

**Declaration of  
John Monte  
Shadow Broadcast Services**

1. I am over eighteen years of age, a citizen of the United States and a resident of the State of California. If called upon to do so, I could testify of my personal knowledge to the facts contained within this declaration.
2. I have been a journalist and "on air news anchor" for seven years. My job history includes working for the various news agencies; Metro Networks and Shadow Broadcast Services (servicing 14 radio stations and three television stations in the San Diego market).
3. I have been a martial artist for thirty-two years and hold the grade of Seventh Degree Black Belt in Kung Fu San Soo.
4. I have studied numerous styles of the martial arts and attended seminars by the industries leading martial arts masters. During this time period, I have heard of Frank Dux and his accomplishments by many of these masters, several of which, (having participated in full contact Kumite matches worldwide) who recount Mr Dux's skill in the Kumite arena and career as being of legendary stature and, on

September 5<sup>th</sup>, 1998, Mr Dux is also proclaimed so by the World Head of Family Sokeship Council International Martial Arts Hall of Fame, considered the most prestigious grandmaster's Council in the world, that inducted Frank Dux as a "Living Legend" and member of this grandmaster's Council.

5. Confirming a well known fact, martial arts masters describe this full contact Kumite event as being a "no holds barred human cockfight." Frank Dux is as synonymous with this event as Babe Ruth is to baseball. In the past, several masters provided for my inspection still photographs of their fights. Several of these photographs displayed Frank Dux engaged in full contact with the owner of the photograph. Other photos, display Dux standing over his fallen opponent.
6. As a journalist, I have found that as a matter of routine practice martial arts magazines in general, promote primarily their own featured martial artists.
7. Such is the case with Rainbow Publications, which publishes *Black Belt* magazine amongst various other martial arts magazines, linked to O'Hara Publications, the entity operating out of the same location, which publishes the books of those martial arts stars featured in *Black Belt* magazine.
8. As a news journalist, numerous martial artists have complained to me about the martial arts publishing industry treatment of them. One such person is Frank Dux, who stated to me his mistreatment is because he refused to engage in exclusive

martial arts book deals with the ancillary companies of these martial arts magazine publishers

9. I first met Frank Dux in July 1993 at the World Wide Draka Federation event held at the Century City Hotel in Beverly Hills. There, I witnessed Mr. Dux attacked without provocation. With his back turned, Mr Dux was struck in the back and side of the head by, approximately, a 6'5", 260 lbs, professional "Pay-per-View" World Kenpo Champion, kick-boxer and *Ultimate Fight Challenge* participant, named Zane Frazier.
10. It was apparent to me and others that Mr. Dux absorbed and parried several blows without ever taking advantage of the opportunity to strike back in order to keep onlookers and children from being harmed. Eventually, Dux prevailed without ever throwing a blow, grappling and controlling Frazier to the ground, where Dux was once again attacked by associates who had accompanied Frazier.
11. Observed by myself and many others, Zane Frazier was arrested and taken into custody by the Los Angeles Police Department. His associates fled the scene.
12. Frank Dux was not arrested and even though he appeared to be obviously injured, he remained at the event to sign autographs for young fans who had come there specifically to see him.

13. I was a named witness in the Los Angeles Police Department's crime report
14. I was stunned to discover afterwards, that *Black Belt magazine*, erroneously, reported that Dux's attacker Zane Frazier was not arrested and that Mr. Dux was being portrayed by *Black Belt magazine* as being a hot head and as having displayed a demeanor not in keeping with his reputation, skill and conduct as a master of the martial arts.
15. I cannot believe as a journalist that *Black Belt magazine* exercised any due diligence, since, I, personally knew and was employed by the festival promoters whom, according to my inquiries at the time, were not contacted for comment by the magazine. Or for that matter, as a named witness, I, myself not being contacted by the magazine as a matter of common journalistic practice. In my professional opinion the journalistic lack of due diligence and gross erroneous reporting of the incident lends itself to a demeanor of being malicious.
16. This malicious demeanor is even more evident with the trade magazines refusal to make any mention of Frank Dux's highly newsworthy accomplishments around that same time in 1993, with Frank Dux setting three world records, at the International Martial Arts Festival, held in Bercy Stadium, Paris, France. This event was attended by, approximately, 40,000. Millions of people watched the event telecast throughout the world. Dux performed the most spectacular break in martial arts history then and there by breaking bullet proof glass, barehanded.

17. In 1996, with Mr. Dux's release of his book entitled *THE SECRET MAN*, I interviewed Mr. Dux for a syndicated radio news show.
18. As a matter of my due diligence, I discovered that Jim Coleman, *Black Belt's* magazine's editor is quoted in *Soldier Of Fortune* magazine, August 1996, as stating, twenty-one years after the full contact Kumite event ever took place, that *Black Belt* magazine did not "believe" that the Kumite ever took place or that Frank Dux was ever a champion. My search for the truth revealed that Frank Dux was featured by *Black Belt* magazine in three successive articles: September, October and November 1980. This happened prior to Mr. Dux's representations of his conflict with the magazine entity for refusing to enter into an exclusive book contract with *Black Belt* magazine's sister company O'Hara Books.
19. In the November 1980 issue, *Black Belt* magazine not only features Frank Dux as winning the Kumite but announces that it has a strict policy of verification of all the facts surrounding this article, complete with photographs of the contestants, as displayed in that article.
20. Mr. Dux also provided me with two letters of referral written by *Black Belt* magazine's 1980 editor, John Stewart. Stewart on their letterhead, warrants Dux's martial arts credentials, contradicting *Black Belt* magazine's 1996 defamatory comments.



21. I observed Frank Dux giving a lecture at a book signing on Coronado, where he was well received by the public and military personnel, namely US Navy SEALs.
22. It was apparent that these SEAL's had worked with Dux in the past and who also confirmed to me, off the record, that not only had they worked with Dux but that in their world of covert operations, Frank Dux is considered an authority figure.
23. Prior to the Dux interview, Shadow Broadcasting, in addition to my own research, utilized the services of an expert, one United States Special Forces Captain, Rick Eimon. A veteran of Special Forces Operations taking place during the Vietnam War, this was of particular importance, since, in his book Dux describes being trained by Special Forces personnel who served in Vietnam.
24. Captain Rick Eimon upon speaking with Dux, located and contacted the unnamed Special Forces operator as described in Mr. Dux's book, *THE SECRET MAN*. Further, Mr. Dux was able to confirm to Eimon and myself this Green Berets "handle," a nickname that can serve as a password, employed by Special Forces personnel in place of one's real name for purposes of internal identification.
25. Subsequently, examining the claims of journalistic sources that criticize Dux by citing "alleged" military records, according to our expert Eimon, our investigation views these military records as suspect. Dates of active duty

reported service do not correspond in accordance to Dux's reported rank and military occupational skill requirements. Such as the fact that for Frank Dux to have served as a Marine Corps wireman for two years, as reported in *Soldier Of Fortune* magazine, August 1996, Dux's schooling would have required active duty time that far exceeds what appears in his DD 214 discharge documentation, that lists him as an intelligence specialist, indicating in addition to comm school that he would have to, in all likelihood, attend an additional military occupational school of an intelligence specialist. There is also the matter that his college transcripts overlap the days recorded as serving on active duty, placing him in two different places at the same time period.

26. According to Dux, he represented to me to have been given a copy of this "altered" service record book by the Administration Chief of the unit he had allegedly served, in Chavez Ravine. The Administration Chief, according to Dux's representations, did this because he did not want to be the scapegoat for those superiors unknown to him who ordered him to "sanitize" these military records.
27. This alleged document provided to me by Dux appears to contain inconsistent/forged signatures. Dux's expressed belief in that his records as being "sanitized" is in sync with the expressed opinion given to me by Shadow Broadcast Services expert, Special Forces Captain Rick Eimon.

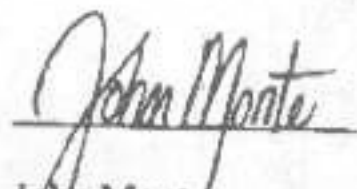
28. Further investigation, since our initial interview in 1996, reveals that magazines, such as *Soldier Of Fortune*, in August 1996, might subscribe to a hidden agenda and benefitted by defaming Dux. In as much as, *Soldier of Fortune* magazine chastises Dux at that time period when its publisher owner Robert Brown was in direct business competition with Dux, both attempting to acquire a lucrative television/film deal with Hollywood Pictures movie mogul Jerry Bruckheimer
29. It is common knowledge that Robert Brown has now secured "*Soldier of Fortune*," as a syndicated television series with Bruckheimer.
30. Our sources revealed that *On Soldier Of Fortune* magazines board of directors sits General John K. Singlaub, whom Dux exposes in his book as taking part in "what could be considered in certain circles as war crimes;" a covert CIA operation, that assassinated 21,000 to 40,000 Vietnamese civilians; [documented by the *Washington Globe* and medal of honor winner, Lt. Colonel Herbert, in his book *SOLDIER*]. Dux presented to me a letter by Singlaub's attorney's Spencer and Klein, demanding that the Dux book be recalled for this reason.
31. Our investigation concludes based on the aforementioned facts, those scant articles attacking Dux's veracity, the journalists motives, themselves, are questionable, their sources are unavailable for comment and their documents lack expert verification.



32. When Dux's book was released, I could not elicit any co-operation from HarperCollins, as in press or promotional materials or a book. Instead, I had to rely on support materials provided by Dux's publicist Linda Palmer of Warren Cowan and Associates. Dux revealed that the non-fiction publicist for HarperCollins served as Lt. Colonel Oliver L. North's Jr.'s publicist. North misdeeds is exposed in Dux's book.
33. It became apparent to me that HarperCollins was not fully supporting the Dux book or being responsive to bookstores demands for more books. HarperCollins claimed books were available in my area, when they were not. Cold calling around the country I found the demand was reported high but no book orders were being filled.
34. I was told by Dux that these previous conditions and Dux's threat of a breach of contract suit to be brought against HarperCollins for the pigeon holing of Mr Dux's book led to the reconveyance of book rights to Mr. Dux.
35. In the course of doing their due diligence, I was contacted by Jim Riordan, the publisher of Seven Locks press, who expressed they wanted to republish the Dux book *THE SECRET MAN*.

36. Mr. Dux told me in late 1996, that he was withholding the book from print over his mixed feelings of how the CIA had over-reacted with their denials; indicating to him that there was the possibility of greater jeopardy for them at stake than a scandal that would expose a cover up and violations of the Boland and Logan Amendments. He was amongst other things, concerned about an intelligence asset he had inferred to in his book, that he was lied to as being "out of the game" prior to Dux committing this assets revelation in print. The intelligence asset Dux confided to me was the son in law of Saddam Hussein, who had turned over military secrets to Dux prior to the Gulf War.
37. News reports reveal Saddam Hussein's son in law was exposed and executed as a traitor in Iraq, confirming Dux's representation of the fact before it was public knowledge.

I, John Monte, do hereby, declare the aforementioned statements to be factually correct under penalty of perjury, this 23<sup>rd</sup> day of September, 1998.

  
John Monte  
Shadow Broadcast Services