not express humanity but barbarism and animalism. No one need justify the will to stay alive, for life is intrinsically sacred since it has been given by G-d. For "G-d created man in His own image." Just as G-d needs no justification, so too, anything that G-d created needs no justification. To question why any life is necessary is tantamount to questioning G-d. For everything that G-d created is good. Everything that G-d created has a purpose. From the smallest to the largest creature, the most insignificant to the most important, each was created by the hand of G-d. All have a purpose in Creation. Man may not presently, or indeed ever, know his purpose, but his ignorance does not diminish the purpose for which each and every creature was put on the earth.

Although G-d's providence relates to species in general, in the case of man, G-d's providence relates to each and every man and woman. Thus, the response to the question, "Is life worthwhile?" is, "Of course." To think otherwise, is animalism, barbarism, or, at best, insanity.

Life is intrinsically worthwhile. Therefore, if a person is normal and sensible and can produce something of benefit to society, then whatever he or she accomplishes are dividends and extras. Naturally, most people would seek to limit their tendencies to waste time on vanities and foolishness and would try to leave something worthwhile to posterity. Yet, even if G-d did not

endow one with any such abilities, life would still be worth living. If one be born with any disability or retardation, life is still worthwhile.

The Jew on the eve of Passover, while reciting the Hagaddah, sings the hymn of "Dayenu." There he utters praise to G-d for the kindnesses shown to the Jewish people during the Exodus from Egypt. He begins with the first thanksgiving for being freed from the bondage of Egypt and continues to enumerate additional acts done by G-d in the process of the Jewish redemption from slavery and attainment of nationhood culminating in the giving of the Torah, entry into the Land of Israel, and building of the Temple. After each of these steps in the progress of the Jewish people, one says "Dayenu"--"it would have been sufficient for us." This means that if G-d would have done no other favor but this alone, that act in itself was such a great kindness that it would have been sufficient.

I believe that each one has to say "Dayenu" for whatever his or her potential is. For don't we all have some form of disability or blemish? Some of us have spiritual disabilities. Others are emotionally unable to cope with certain situations; and still others of us have physical disabilities.

In Hebrew a blind man is called "one with clear insight."³ True, he can't see physically, but mentally and spiritually he has a clearer insight than the ordinary person. It is not our disabilities that have significance but what we do or do not do about them. G-d does not expect from a man or woman something He never gave him the potential to accomplish. But in His great mercy and

wisdom there is a purpose and role for everyone. Each one must develop himself or herself to his greatest potential.

"For you shall not honor the wise man for his wisdom, nor the rich man for his wealth, nor the strong for his strength; but only one who does the will of G-d."⁴ Wisdom, wealth, and strength are assets not every one is blessed with. However, for one to do the will of G-d, i.e. develop oneself according to his or her potential--is within reach of everyone. To life! Lechayim!

✓ Inalienable Rights to life to p 111 d' 78

Footnotes

1. Yoreh Deah, Part II, Responsa # 174
2. ^{Responsa} Responsa in accordance with Baveli Sanhedrin Choshen Mishpat 426 and Yoreh Deah 252.
3. Rashi to Talmud Baveli, Baba Kama 87a

4.

Persons of Unsound Mind in Jewish Law--The Shoteh and Pesi

Halachah--the 3400 year old body of Jewish law--is, among other things, a compendium of moral, ethical, social, and psychological principles manifested and structured within the body of the law. A group of individuals to whom these principles pertain are those classified as the shoteh and pesi. We will discuss the Talmudic sources and then post-Talmudic authorities and the Codes which contain legal and social ramifications.

The Tosefta Trumos¹ states:

Who is a shoteh? One who goes out alone at night; one who tears his or her garments; one who spends the night sleeping in the cemetery; one who loses or destroys his possessions.

One who acts sanely part of the time and acts like a shoteh at other times, is deemed legally sane while he behaves as a sane individual, and is deemed a shoteh during the time in which he behaves as a shoteh.

The Talmud Yerushalmi Trumos² states:

Who is a shoteh? One who goes out at night (presumably alone where it is dangerous); one who tears his garment; one who sleeps in the cemetery; one who loses or destroys all his possessions.

The Talmud then asks if it is necessary for an individual to perform all the above actions or if just one such irrational act is sufficient to classify him as a shoteh.

The Talmud indicates that in this matter there is a dispute between Rav Huna and Rav Yochanon. Rav Huna says that one must act irrationally in all the criteria mentioned to be deemed a shoteh, while Rav Yochanon states that it is sufficient that he or

she act irrationally in only one area. However, the Talmud concludes that if one loses or destroys all his property, he is certainly a shoteh, for a "shoteh of a shoteh," the greatest shoteh, does not destroy all his property.³

In the Talmud Bavli⁴ the definition of shoteh is again recorded as well as the debate between Rav Huna and Rav Yochanon. The Talmud then inquires as to the surrounding circumstances. If the individual behaved in a rational manner while performing all the acts enumerated above, such an individual should be considered sane. Otherwise, that person should be termed a shoteh.

Even if there is a rational explanation for one's behavior, nevertheless, if he consistently engages in all these acts, he or she is deemed a shoteh. Thus, one can rationalize that he goes out alone at night to get some air because he is very hot; one sleeps in the cemetery because he desires contact with the spirits which will enable him to practice black magic; one tears his garments because he is a man of deep thoughts and finds it necessary to concentrate by tearing. Nevertheless, if one practices such weird and unconventional behavior consistently, circumstantial evidence insists that such a person is a shoteh, of unsound mind.

Rahsi⁵ states that according to Jewish law a shoteh, by virtue of the fact that he or she is not of "sound and lucid mind," is disqualified from any and all transactions having such a state of mind as a prerequisite. Thus, a shoteh is not a legal agent for sales or purchases and is exempt from the mitsvos (forah commandments) and any punishments for their non-observance.

The Pnei Moshe⁶ indicates that a shoteh is one who does not exercise "lucid thinking." Thus, in all legal matters wherein the participant must exercise "lucid thinking," the shoteh is disqualified. Such matters include the separation of t'rumah from the grain (the t'rumah to be given to the Temple priests). Likewise, a cheresh, a deaf mute, who possibly also lacked "lucid thinking" was disqualified from the function of separating of t'rumah or ma'aser--that which was given to the Levites or the poor. On the other hand, a function that required only "awareness and concentration--not losing attention" was legally permitted to a cheresh. Thus, the sons of Rav Yochanon, who were deaf mutes, engaged in segregating ritually pure articles from impure articles in Jerusalem.

The Rambam (Maimonides) in his Yad Chazakah⁷ states that the shoteh is disqualified from rendering testimony because he is not a man under the obligation to perform mitsvos. This ruling applies to anyone whose mind is confused or off balance consistently in any way even though he (or she) talks and asks questions coherently in other matters (in areas in which he is not disturbed). The non-Jewish shoteh is exempt from the performance of the Seven Noachide Principles since he lacks the mental capacity. §

An epileptic during the time of his seizure is similarly disqualified. When he is well, however, he is qualified. This applies to an occasional epileptic or to one chronically afflicted so long as his mind is not confused continuously. There are, however, epileptics whose minds are confused even when they are well. Therefore, it is necessary to consider each case individually and take counsel before deciding on the qualifications of an epileptic.

* The shotek is worse in this respect than the case of the woman and slave who volunteer to observe certain mitsvos from which

they are exempt. The reason is because the woman

and slave through they are exempt

nevertheless are ^{to} competent to

~~fulfill~~ fulfill the Mitzvos - they have

sense and are part of the Jewish

people. Thus even though G-d

does not require them to

perform certain Mitzvos

Shekizman Orava - that are

bound by time, they never-

less are competent to

perform them. When they

voluntarily observe them, they

get rewarded. The Shotek,

on the other hand, has no sense.

It is as though a ~~man~~ man

is performing an act, there

a lack of competence.

the photo is worse in this respect than the case of the woman

who volunteered to observe certain mitzvot from which

she is exempt. The reason is because the woman

in State through they are exempt

from the mitzvot they have

reason and are part of the Jewish

people. Thus even though she

does not require them to

perform certain mitzvot

Shabbat laws - that are

bound by time, they are

competent to

perform them. When they

voluntarily observe them, they

get rewarded. The Shach

on the other hand, has no reward

It is as though a man who

is performing an act, but

is not aware of it.

1. Mrs. Wilson's paper in response
and I also wrote response
EventHugger, Choshen Mishpat
Vol II rule that a Shoteh
should not be placed in
a non kosher facility and
eat forbidden food. How-
ever, one can ~~not~~ define
who is a Shoteh.

Who is a Shoteh is
a matter of dispute
and subject to various
interpretations. Therefore
~~letting~~^{any} one suspected of
being a Shoteh, even
though he is not kosher
to be a witness or Judge.

or can not officiate as
a Shochet or sicke
or other religious funct.
requiring proof of ~~some~~
being in ones senses,
nevertheless can
perform Mitzvot and
he will definitely
be rewarded.

The ones who are psoyim beyoser (very foolish) cannot recognize contradictions within situations and do not have the insight and understanding that other individuals possess. Similarly those who are confused, temperamental, or act hastily without due deliberation,¹⁰ and those who are very irrational are all in the category of shotim. These categories are to be determined according to the best judgment and insight of the deciding judge--the Dayan--since it is impossible to tender one definition to cover all cases.

Thus, we have seen that both Rashi and Maimonides associate the non-qualification of the shoteh to render testimony with his inability to perform mitsvos, since in both cases the ability to function lucidly is required. The deaf mute is also disqualified since he or she cannot positively prove that his mind is lucid. ¹¹

The Radvaz¹² writes: Maimonides associates the shoteh's disqualification for rendering testimony with the fact that he is not a man of mitsvos. Even though the shoteh may observe certain mitsvos occasionally, he is (or she is) not obligated to observe them but only observes them voluntarily. * Since his mind is baffled, the shoteh could not render accurate testimony.

The Radvaz continues¹³ : the psoyim beyoser (very foolish) are not accurate and consistent regarding their personal matters, [Therefore, there exists circumstantial evidence that] they would not be accurate in relating testimony. Since the conventions are different in each era and place, it was left for the Dayanim (judges) to decide each case on its individual merits.

Although the deaf-mute may not be of unsound mind as the shoteh, one who can hear but not speak, or speak but not hear nevertheless is disqualified because of a technicality: that the one rendering testimony must be physically capable of speaking and hearing and, if he cannot, he is disqualified even if he be of lucid mind. This decision, however, only applies to rendering testimony. In all other areas, unless specifically excluded by a technicality, he or she is regarded as a physically normal person. Thus, his or her sales and purchases are valid, and he or she is considered bound and obligated to perform all mitsvos as everyone else.

The Orach Ha-Shulchan, writing in approximately 1900,¹⁴ explains the position of the Rambam: The Rambam interpreted the Talmud's catalogue of actions pertaining to the shoteh merely as a list of examples. The thrust of the Talmud is that, in general, anyone whose mind is baffled consistently in one area and does not behave in a normal manner like one of healthy mind is considered a shoteh. The Talmud offers these examples in order to emphasize that even though it is possible to rationalize such behavior, nevertheless, if done consistently, the individual who behaves this way must be considered a shoteh.

Other commentators caution that it is very difficult to diagnose an individual as a shoteh except by use of these criteria cited in the Talmud. Although some commentators¹⁵ use the Rambam's criteria, it remains that one must be cautious in labeling people shotim nowadays. The Shulchan Aruch¹⁶ indicates that using circumstantial evidence to decide cases was rare since this required men of saintly nature and great scholastic achievement in Talmud and post-Talmudic writings. Such men were rare then; certainly

today they are hard to find. Therefore, because of the risk of causing untold tragedy, it is a very serious matter to label people shotim. Such a step may be taken only after long deliberation and consultation with physicians as well as Roshai yeshivah (deans of Orthodox Rabbinical seminaries).

Sefer Meiras Einayim¹⁷ states that the difference between shoteh and psoyim beyoser is that a shoteh's mind is baffled and confused entirely in one area while the pesi cannot be said to have a baffled mind in any one particular area. The shoteh in other matters not concerned with his weakness, is as wise as any other person, whereas the pesi does not possess complete sense nor does he understand anything in the same way that other people comprehend. Further, Sefer Meiras Einayim writes,¹⁸ there are those who are temperamental and hasty in their thinking and who will not think a matter through patiently to its logical conclusion and consider its consequences. Rather, they act on impulse and so do everything in haste. All testimony rendered by such individuals is not acceptable but is disqualified.

The disqualification of witnesses must be seen in light of the Jewish court system. In addition to the shoteh and pesi there were ~~none~~ other categories of individuals with no mental problems whose testimony was not accepted in court.¹⁹ This was done in order to protect the accused and to make sure beyond a shadow of doubt that the testimony of the witnesses was accurate and reliable.

Regardless of the legal status of the shoteh concerning mitsvos and those functions requiring a lucid mind, the life and property of the shoteh were protected by law. A guardian could be appointed to safeguard the property of a shoteh.²⁰ If a person were found stealing or injuring a shoteh, he was subject to punish-

ment and required to make appropriate restitution, the same as if he had injured anyone else. Similarly, if he killed a shotek, he was subject to capital punishment²¹ since there is no differentiation between killing a lucid person or one of unsound mind. Murder of any individual subjects the criminal to capital punishment. In the instances when a Jewish court could not carry out such punishment, the criminal was to be punished by the civil authorities. In those instances when he escaped justice at the hands of man, G-d would ensure that he be punished.

As we have seen, the definitions of shotek and pesi are relative, depending on the circumstances of each case, the time and place, and the social environment.²² Thus, the main emphasis appears to be that one who is functional and able to adapt to his environment is not a shotek or pesi since the cited disqualifications involve inability to be functional. In all cases it is critical to view the subject's behavior in proper perspective using the background of society in one's era as a measuring rod.

Society's behavior influences that of its members. Therefore, in our time when the range of normal behavior has been widened, fewer people can be labeled unsound. Applying this standard, it can be unequivocally stated that mongoloids who have progressed through special schooling and are able to function are beyond the shadow of a doubt, not in the category of a shotek or a pesi. Likewise, an emotionally disturbed individual who is currently under therapy and is functional is not a shotek or pesi, regardless of psychiatrists' labels. It may be that such a person's mind is shallow and unsophisticated. Yet Jewish law rules that

a marriage between two such people is legal.²³

What is important is not the labeling of individuals but rather giving to such people the emotional warmth, love, and support to enable them to gain insight into their problems and weaknesses. In that manner each person will develop to his fullest capacity and potential.

God does not demand the impossible: He merely asks each man or woman to be himself. Let us mortals not be holier than God in our expectations regarding our children, relatives, friends, and neighbors. Each human being is holy by virtue of having been created by God.

22. Reddy on Maimonides, "Laws of Testimony," IX:10.

23. See Eben HaEzer 44:2 (Rancor) Bai Samuel

1. Chapt'r I:3 ~~1:1~~

2. Chapter I:2a

③ Where does it say this?

Talmud Yerushalmi ~~within~~ Chapter VII:1 ^{contains} a ~~discussion~~ ^{similar to} the ~~discussion~~ ^{of} ~~foregone~~.

4. Hagigah 3b

5. ~~#~~ In his commentary to "Ukha l'a Shoteh?" in Hagigah 3b.

6. In his commentary to Talmud Yerushalmi Trumos Chapter I:1a

7. "Laws of Testimony," Chapter IX:9

8. Rambam, "Laws of Kings" Chapter 10:2

? 9. Rambam Laws of Evidence IX:10 (bottom of p. III-3)

10. Sefer Meirav Einayim on Shulchan Aruch Chai Mishpat. 35:10, Sima 22

11. IX:11

See Tosefta Trumos Chapter I:4. "Rav Yitschok: 'In the case of deaf? or dumb? notes it is doubtful whether or not their mind are lucid.'"

12. Commenting on Maimonides' "Laws of Testimony," IX.
on the disqualification of a "stotter."

13. ~~On~~ Maimonides IX:10

14. (name?)

~~On~~ Choshen Mishpat 35:7

15. Tur, Choshen Mishpat 35:9,10; Baib Yosef in the
Shulchan Aruch Choshen Mishpat 35:8,9,10

16. Choshen Mishpat Chapter 15

17.

~~In~~ his commentary to Shulchan Aruch Choshen
Mishpat 35:10 regarding "Lo oyim Beyoser"
(comment 21).

18. ~~Comment~~ 22.

19. ~~Maimonides~~ IX:1.

20. Choshen Mishpat 235:20; Talmud Kerub
48b, 20. Talmud Rosh Hashana 28a. On p.
See also Talmud Gittin 59b; Maimonides,
"Laws of Larceny" XVII:12; Choshen Mishpat
270:1.

21.

~~Rambam~~ (Maimonides) Yad Hazakah, "Laws of
a Murderer & the Protection of Life," Chapter I
7:8.

up to ^{XXXX} Tarnis 2: 5

learned Tarnis 2: 2, 3, 4, 6.

Shirley
12

Feb 9 1990 Tarnis 2: 3, 4, 6, 7.

1000

1000

The Definition of a Shoteh

Thus far, there are two definitions for a shoteh: the specific one is mentioned in the Talmud--one who goes out at night, tears his garments, sleeps in the cemetery, loses or destroys all his property. A more general definition is given by the Rambam who views as a shoteh anyone who is irrational, does not operate in a lucid manner, lacks insight and understanding and so is not obligated to perform mitsvos.

The apparent contradiction between these two definitions is treated by the Chasam Sofer.¹ According to Noda Beyehudah,² the Rambam's definition is found in "Laws of Evidence," and the same law is quoted in Choshen Mishpat. From the places in which it is mentioned, we see that only in matters of evidence may the generalization be applied. However, for all other purposes a stricter and more limiting definition such as that given in the Talmud is employed.

The Chasam Sofer offers another explanation. When a person is temporarily insane, it is impossible to punish him for false testimony. (Ordinarily, a false witness must pay damages to the victim.) Since the witness claims temporary insanity as his defense, he must be disqualified from testifying because there are no safeguards in case he should render inaccurate testimony. In all other matters, the Rambam will concede that the limited definition of the Talmud be used, probably in order not to exclude individuals unnecessarily from the obligations and privileges given by the Torah.

One who is not legally a shoteh, during the time when he acts like a shoteh, is not bound by mitsvos. This status is similar to

"temporary insanity." Accordingly, such a man is not then "his brother in mitsvos" and becomes legally disqualified from being a witness. Thus the Rambam there uses a broad definition that includes all forms of temporary insanity although such a person cannot legally be deemed permanently unsound.

When a witness is to render testimony, the court has the obligation³ to investigate the reliability of witnesses and to ascertain the truth of the testimony. Although the court cannot rule based entirely on circumstantial evidence, nevertheless, when such evidence indicates that the witnesses are not completely reliable, the court is obligated to proceed with in-depth interrogation above and beyond that conventionally employed in monetary matters. Thus, the court can, by cross-examination, disprove the evidence of the witnesses. No judgment of the court can be made with anything less than reliable testimony rendered by a person with a definitely sound mind. Thus, the position of the Rambam is that even if one cannot be definitely labeled a shoteh for other areas of Jewish law, nevertheless, as long as certain of his behavior is questionable, his testimony is not valid.⁴

The Naharit⁵ reconciles the Rambam and the Talmud in a very enlightening manner. The Naharit excludes from the definition of a shoteh one whose understanding is ~~not~~ the same as other people's if he recognizes opposite concepts and distinguishes the differences.* It is possible that such a person imagined that an event happened, and he testified to it although the reality was different. Since occasionally he does not distinguish opposite concepts, he confuses reality and imagination. Therefore, we cannot

39 he can not really see opposite concepts
and distinguish them. The difference he is distinguished

rely on such testimony as in matters of evidence that the Rambam stipulates must be definitive and not have any stigma of doubtfulness.⁷ However, when the court needs to certify the facts in matters of purchases, sales, divorce, and marriage, and the court explains to him and he understands (the general idea of what is being done), and the court recognizes that he understands, such a person is not considered a shoteh.

The naharit requires the supervision of a mature individual to enable the act of such a person to have legality. This is in line with the Yerushalmi (KruMos 1:1) and Bavli (Gittin 22b) who state that certain persons deemed incompetent to perform certain acts may perform them under supervision of a rabbinical court.

A further distinction between the Rambam's position on rendering testimony and the description in the Talmud Chagigah and Gittin regarding the shoteh is the following: The Rambam discusses the case of an individual who is destructive and harmful to others. He goes out naked in public; he destroys others' property. He can be described as turning his abnormalcy outwards. The Talmud, however discusses the cases in which a person turns his anger, frustration, and abnormalcy inwards and hurts his own property and person and/or endangers his own life. Legally, if a sane person performed these acts, he would be in violation whether the acts were directed outwards or against himself.⁸

If someone persists in hurting himself, it is symptomatic of a deep personality disorder and emotional disturbance. The Talmud understands his irrationality to be involuntary. He no longer is in control of his feelings and behavior. Therefore, God in His Torah recognizes that the shoteh does not have the mind to exercise free

will, and so he or she is exempt from mitsvos and civil obligations.⁹

The Rambam discusses one "who destroys others' property and harms others." This person is not necessarily abnormal. His craze could very well be a clever scheme to camouflage his viciousness in order to escape punishment. For such a person there is the saying
אֵלֶּיךָ יָבוֹא הַחַטָּאִתְּךָ וְאַתָּה מְשַׁלְּחָהּ
"it is forbidden to have compassion and excuse the deeds of

one who acts like a shoteh." For not to deal with him in kind merely encourages him to continue to hurt other victims.

אֵלֶּיךָ יָבוֹא הַחַטָּאִתְּךָ וְאַתָּה מְשַׁלְּחָהּ
"One who has compassion for the cruel ultimately will be cruel to the compassionate."¹⁰

Thus, although the individual acting as crazy is possibly normal for all other matters, the Rambam will restrict such an individual from qualifying as a witness. The reason could be that any individual reckless enough to play crazy when it suits his fancy is obviously irresponsible, and, as such, his testimony is not reliable. For lesser discretions the court is authorized to question and disqualify the testimony of witnesses. Thus, if a witness displays insensitivity to public norms such as going naked in public (although he is at work and sweating) or unashamedly eating in public at a time and place where it would be considered unconventional, his testimony is Rabbinically disqualified.¹¹

The Rabbis¹² are authorized to use their discretion in allowing circumstantial evidence to verify the reliability of testimony of certain individuals who disregard social norms. The court can insist that testimony offered by such individuals be disregarded.

A person insensitive to public norms likewise might be insensitive about lying.¹³

Thus, it was a small step to disqualify also the testimony offered by one who plays mad whenever his fancy suits him in order to inflict injury and damage on others. Such a person is either evil ("rasha") or emotionally unsettled, though not a shoteh as defined by the Mishnah. Regardless of either state, his testimony is disqualified.¹⁴ This could be the justification of the Mishnah in adopting a very broad definition of individuals with unsound minds whose testimony is disregarded.¹⁵

1. ~~See his response~~, Even Haezer No. 4 (toward end).

2. Seder Or Hayashar.

~~3. IX:10, 11~~

~~4. 35:8, 9, 10, 11~~

2. ~~§~~. As cited in Choshen Mishpat, chapter XV

4. ~~§~~ See Ramban IX:2. See Bais Meir, Even Ha-E
|21:2. ~~§~~

5. Even Ha-Ezer II, Response No. 15.

6. "Laws of Evidence," IX:3.

7. "Laws of Evidence," IX:9.

8. See Yam Shel Shlomo, Pava Kama XIII
on inflicting damage on hurting oneself.

9. See Poi Megadim, Prologue, Orach Chayim,
Part II regarding shoteh.

10. where does the comparison?

11. "Laws of Evidence," XI:5.

12. As stated in Tur + Shulchan Aruch Choshen

Mishpat Chapter XV

13. Rambam, "Laws of Evidence," XI:5 and XI:1-4.

14. If he is evil, he is disqualified according to Rambam, "Laws of Evidence," Chapter X:4.

15. "Laws of Evidence," ~~IX~~ IX:9, 10.

Cheresh--Deaf mute

While the cheresh, deaf mute, has the symptoms of both the deaf and the mute, his problem is not the same as a combination of theirs, but is an entity in itself. The deaf or the mute separately are categorized as pikeach--a sound person.¹ Each one will be separately dealt with and their legal status analyzed.

The cheresh, however, the deaf mute, is categorized like the shoteh, of unsound mind. This categorization is restricted only to chereshim who are known to have an impairment that renders their judgment unclear. There is a distinction made in the Talmud² as to the extent and character of this impairment.

In one type of case, it is certain that the standard of intelligence and degree of penetration and depth of understanding are not equal to those of a healthy person. There is uncertainty if such a cheresh clearly understands what he does, or if whatever he does and perceives is done in a baffled and confused mental state. In either case, his condition is stable.

The inability to communicate his true state of mind results in the inability of the court to determine how to treat him. Through Rabbinical enactment, marriage and divorce were made available for the deaf mute because he is able to function at all times whereas the shoteh was never provided with an enactment of marriage.

The other way of viewing the impairment of the cheresh is that his ability to understand is weak, and he or she goes through cycles of confusion and clarity. In a clear mental state his mind is as lucid as a normal person's.

In the second group of cases in which the condition of the cheresh is unstable, and he vacillates from lucid to confused and back again to lucid, at no particular time are we certain what his state of mind is. Therefore, if he is lucid at the time of marriage, the marriage can be declared legal and binding by Divine Law (prescribed by the Torah). If he then became baffled again, he would be unable to divorce his wife since he doesn't possess a lucid mental state required to dissolve a marriage. Such appears to be the interpretation of Rashi on the text explaining Rav Eliezer in the Mishnah.

Rav Eliezer is argued with by the Rabbis who hold that the cheresh is to be considered in a stable condition at all times. Consequently for the benefit of the cheresh, he is deemed as incompetent, and his marriage and divorce is only valid as a result of Rabbinical enactment. To do otherwise would place him at a disadvantage since once married, he could never divorce his wife for fear that he lacked mental competence at the moment of divorce necessary to dissolve a marriage valid by Divine law (Torah). By a marriage consecrated by sanction of the court, it could much more easily be dissolved.

That the court could not positively determine the actual extent of the impairment of the cheresh can be borne out from the language employed by the Tosefta.³

Rav Yehudah says: a cheresh who separated t'rumah has performed a valid act. It was required that the person separating t'rumah be possessed of clear mental faculties. Thus, by validating the performance of the cheresh, Rav Yehudah acknowledges that the speech and hearing disability of the cheresh does not affect his mental fitness and capabilities.

Rav Yehudah continued: There was an actual case in which the children of Rav Yochanon ben Gudgoda, who were all chereshim, engaged in segregating all matters of purity and impurity in the city of Jerusalem. Now, if they would not have been possessed of full mental faculties, they would not be entrusted with such a responsible pose.

The Rabbis answered Rav Yehudah: Although Rav Yochanon ben Gudgoda's sons engaged in matters of purity and impurity, this cannot be brought as evidence as to the capability of the cheresh to engage in matters of t'rumos and ma'aser. For matters of t'rumos and ma'aser require machshovoh--reasoning and discretion--while matters of purity and impurity only require a minimum of intelligence to ensure that no impure objects come in contact with the pure.

Furthermore, the Torah indicates that the person engaging in the separation of t'rumos and ma'aseros must have full mental capacity and da'as--intelligence. The intentions of the person so occupied must be easily discernible. In the case of the cheresh, we cannot know what he had in mind. However, with respect to the segregation of pure and impure objects, the Torah does not require intelligence, and one can, by circumstantial evidence, deduce what the intentions of the cheresh were.⁴ Therefore, the segregation of pure and impure matters may be performed by a cheresh, a shoteh, or a koton--minor.⁵

Rav Yitschok said in the name of Rav Eliezer: the t'rumos separated by a cheresh cannot be used because a doubt exists as to whether or not the cheresh has da'as, mental capability of a normal person. Therefore the Rabbinical court appoints a guardian who then separates the t'rumos for the benefit of the cheresh. This act is then approved by the court and thus is validated.

Rav Shimon the son of ben Gamliel said: Who is a cheresh? One

who always was a cheresh. However, one who was a pikeach (alert, healthy, normal) but then becomes a cheresh, is allowed to separate the t'rumah after which the Rabbinical court validates it (by supervising and seeing that it was properly done).

Therefore, it is decided⁶ according to Rav Yishmael son of Rav Yochanon ben Broko that the marriage or divorce of a cheresh, shoteh, or koton is valid if performed in the presence and under the strict supervision of a Rabbinical court. Since it is not stipulated in the Torah that prior intelligence is required for the parties entering marriage or granting divorce, circumstantial evidence regarding the cheresh, shoteh, and koton establishes the necessary rotson--will and intent to effectuate the marriage or divorce. The Noda Beyehudah and the *Chocham* mentioned by the Yeshuos Yaakov⁸ deem such marriage doubtful, ^{but} all other authorities invalidate it.

If physicians ascertained that there were no brain damage of the cheresh, his inability to communicate his intent would still present a problem. However, in those areas of Jewish law in which circumstantial evidence of intent suffices (such as the case of ritual purity and impurity in Temple times), the acts of the cheresh were considered valid. Regarding the separation of t'rumah and ma'aser, where scripturally it is stated that machshovoh or da'as, intelligence, is required, a cheresh who has been found by physicians not to be brain-damaged, nevertheless needs to demonstrate that he has machshovoh, ability to independently form an opinion and take a course of action, da'as, intelligence, and rotson, will to consent. If he demonstrates by his living patterns and habits that he is as functional as everyone else and is able to communicate and make himself understood by sign language such an individual may not fall under the restrictions of a cheresh.

The fact that a cheresh in Talmudic and post-Talmudic writings is grouped together with a shoteh and koton indicates that only if he has the disabilities of a shoteh and koton--mental incapacity-- is he to retain that stigma. However, even a shoteh and a koton may demonstrate that they have mental capacity and are functional and able to take care of themselves, and then they no longer carry the label of shoteh and koton with its restrictive legal ramifications.⁹ Mention has already been made regarding the flexible position taken concerning the minor, a position that is geared to the individual minor's capacity without regard to his chronological age.¹⁰

According to the Shach,¹¹ the shoteh is similarly defined as being irrational in one area only, but normal in all other areas. Nevertheless, he is disqualified from rendering testimony because of his isolated irrationality. Such a person certainly in all other areas in which he acts rationally is legally considered as any other sound-minded person.¹² Why, then, must the cheresh who is deemed by physicians as not suffering from brain damage and who demonstrates soundness of mind in all areas not be deemed as normal as anyone else?

The Talmud Savli¹³ appears to substantiate this position. The Talmud asks: Do you mean to say that if one can't hear then one can't learn? But evidence exists that contradicts such a hypothesis. There were two individuals unable to speak (and obviously unable to hear, since that is the point being discussed) that were in the neighborhood of Rabbi, sons of the daughter of Rab Yochanon ben Zudgoda, others say, nephews of Rav Yochanon, that followed Rabbi everywhere in the house of learning (study hall) and attended all the lectures, and used to move their lips. Rabbi prayed for them to get well, and they did. It was found that they had mastered the

entire Sifro, Sifri, and the entire Mishnah and Talmud.

Even if one has the double disability--inability to speak or hear I believe a case can be made that if he or she demonstrates in other matters his soundness of mind, that he does not fall into the category of cheresh with all the restrictive legal ramifications. I do not give legal judgment on this matter but defer such decisions to the Roshes and Yeshivos, the heads of Orthodox Yeshivos, who are the only ones capable of ruling in all matters of Jewish law.

In all fairness, in the case in which the cheresh has established that he is of sound mind, one must cite the Rambam¹⁴ who states: One who married while he was a pikeach (healthy) and then became a cheresh (deaf mute) [and this also applies to a shoteh] can never divorce a woman he married when he was healthy, until he be healed. And [the Rabbinical court] does not depend upon the sign language [made by the cheresh with his fingers or movement of his head] and also not on his written authorization for a divorce even though his mind is in order and settled. However, if he married a woman when he was a cheresh, through sign language, since his marriage is not valid according to Jewish law [but only by ~~later~~ Rabbinical enactment], so can he dissolve the marriage through sign language.

Although an apparent contradiction to our thesis would be indicated by the Rambam's position, a distinction is made by the Bais Yosef¹⁵; we cannot depend upon the sign language of a cheresh or on his written authorization since the Rambam considers him like the shoteh; however, one who is deaf but can hear is considered as a healthy person, and we depend

upon his sign language and written instructions after observing him and examining him in detail.¹⁶ Furthermore, one who talks but is deaf is considered as a healthy person since from his speech it is evident that he is a ben da'as, a man of sound mind, possessing rotson (will, intent to consent).

Thus, the Rambam's position demonstrates that there are limitations on our knowledge about the real state of mind of the cheresh (deaf mute). Although his sign language would seem to indicate that he is of sound mind, nevertheless, there seems to be a communication gap. This problem is remedied when one can speak. Furthermore, from the Talmud¹⁷ we see that the cheresh has to verbally commission the scribes to write the divorce. The husband must consent to the writing of the document for it must be written for the particular man and woman.¹⁸ When one can verbally commission such agency, one can likewise authorize by written instructions.¹⁹

The Talmud Yerushalmi²⁰ however, states that the one who can hear but not speak can also authorize the writing of a bill of divorce. The Talmud Yerushalmi accepts either verbal instructions, sign language by movement of the hands or head, or written instructions. Here, it appears, there is approval of this formula even for the cheresh gomur, the deaf mute. However, as previously mentioned, the Savli and all other authorities do not accept such a position. At best, only doubtful marriage or divorce was conceded.

The issue upon which this controversy rests is the ability of the cheresh to consent and initiate independent action and his mental capacity. The question that I posed is what happens if physicians determine that no brain damage exists, and the deaf mute demonstrates

by his past history and behavior that he is of sound mind and able to initiate intelligent action. Do we consider such a person as longer in the category of cheresh?

This is different from the Rais Yosef.²¹ In that case, there was no past history of the deaf mute demonstrating intelligent action; nor were there any medical tests performed to ascertain if brain damage existed. All we know about the cheresh was from an interview in which he communicated by sign language. In that case, the Rambam maintains that our knowledge about the cheresh, though positive, was too unreliable to definitely identify him as a healthy person. This is underscored by the gravity of the issues involved: changing the marital status of his wife to a single woman, that would permit her to marry another. Since the marriage is sanctioned by the Torah, as long as she remains in the married state, if she were to live with another man, she would commit adultery. According to the Torah, she is liable to capital punishment, and any children born of such a union are mamzerim, unable to marry other born Jews. Therefore, if the woman obtained a religious divorce--get--from a deaf mute who did not possess the necessary mental capacity to grant it, it is as if she never obtained the divorce and must consider herself still in the married state. Since the consequences are so grave, the Rambam would not rely on the observation of the cheresh and his communication by sign language written instructions.

The question posed for the Roshei Yeshivos to resolve is discussed in a separate chapter called "Sales and purchases of a minor, deaf-mute and unsound mind." there we discuss the legal status of a deaf-mute who attended "Special School for deaf-mutes."

1. Talmud Chagigah 26.

2. Bavli Gittin 113b.

3. Trumos I:1.

4. See Yerushalmi Trumos I:1, Pnei Moshe?

5. Tosefta Trumos 1:1

6. Yerushalmi Trumos I:1

7. name?

8. name?

9. See below . . .

10. See Talmud Bavli Gittin 59a.

11. Choshen Mishpat 351 comment #21

12. Responsa Chasam Sofer, Even Ha-Ezer II:150
quoting Node Beyehudah in Sefer Or HaYashar.

13. Chagigah 3a

14. Laws of Divorce II:17

15. In his commentary on the Rambam Kesef Mishneh

16. Gittin 70b; Rambam, Laws of Divorce II:16; "Even Ha-Ezer
121:5.

17. Gittin 72

18. See Tosfos Gittin 22b.

19. See Yevamos 104b.

20. Trumot 7:1

21. In the Kesef Mishnah interpreting the Rambam's "Laws of Divorce", II:17.

June 17

Rabbi Morgenstern:

I am sending you chapter V typed. On the last page of it, (P. 35 of the handwritten copy) you pose a question for the Hoshai Yeshivos, but you never tell what they said. If the question were answered, it would make a good summary for the chapter. Otherwise the chapter does not really end satisfactorily.

I hope to work on the other chapters after the trip.

M. Scheffman

Sales and Purchases of a Minor, Deaf Mute (Cheresh), and One of Unsound Mind (Shoteh)

Two epithets by which the Rabbinical Court was known are:

אבות יתומים, אבות ערשות

The Fathers of Orphans (who are minors), and the Fathers of Deaf Mutes. Indeed, the Rabbis enacted laws on behalf of the minor and cheresh in order to equalize their situation since their status put them at a disadvantage.

Normally, all transactions, such as purchases and sales, must be conducted between two adults possessing a reasonable degree of business acumen and sense in order to be considered effective. The Hebrew terminology for this standard is אצות אצות, "willpower or resolution" and "ability to think independently."¹ This phraseology is similar to the legal parlance of "a willing buyer and seller being at an arm's length transaction; without either party being under any undue pressure or unable to properly evaluate all the facets and consequences of the transaction undertaken."²

Ordinarily, without further legislation, the minor, the deaf mute (cheresh), and the one of unsound mind (shoteh) would not have met this standard. Thus, they would have found themselves outside the stream of commerce even if they had to earn their own livelihoods. People would have avoided doing business with them because without the legislation enabling them to engage in trade, legally they could back out of any transaction.³

The rabbis resolved this problem by appointing guardians to administer the business affairs of the minor⁴ and the shoteh.⁵ No provision for guardians was made for the cheresh. (Instead, his problem was dealt with in other ways which will be described later.) If no guardians could be appointed for the minor, certain sales and purchases were legalized.⁶ However, the shoteh could effect no transaction without a guardian.

Business Transactions of the Minor

The Rabbinical Court was responsible for providing appointed guardians for the minor. The court could appoint itself as guardian with agents who administered the individual affairs of the minor. This was done only when the mother or father of the minor were unable to care for him or failed to appoint a guardian, and no member of the family was able or willing to fill this role.⁶

Once there was a guardian, only he would have the right to transact sales and purchases of personal property, real property, businesses, and valuable assets. Since the guardian was a mature adult, there would be no problem trusting him, and the needs of the minor would be met. People would be dealing with the guardian, not with his charge. None of the guardian's transactions, were they personal or real property, businesses or valuable assets, could ever be rescinded unless proven detrimental or damaging to the minor whom he represented. The Rabbinical Court was under a special obligation to appoint guardians for the minor. ⁷

There were, however, circumstances that prevented the Rabbinical Court from appointing guardians. One such instance arose when the Rabbinical Court could find no suitable and competent guardian. There was no family member willing and able to fill this role. The court also was unable to appoint itself because they were situated too far from the minor's domicile, and the minor refused to move any closer. ⁸

In such a case, the Rabbis ruled that the purchases and sales of only personal property transacted by the minor should be considered legally binding. Neither the minor nor the one dealing with him could rescind such a transaction. ⁹ Further, the court enacted the simplest legal form of passing title called Meshichah. ¹⁰ Title to the property passed only when the property was physically carried away, after the exchange of money. All complicated legal forms for passing title and writing contracts were avoided. ¹¹ This was done for two reasons: First, the court wished to accomplish its objective of giving legal sanction to the minor's transaction in a speedy manner. Second, by not authorizing other lengthy formulas, the court, in effect, avoided giving the minor an opportunity to fight over small details and continuously change his mind. He could change his mind during the negotiations up until such time as the article was physically carried away. ¹²

Thus, arguments would be minimized, if for no other reason than the fact that both parties had to depart in order to gain title. In that manner, it was possible to limit the instances in which passing of title was not legally accomplished owing to the lack of mature understanding and business competence of one of the parties.

After the transaction was complete, the minor had the right, as did every adult, to renege on his transaction if he were misled by an amount totaling more than one-sixth of the value of the item involved. If the amount were exactly one-sixth, whatever was inaccurate would have to be returned. Less than one-sixth is to be forgiven, and neither party can rescind.¹³

An individual was a minor up to the age of thirteen for a boy and twelve for a girl. Both had to have symptoms of puberty such as pubic hair in addition of having reached the appropriate age.¹⁴ However, it was not necessary to prove puberty; it was presumed unless proven otherwise.¹⁵

The individual competence of the minor was always the controlling factor. A child who was very immature would not be permitted to transact business, and his actions would not be legalized.¹⁶ It was very rare that this would happen in practice anyway.

All that was covered by the enactment for minors were sales and purchases of personal property. Only after reaching the age of twelve for a girl and thirteen for a boy and signs of puberty appeared could a minor deal in his own real estate, not that which was acquired by inheritance.¹⁷

However, in order to have their real estate sales and purchases considered legal for a girl over twelve and a boy over thirteen who presumably had signs of puberty, they also had to possess business acumen and be familiar with the real estate business. Otherwise, it would be very easy for them to be taken advantage of and lose a large amount of money; or, possibly, they would undertake a heavy financial responsibility or mortgage in unproductive property.¹⁸

However, this business knowledge availed them for their own real estate purchases and sales, not ones they inherited. The reasoning was that a youngster dealing with his own money exhibits more care and concern than with money for which he did not work. Perhaps he would act less responsibly with property bequeathed to him.¹⁹ Another reason for the prohibition of the minor's handling of inherited property concerns

the value of the property involved. How much money can a youngster accumulate on his own before the age of twenty as compared to what he may have inherited? Therefore, the loss is much less than if he could sell property bequeathed to him. The same law applied to the sale of businesses or valuable assets.²⁰

Thus, until the age of twenty all his sales or purchases of inherited real estate are voidable.²¹ If he sold such real estate, became age twenty, and didn't rescind the sale, then it became a valid sale.²² Unless the Rabbinical Court had proof that the individual, although age twenty, is a pesi beyoser, immature and very foolish, the presumption is made that he has sufficient sense to protect his interests.²³

It was mentioned previously that in the case of a thirteen year old boy or a twelve year old girl, in order to outgrow the status of minor two proofs are required--age and symptoms of puberty (pubic hair). So too, in order to be considered mature enough to effect inherited real estate sales, the attainment of age twenty and symptoms of puberty are required.²⁴

If an individual cannot bring symptoms of puberty, although he/she has reached the appropriate age, it is possible that this person is sterile.²⁵ Under this status, all sales and purchases made from the age of thirteen for a boy, twelve for a girl are retroactively legal.²⁶ Sales of inherited property made after twenty are likewise retroactively legal.²⁷

The sterile adult is normal in every respect. His sales and purchases are valid. However, there must be positive evidence of sterility to place him in that status.²⁸ Thus, a male must exhibit no beard, have femininely soft skin, have a female voice,²⁹ be exceptionally tall, or at times develop breasts. The female will have a masculine voice, her breasts and thighs may not develop properly, etc. These symptoms can indicate sterility. If an individual fails to bring positive identification of sterility at age twenty and likewise fails to show symptoms of puberty, it is necessary to wait until age thirty six.³⁰ If the situation remains ambiguous, the presumption is that the individual is sterile.

Any sales of inherited real estate made prior to establishment of status are pending. If such an individual bring symptoms of puberty before age thirty six, the sale becomes legal once the status of mature

adult is established.³¹ However, if the status established is sterility, then the sale becomes legal retroactively from age twenty.³² The distinction is that, in the case of the sterile person, he reached maturity at twenty, but it was not evident until it was established by symptoms of sterility. The one producing symptoms of puberty first attains adulthood upon his production of pubic hair, not retroactively.³³

Business Transactions of the Deaf Mute

The Rabbis also enacted laws enabling the deaf mute to engage in the sale and purchase of personal property. (This sale was only permitted after thorough investigation to ascertain accurately the intentions of the deaf mute.³⁴)

The first consideration, however, was to determine who fell into the category of deaf mute. According to Maimonides,³⁵ one who could hear but not speak could engage in all sales, even the sale of real estate, and was considered the same as a normal person. The one who could not hear though he could speak was considered a deaf mute.³⁶ According to the Tul it was the opposite; one who could talk but not hear was normal, but one who could hear but not talk was like a deaf mute.³⁷ The Shulchan Aruch, Rav Yosef Caro, adopts Maimonides' position.³⁸ However, only one who could absolutely not hear at all was in that category.³⁹

If a person could hear when others screamed, then he was not like a deaf mute⁴⁰ because he could communicate nevertheless. It follows, then, that someone having a hearing aid is considered like a normal person for purposes of sales and purchases.⁴¹

Various questions can be raised regarding the deaf mute who attended a school for specialized trainings: Can he be counted as part of a minyan, be called up to the Torah, legally transact sales and purchases of personal property and real estate, contract marriage and divorce? Since each case must be judged on its own merits, it would stand to reason that these questions regarding any particular deaf person be referred to a posek or Rosh Yeshiva who is competent to rule on such matters of Jewish law (halachah).

Generally, however, one attending a school for deaf mutes would still have the legal status of deaf mute⁴² or possible deaf mute.⁴³ Few authorities would recognize such a person as normal.⁴⁴ Thus, sales and purchases

are limited to personal property. If the deaf mute nevertheless purchased or sold real estate, the transaction is voidable. Some authorities contend that if the relatives do not rescind the sale, the sale becomes valid. However, this matter is debated among the poskim.⁴⁵ As mentioned, no guardian was appointed for deaf mutes.

Business Transactions of the Shoteh

On the other hand, the only remedy given for people with unsound minds was the appointment of guardians. Their sales and purchases were given no legal force.⁴⁶ Thus, they were forced to live in a restricted and protective environment. The guardian was appointed, like that in case of the minor, by the Rabbinical Court, to administrate the business affairs of the shoteh. The Court was under a special obligation to provide the shoteh with appropriate arrangements since otherwise he could not earn a livelihood.

Summary

The Rabbis enacted certain laws to aid those whose established status prevented them from engaging in certain transactions. The deaf mute was given Rabbinical recognition in cases of personal property. His marriage and divorce were likewise recognized Rabbinically if both were performed when he was a deaf mute. Thus, in a sense, the Rabbis endeavored to give him a relative amount of independence.

The minor was, ab initio, placed in a protective environment. Only in emergency cases was he given a relative amount of independence. The one with unsound mind was always forced to remain in a custodial status for his protection as well as that of society.

- ① See Pischei Teshuvah on Even Ha-Ezer 12:6, Comme. #5 and Bais Meir, Even Ha-Ezer 10:2.
- ② Where?
- ③ Orach Ha-Shulchan, Choshen Mishpat 235:1
- ④ Orach Ha-Shulchan, Choshen Mishpat 235:11?
- ⑤ " , 235:23.
- ⑥ " , 235:11.
- ⑦ " , 235:23.
- ⑧ " , 235:11.
- ⑨ " , 235:1, 3.
- ⑩ Rambam, Yad Ha-Chazakah, "Laws of Sales," XXIX:8.
- ⑪ Orach Ha-Shulchan, Choshen Mishpat, 235:4.
- ⑫ " , 235:7.
- ⑬ Rambam, Yad in Charakah, "Laws of Sales," XXIX:8.
- ⑭ Rambam, Yad Huchazakah, "Laws of Sales," XXIX:12.
- ⑮ Orach Ha-Shulchan, Choshen Mishpat 235:3 (beginning)
- ⑯ " , 235:7, and Rambam, Yad Hachazakah, "Laws of Sales," X
- ⑰ " , 235:13, and Rambam, "Laws of Sales," XXIX:12, 13.
- ⑱ " , 235:13.
- ⑲ " , 235:15.
- ⑳ " , 235:3 (end)
- ㉑ " , 235:3 (toward end)
- ㉒ " , 235:15 and Rambam, "Laws of Sales," XXIX:17.

- 25) 235:18, and Rambam, "Laws of Sales," XXIX:15.
- 26) 235:19 (end)
- 27) 235:15
- 28) 235:19
- 29) Rambam, ~~Yad~~ Yad HaChazakah, "Laws of Marriage," II:13.
- 30) Thirty five and a day, according to Rambam, "Laws of Marriage," II:5, 11, 12.
- 31) Orach Hashulchan, 235:19.
- 32) 235:19. See also Tur, Choshen Mishpat, 235:15.
- 33) Tur, Choshen Mishpat, 235:14.
- 34) Orach Hashulchan, Choshen Mishpat, 235:22. Also Rambam, "Laws of Sales," XXIX:2.
- 35) "Laws of Sales," XXIX:1 and 2.
- 36) Shulchan Aruch, Choshen Mishpat, 235:12.
- 37) Tur, Choshen Mishpat, 235:19.
- 38) Shulchan Aruch, Choshen Mishpat, 235:18.
- 39) Tur, Choshen Mishpat, 235:19, Responsa of Rosh, Rule 85 (end).
- 40) Rosh, Responsa, Rule 85 (end). Also Shulchan Aruch, Choshen Mishpat, 235:17; Commentary of SMA, No 46.
- ... of the don't can be

(42) See Responsa Divrei Chayim, Even Ha-Ezer, no
Also Responsa Maharam Schick, Even Ha-Ezer, No

(43) See Responsa Heichel Yitshak, Even Ha-Ezer, Par
No. 47 or Responsa Meharsham II, No 140.

(44) See Responsa Pais Shlomo, Sever Chayim, No. 95

(45) Amich Hashulchan, Choshem Mishpat - 22/24 - 22/24
Ho Masid on Pambam, House of Sales, 22/24 - 22/24
Yosef, Sava Basra, Chug. 29

(46) Amich Hashulchan, Choshem Mishpat 22/23.

41. The ruling on the transactions of the deaf can be derived from an examination of the treatment of the deaf regarding mitsvos performed through hearing. Since it is a mitzvah to hear the blowing of the shofar on Rosh Hashanah and the reading of the Megillah on Purim, and only one who shares this obligation may officiate for the congregation, can a person with a hearing disability officiate? According to Hilchos Ketanos (Part II, No. 45), hearing by virtue of "another thing"—an aid—is considered hearing. Therefore, the deaf person is obligated to hear the Megillah, and he can read it for others as well (blow the shofar for others).

Rav Yosef Engel in Silyon Hashas (Brochos 25) regarding the reading of the Megillah concurs. The same view is held by Minchas Eliezer (Part II, No. 72) and also by Responsa Pnei Mavin (No. 103). It is obvious that they discuss the question of listening to the voice of a man through the aid of a mechanical device. (See She'arim Metsuyanim Bahalachah in Kitsur Shulchan Aruch 141:6, end.)

According to Shulchan Aruch, Orach Chayim 689:2, one who is deaf may not read the Megillah for others. Magen Avraham (commenting on the Shulchan Aruch, comment #3) states that even though ab initio he should not read the Megillah for others, if he did, however, one who has heard it has fulfilled his obligation. The Shaare Meshuvoh (in his comment No. 2) clarifies that the Shulchan Aruch, which forbids a deaf person to read the Megillah for others, holds such a position only if he is totally deaf. However, if one who can hear when others shout, even though he reads the Megillah in a medium tone, which he himself can't hear but the congregation does hear, the congregation fulfill its obligation of listening to the reading of the Megillah. It thus follows, concludes Rav Braun (in She'arim Metsuyanim Bahalachah 141:11), that one who hears when others shout and wears a hearing aid to assist him can have the congregation fulfill its obligation of hearing the reading of the Megillah through him. Although, if there is another competent reader who can hear without an aid, he should ab initio officiate.

The Hilchos Ketanos, Rav Yosef Engel, Minchas Eliezer, and Pnei Mavin discuss one who cannot hear even if other shout, without benefit of a hearing aid. Obviously, they will admit that ab initio one who can hear without an aid should officiate. Only if no other competent reader

Sexual Dysfunctions: Soris, Eilonus, Tuntum, Androgenes in Jewish Law

The following question was posed to the kabeis: Someone discovered a critically-injured man on the Sabbath. Doctors, after examining him, declare that he has absolutely no chance of recovering consciousness. Is it permitted to violate the Sabbath in order to prolong such a person's life? The Rabbis in the Talmud¹ declare *It is written in the Torah given by G-d "and you shall live by them (the laws of the Torah)," such that if one observes the Torah, one will live. The Talmud adds that the interpretation of "Vechei Eheim," "and you shall live by them" means "Velo Sheyemus Eheim," "that you shall not die by them."* Plus, it is a divine decree that such a man as described must be saved, even though he never will regain consciousness. Obviously, such a person will never be useful or productive to anyone, but G-d considers such a person's life very significant. And G-d Himself declares² each person should say, "For my sake has the world been created." If there would be no other individuals except such an unconscious man in all of creation, it would have been worthwhile to create the entire universe!

This ruling has been codified as accepted Jewish law for the past 3400 years and can be traced starting with the Talmud through the writings of the geonim, rishonim such as Alfasi, Rambam in his Yad Hachazakah, Rosh, Tur, Bais Yosef, and Bach. Such is the final decision arrived at by the Bais Yosef and Ramo in the Shulchan Aruch.³ Such is the accepted ruling of later day achronim such as the Shulchan Aruch, the Lavush, Orach Hashulchan, and Mishnah Berurah.

Thus, it can be gleaned from the above that the value of human life is intrinsic. Man or woman does not have to be useful to anyone except G-d. For the world was created by no one except G-d who is the Creator and Owner. All other inhabitants of this planet Earth are mere transient tenants. No one except the Landlord—G-d—has the right to evict anyone from this habitation.

Throughout the centuries those individuals who wished to exploit their fellow man have devised clever philosophies that attempted to negate the inalienable right of everyone to life. Their purpose was in order to steal from their weaker brethren their possessions and very life. In order to accomplish this goal, it was necessary to capture the minds of another

group that would support such exploitation. Thus were created castes or super races. Thus, only the super race, or, more accurately, one's own group were deemed human while all others were subhumans. Cannibalism, practiced openly by "uncivilized" tribes in Africa and the Americas, was in reality the way of life of our "civilized western civilization" since recorded history. Has man ceased killing, warring, and robbing all who are not part of his group since the dawn of history? Isn't this another form of cannibalism?

In drastic contrast to such a philosophy is the Jewish approach to people not of one's own group which is recorded in the Talmud.⁴ In no uncertain terms the Seven Noachide Principles are set forth. It is intended that all mankind shall live by them. They require that any group maintain standards of behavior with respect to G-d, the natural world, and man:

- Acceptance of G-d*
- 1) ~~Not to have any religion or belief contrary to the acceptance of G-d~~
 - 2) Not to blaspheme G-d.
 - 3) Not to kill.
 - 4) Not to steal.
 - 5) Not to commit adultery.
 - 6) Not to be cruel to animals.
 - 7) To establish courts of law to administer the above principles.

Were these principles to apply only to one's group, it would not have been necessary for G-d to give any laws since even animals and insects have social conventions for their own groups.

Thus, the value of life is universally applicable regardless of color, race, creed, sex, religion, or present or future usefulness of the individual concerned. The exploitation of one individual by another is destructive, barbaric, and animalistic. The exploitation of the ignorance of another, the defrauding of another, the rendering of incompetent advice when a person is under the mistaken impression that the advisor knows what he is talking about is criminal. The Torah curses such a person:

לֹא תָקֵם לְעֵינַיִם בְּיָדְךָ וְלֹא תִסֵּב לְעֵינַיִם בְּיָדְךָ וְלֹא תִסֵּב לְעֵינַיִם בְּיָדְךָ
"You shall not place a stumbling block before a blind person."⁵ "Cursed be the one who causes the blind to err on his way."⁶ The Talmud explains that this statement applies to the rendering of incompetent advice.

וְלֹא תִסֵּב לְעֵינַיִם בְּיָדְךָ

"Cursed be the person who defrauds others with rendering the work of G-d."⁷ This applies to a rabbi or physician, both engaged in therapy, one in healing the soul and the other the body, when either is not completely honest or competent in completing his duty. In order to prevent such an individual from perpetrating his fraud, the Torah advises that the culprit be disenfranchised or barred from practice.⁸

In order to prevent the sexual exploitation of unsuspecting females who surrender their innocence upon fraudulent declaration of love, the Torah insists that the offending male marry such a maiden and never be able to divorce her without her consent. Of course, the maiden must first approve such a marriage. In order to prevent the exploitation of males by unfaithful wives who decide to improve their enjoyment of life by changing husbands, the Torah denies the monetary compensation normally due to a divorced woman to the offending female.

Throughout the Torah's laws--halachah--one can discern a pattern of measures whose effect is to stress the intrinsic value, worth, and dignity of the individual, naked of any attributes. Individual worth many times is given superior status over the needs of a community or nation.⁹

Thus, it is not because the Torah favored the female sex or the male sex per se that certain Torah laws exist. Rather it is because the Torah favored the individual who happened to be born a female or a male. A person created by G-d with the body of a woman has many Torah laws devised by G-d to protect her sex and insure her ability to fulfill her role in society. One sixth of the Talmud is called "Noshim" and deals with laws about women. Would this individual have been born minus certain female features, she still would be protected by the law.

An eilonus, a woman unable to procreate, who never develops breasts or wide hip bones or pubic hair, and has a masculine voice nevertheless has the full protection and privileges of Torah law as long as she does not hide her physical state from her potential husband.¹⁰ The marriage of an eilonus is as legitimate as that of any other Jewish woman. Thus, though physically, this individual does not possess all the attributes of a woman, that fact, per se, is totally insignificant as far as Torah law is concerned.

Similarly, the obligations and privileges of males are completely independent of the total or partial sexual development of the male. The sores or born eunuch does not develop masculinity as other males. He does not develop pubic hair; the hair on his face does not represent a beard.

Footnotes

- ① Yoma 85 b.
- ② Talmud Be'eri, Sanhedrin 37a; Talmud Yerushalmi Sanhedrin II: 9; Tosefta Sanhedrin VIII: 3; Rambam Yad HaChazakah, "Laws of Sanhedrin," xxi: 3.
- ③ Orach Chayim, "Laws of the Sabbath," 3: 9: 4.
- ④ Sanhedrin 56 b. Also Maimonides, "Laws of Kings," ix: 14.
- ⑤ where?
- ⑥ Deut. 27: 18.
- ⑦ ?
- ⑧ See Rambam, Yad HaChazakah, "Laws of the Relatives & Incompetent Judges" III: 7. Orach Chayim VII: 8
- ⑨ Remission, "Laws of Murder and Saving of Life," VII: 8
- ⑩ Shulchan Aruch, Even HaEzer ~~II: 10~~; Otsar Ha pekim 36: 3 (Encyclopedia of Responsa on marriage & divorce laws, Even HaEzer); Pais Sh'mei #7; and Chelkas Mechokek #4
- ⑪ Talmud Yevamos, 80 b; Shulchan Aruch, Even HaEzer 172: 5; Talmud Sotah 26 a where Rashi relates observation made over several thousand years regard intent and can have a normal ex

beard, if it grows at all. His semen is watery; he has a feminine voice, and it is difficult to distinguish if he is a male or female.¹¹ The soris is supposedly sterile. However, the Talmud¹² relates that in Alexandria, Egypt the medical profession of that day had developed therapy to restore the powers of procreation to the eilonus and to the soris. This therapy was a closely guarded secret and has escaped the reach of modern-day scientists.

The soris, similar to the eilonus, is potent and may get married. Throughout a period of 3400 years of Talmudic and Rabbinic writings tens of thousands of such persons have been observed.¹³ All of them enjoyed all the privileges and were required to observe all the obligations of other males or females. Thus, the Torah's attitude is not to address itself to the sexual attributes, but rather to the individual himself or herself.

This attitude can further be observed regarding the case of the tuntum and androgenos. The tuntum is an individual whose sexual organs are hidden within his body. An operation is required to determine what his gender is. The androgenos, on the other hand, is born with two genders, male and female. Though he is considered a third sex, by Torah law he is allowed to marry only a female and not another male, though such a union is conceivable.¹⁴ Like the soris and eilonus, the androgenos is considered potent. For if there would be a question of impotency, none of the above four categories of individuals would be considered marriage material, since impotency is grounds for divorce.¹⁵

It has not been established that the segment of the population containing sorisim and eilonuses is any less mentally competent or has a greater incidence of mental retardation or emotional disturbance than the general population. As of 1978 the current recorded psychological knowledge about this group is miserably poor. It has been gathered mostly from observations made of inmates of prisons and mental institutions. The very fact that the population observed comes predominantly from such an abnormal background is sufficient evidence to disqualify the sample population in this study. I have spoken to plastic surgeons, ~~clients of mine~~, and they have informed me that from their decades of experience, reading, and talking to other surgeons and physicians, that those who have slower sexual development or partial sexual development are no different in potency, ability to adjust to society, or get married from anyone else in the general

population.

Studies conducted in places other than prisons or insane asylums indicate that the symptoms of retardation are closely related to emotional adjustment. They disappear as soon as the subject is exposed to an atmosphere of love and acceptance. No scientific studies to date have been conducted on Jews per se. Since Jews as a group are traditionally tolerant of differences in appearance, ideas, and life style of others, the distinguishing features of a seris, eilonus, tuntum, or androgenos would more likely be accepted. Thus, they would have a psychologically favorable atmosphere in which to develop their potentials.

Indeed, over 3400 years of Jewish tradition, serisin have not been considered disturbed or retarded. Serisin are qualified to render testimony, sell or purchase real property, a transaction that requires evidence of a sound mind. Any adult is qualified regardless of he/she be sterile or capable of procreation.¹⁶

Serisin could also be appointed as judges to try monetary cases. Obviously, anyone not of sound mind was disqualified. The fact that there is no distinction between serisin and other individuals, proves beyond the shadow of a doubt that they are as normal as anyone else. Likewise, the judge had to meet very specialized requirements. He had to be not only intelligent, scholarly, and have foresight, but be emotionally mature and possess such insight into human nature such that he could sense when others were being dishonest.¹⁷ The fact that serisin could achieve such a role proves that their sterility, per se, had no bearing at all upon their intellectual and emotional development and potential.

Likewise, in any area of activity for which there exists a prerequisite that the participants be of sound mind, a seris, eilonus, tuntum, and androgenos have qualified for the past 3400 years. Thus, purchases, sales and agency by the individuals in these categories are legal. They are also required to perform mitsvos of which they are capable.¹⁸ Only a definite shoteh is disqualified from purchases, sales, agency, and mitsvos. Therefore, as far as Jewish society is concerned, the individual differences of the seris, eilonus, tuntum, or androgenos must be accepted, and each must be free to pursue the fulfillment of his own potential.

It is possible that some of these physical problems may be treated successfully. The Talmud¹⁹ mentions that people develop characteristics

Treatment of the Disabled: Blind, Sterile, Crippled, and Aged

The sources, discussed in the previous chapter, which expound Jewish law relevant to the cheresh, the shoteh, and the minor also treat other categories of individuals with temporary or permanent disabilities. Thus, we can determine the halachic consequences regarding the intoxicated by alcoholic beverages or drugs. The question of one's ability to function would depend to what degree the person had lost clarity of thinking and self-control.

Similarly, a dying person, the victim of an attack or accident, who retains clarity of thinking before he expires is discussed in all the sources quoted in the previous chapters. These sources also cover a person who is ill and possibly suffering, whose health and mental clarity have been deteriorating slowly, the aged, who have retained their mental capacity but have lost some of their physical capabilities, the blind, the crippled and the sterile. All are treated as normal in all their dealings, transactions, gifts, marriages, and divorces.¹

A person blind in one eye qualifies as a judge. Even if he be blind in both eyes, the Bach² quotes opinions of authorities that say he is qualified. They hold that the controlling and significant factors for qualification are mental capacity and proven ability to understand, scholarship, insight, hindsight, the fear of God and belief in the authenticity of the Oral as well as written Torah. Even a blind person can meet such requirements.³ Therefore, the Bach holds that if a blind judge did serve, the judgment rendered is legal. If a man is already a judge and becomes blind, he may certainly continue to serve in his capacity as a judge.

There is no doubt that, according to all authorities, a sterile person can be a judge.⁴ Only in capital punishment cases was the judge required to have had children.⁵

There is, however, a Scriptural stipulation that witnesses must at least be able to see in one eye. Those proscribed from testifying include: one blind in both eyes, the deaf or mute, and the deaf-mute, even if they can communicate by writing.⁶ If the court wishes to corroborate the reliability of other evidence that is presented,⁷ the testimony given by

the blind, the deaf, the mute, or the deaf-mute is to be admitted under the rules given in the Shulchan Aruch and response. However, one who is crippled but meets all the other requirements demanded of a judge or witness is definitely eligible to testify. There is no question that one who is sterile can be a witness.⁸

Is a blind man required to observe the mitsvos? The blind have always observed all mitsvos from the day Jews became a nation. Only in isolated circumstances such as making the pilgrimage to Jerusalem on Sukkos was the blind man exempt.⁹ The question has been raised whether or not a blind person is required to observe the commandments of the Torah (mitsvos) according to divine law or according to Rabbinical ordinance. The overwhelming number of authorities hold that a blind person observes all mitsvos mi-dioraisa—from divine law.¹⁰ Rav Yehudah¹¹ holds that only from Rabbinical ordinance is a blind man required to observe all the mitsvos. Since he has all the faculties and is of sound mind, he is treated Rabbinically on a par with a seeing person and can perform mitsvos for the benefit of a seeing Jew who is required to observe mi-dioraisa, from divine law. In this respect the blind person according to Rav Yehudah is given a status superior to that of the minor who may not perform mitsvos for the benefit of an adult.¹² However, the legally accepted decision is that the blind are not exempt mi-dioraisa in the performance of all mitsvos. Certain authorities¹³ specifically permit a blind man to lead the prayers, thereby fulfilling the legal requirements of Jews who can see but who are unable to pray.

A blind man may not officiate in reading from the Torah in the synagogue, however, because there is a stipulation that one must read from the text and not recite from memory.¹⁴ If a Torah were written in Braille, the disqualification here would be the sefer Torah itself, for it must be written in Hebrew according to the ancient scribal rules recorded as the Massorah. Therefore, the Braille Torah would not be legal for use in a synagogue Torah reading. Poskim¹⁵ have allowed the Braille Bible to be used as an ordinary Hebrew Bible. The Rema states, quoting the Maharil, that a blind man may be called up for an aliyah to the Torah.¹⁵

In other areas in which it is stipulated that reading is required, poskim should rule on the interesting question of whether the use of touch by the blind can substitute for reading by a seeing person. In many areas requiring speech there are authorities who state that writing substitutes.¹⁶ Otherwise, a blind man or woman is the same as his or her

A crippled person is also the same in all areas as one not having such disability and is obligated in all areas of the Torah and has all privileges. A person who would treat a disabled person without respect scorns G-d who made the disabled person. Such behavior is explicitly forbidden in the Talmud¹⁷ Rambam,¹⁸ and Shulchan Aruch.¹⁹ Anyone who contemplates mercy killing for the sake of a disabled person is a murderer. He is liable to capital punishment just as if he had killed anyone else.²⁰ No one is authorized to grant such a man or woman clemency. The Rambam²¹ states that this is because human lives belong to G-d, not to man. Therefore, man cannot forgive an offense against G-d's property.²²

The aged, if they are in their full senses, are required to perform all the mitzvos of which they are physically capable. Otherwise, G-d excuses one who is unable because of health reasons. Not only is the invalid exempt but also is not permitted to do anything that can jeopardize his health. For according to G-d, the preservation of life must be the first priority.²³ Under no circumstances must the aged be made to feel that they are useless. They may not perform physically as a younger person, but mentally they are more mature and wiser if for no other reason than their wider and more varied experience. They should be assigned a role in the community that recognizes their strengths of wisdom and experience. Thus will they be able constructively to contribute to the community and feel useful to the last moment of their lives. It is a good idea for the aged to engage in the study of Torah, something for which they never had time in their younger years.

In every case, those with disabilities are encouraged to perform as many mitzvos as they are capable of. They are not required to jeopardize their own health, but should nevertheless strive to be participating members of the community.

It is the responsibility of the community, on the other hand, to provide certain services for this segment of the population--Jewish education, kosher facilities, synagogue services, etc.--to help the disabled participate more fully in Jewish life and mitzvos.

① See Rambam, "Laws of Transferred (for another's benefit) and Gifts," XII:6; "Laws of Sales," XXIX; "Laws of Evidence IX. See Tur; and Shulchan Aruch, Even HaEzer 44, Choshen Mishpat, 255.

② In Tur, Choshen Mishpat VII:4.

③ See Pische, Choshen Mishpat VIII:3 about a 13-year old boy appointed judge. The same logic applies to one blind in both eyes.

④ See Tosefta Sanhedrin ~~III:3~~; Rambam "Laws of Sanhedrin," XI:11 and XI:5; and Choshen Mishpat III:1-12.

⑤ Rambam: "Laws of Sanhedrin," XI:5.

⑥ In Choshen Mishpat XXXV.

⑦ See Choshen Mishpat and Tur, Choshen Mishpat

Chapter XV

⑧ See Choshen Mishpat, Chap XXXV:2.

⑨ Chazigat Da.

⑩ See Chemed, Maareches Samech, klaf 65;

Pana Kama, 86b and 87a.

Footnotes - VIII

- (12) Pesachim 116b; Tosfos, Bava Kama 87a;
Tosfos Megillah 19b, 24a.
- (13) Tur, Orach Chayim § 3:8; Beav Yosef III
Orach Chayim, "Laws of Prayer," § 3:16.
- (14) Shulchan Aruch, Orach Chayim 134:3. ~~Here~~
Even, the Ramo states, quoting the Maharil, that a
blind man can be called up for an Aliyah to
§ (15) See Magen Avraham # 3 + 4. (14)
- (16) Yerushalmi Trumas I
- (17) Bava Kama 87b.
- (18) "Laws of Injuries and Damages," III:4
- (19) ~~420:37~~ Choshen Mishpat
- (20) Talmud Viddah 43b - 44a; Rambam, "Laws of
Murder," II:6, 7, 8.
- (21) "Laws of Murderer," Chap. I:4
- (22) For its application to aborting a fetus, see
Viddah 44a; ~~the~~ Minchas Chinuch mitvo

(23) Yoma 83a. "I will seek restitution for
 anyone responsible for killing ~~myself~~ ^{himself} or ending
 himself (Gen. 9:5). See Minchas Chinuch,
Mitzvah # 296; Igros Moshe, Yoreh Deah,
part II, No 60. Yoreh Deah, 345:1

11