



THE O'LEARY REPORT

VOLUME 5 • ISSUE 1

www.OLearyReport.com

JANUARY/FEBRUARY 2010

BUSH BEATS OBAMA!

Washington, D.C. — When it comes to safety and national security, Bush has Obama beat. More American voters felt safer on airplanes under the Bush administration than they currently do under President Obama, according to a poll conducted January 19-21 by Zogby International.

In addition, the Poll finds that a plurality of voters give Obama's Homeland Security Secretary, Janet Napolitano, an "F" for her efforts to keep America safe.

Voters Feel Less Safe Under Obama

The Zogby poll asked:

When it comes to air travel, do you feel safer under President Obama, or did you feel safer under President Bush?

Only 22 percent of voters say they feel safer under President Obama and 36 percent say they felt safer under President Bush. Nearly 25 percent say they feel equally safe under both Presidents, and 16 percent feel safe under neither.

Just 12 percent of Independent voters feel safer under Obama and a sizable 43 percent say they felt safer under Bush. Nearly 26 percent of Independents say they feel equally safe under Bush and Obama, and 18 percent feel safe under neither President.

(Continued on page 2)

One Year Later: The 40 Percent President

(Note: This op-ed by Brad O'Leary originally appeared on www.AmericanThinker.com on January 27, 2010.)

Today, Obama's policies face public approval of around 40% or less. In fact, across the board, from his policies to the candidates he backs, 40% or less of the American public back the Obama brand. As they say, the numbers don't lie:

Voters Running from Obama

Only 43% of voters say they would vote to reelect Obama. *(Zogby poll of 2,377 voters, January 19-21, 2010)*

Only 45% of voters in competitive congressional districts this year would vote to reelect Obama today. *(Zogby poll of 2,879 voters, November 10-12, 2009)*

Voters Running from Obama-backed Candidates

Only 43% of Virginia voters cast their ballots for Obama-backed gubernatorial candidate Creigh Deeds last November.

Only 45% of New Jersey voters came out for the President's gubernatorial candidate in that traditionally blue state last November.

Only 47% of Massachusetts voters cast their ballots for President Obama's candidate in the special election to fill the late Senator Ted Kennedy's seat.

Only 37% of Americans would vote to re-elect their Obama-supported Democratic congressman. *(Rasmussen poll of 800 likely voters, November 24, 2009)*

Voters Feel Less Safe Under Obama

Only 22% of voters say they feel safer on airplanes under President Obama than they did under President Bush. *(Zogby poll of 2,377 voters, January 19-21, 2010)*

Only 8% of voters give Obama's Homeland Security Secretary Janet Napolitano an "A" for the job she is doing keeping America safe. *(Zogby poll of 2,377 voters, January 19-21, 2010)*

Voters Oppose Obama's War on Terror Policies

Only 11% of voters think the U.S. detention facility in Guantanamo Bay should be shut down immediately. *(Zogby poll of 2,377 voters, January 19-21, 2010)*

(Continued on page 2)

BUSH BEATS OBAMA!

(Continued from page 1)

Among military families, just 18 percent feel safer under President Obama, and 39 percent felt safer under President Bush. Roughly 28 percent of military families feel equally safe under Bush and Obama, and 16 percent feel safe under neither.

Inside this issue...

Have Voters Changed or Has Their Perception of Obama?.....Page 3

What You May Have Missed...

Poll Round-Up:

Senate Races: AR, CO, DE, FL, IN, KY, LA, MO, NC, ND, NH, NV, NY, OH, PA.....Pages 4-5

Gov. Races: CO, FL, OH, OK, NY...Page 5

House Races: AR-2, IN-9, NY-1, OH-1.....Page 5

Gambling Opportunity for Massachusetts Voters.....Page 5

Obamacare Vote an Albatross for Senator Nelson.....Page 5

Americans Think Dem Control of Congress is Bad.....Page 11

Will Obama Follow Oregon?.....Page 11

Obama Votes "Present" on Gitmo...Page 12

Obamacare Runs Afoul of the Constitution.....Page 12

Army Waging War with One Arm Tied Behind Back.....Page 12

Obama Off by 300% on True Cost of Health Care Bill.....Page 13

Obama Pays Back Big Labor.....Page 13

79% of Voters Say Obamacare "Marriage Penalty" Unfair.....Page 7

SCOTUS Gives Corporations Temporary Free Speech.....Page 8

Ice Age

More "Science" Wrong.....Page 9

Americans Not Concerned About Global Warming.....Page 9

Could We Use Some Warming?.....Page 9

Voters Say Hillary Asleep at Switch...Page 10

Only 43% Would Re-elect Obama...Page 10

55% of Independents Say "No" to Shutting Down Gitmo.....Page 11

Only 14 percent of voters with a child in their household feel safer under President Obama and 47 percent say they felt safer under President Bush. Of these voters with children, 23 percent say they feel equally safe under both Presidents, and 14 percent feel safe under neither.

47% of Voters Give Janet Napolitano a "D" or an "F" for Safety

The Zogby poll asked:

What grade would you give for the job Homeland Security Secretary Janet Napolitano is doing in keeping America safe?

Only 8 percent of voters give Napolitano an "A" and 28 percent give her an "F". Roughly 18 percent give her a "D", 15 percent give her a "C" and nearly 25 percent give her a "B".

Among Independent voters, only 4 percent give Napolitano an "A" and 35 percent give her an "F". Nearly 22 percent give her a "D", 13 percent give her a "C" and 18 percent give her a "B".

Just 9 percent of military families give Napolitano an "A" and 33 percent give her an "F". Roughly 18 percent give her a "D", 14 percent give her a "C" and nearly 22 percent give her a "B".

Among voters with children in their household, only 9 percent give Napolitano an "A" and 33 percent give her an "F". Nearly 23 percent give her a "D", 10 percent give her a "C" and 20 percent give her a "B".

The Zogby International poll was commissioned by *The O'Leary Report* newsletter. The Poll surveyed 2,377 voters January 19-21, and has a margin-of-error of plus-or-minus 2.0 percentage points. ###

The 40% President

(Continued from page 1)

Only 33% of voters agree with the Obama administration's decision to grant U.S. Constitutional rights and a civilian court trial to the Nigerian national who tried to detonate a bomb aboard a plane over Detroit on Christmas Day. (*Zogby poll of 2,377 voters, January 19-21, 2010*)

Only 13% of voters think the U.S. should not revoke the visas of all non-immigrant students in America who are no longer enrolled in school. (*Zogby poll of 2,377 voters, January 19-21, 2010*)

Only 45% of voters agree with how Obama is handling foreign policy and the war in Afghanistan. (*Quinnipiac poll of 1,767 registered voters, January 5-11, 2010*)

Only 31% support the Obama administration's decision to grant American Constitutional rights to foreign enemy combatants accused of terrorism so they can be tried in the U.S. federal court system as opposed to military tribunals. (*Zogby poll of 3,616 voters, November 17-20, 2009*)

Voters Oppose Obama's Health Care Plan

Only 32% think Obama's health care plan is a good idea. (*NBC News/Wall Street Journal Poll of 1,008 adults, December 11-14, 2009*)

Only 13% of voters agree with the Obama administration's decision to bar C-SPAN from broadcasting negotiations about his health care bill. (*Zogby poll of 2,377 voters, January 19-21, 2010*)

Only 12% of voters agree with the provision in Obama's health care bill that would force some married couples to pay \$2,000 more per year for health insurance than unmarried couples. (*Zogby poll of 2,377 voters, January 19-21, 2010*)

Only 21% of voters think that

(Continued on page 6)

From the 2008 Presidential Election to 2010: Have Voters Changed or Has Their Perception of Obama Changed?

In September 2008, I released *The Audacity of Deceit: Barack Obama's War on American Values*, a book that called into question the Obama campaign's public statements about what he would do if elected, and also put up a Web site at www.BarackObamaTest.com. The book sold well, but what surprised me was that 900,000 people went to the Web site to take a 47-question test to see if their values and beliefs matched those of Obama.

Recent polls show that voters haven't changed their values, beliefs and opinions since 2008, but they have changed their perception of President Obama, based largely on his policies and legislation.

People told me I was too harsh in using "deceit" in the title of my book. Well, lying in order to hide your true intentions is *deceit*. The most outrageous lie that Obama told when he ran for president (and that no one in media called him on), was that 95% of Americans would receive tax relief. Is the math used by politicians and the media so incredibly lacking in substance that no one could figure out that if only 67% of Americans pay federal income tax, 95% of Americans can not have their taxes cut?

Listed below are the American public's opinions on issues during the 2008 election, and their opinion on those same issues today.

Health Care

December 2009: Only 32% think Obama's health care plan is a good idea. (*NBC News/Wall Street Journal Poll of 1,008 adults, December 11-14, 2009*)

July 2008: Only 35% think Obama's health care plan is a good

idea. (*Zogby poll of 1,005 likely voters, July 9-14, 2008*)

Energy

July 2008: Only 36% would support a tax increase on fossil fuels. (*Zogby poll of 1,005 likely voters, July 9-14, 2008*)

November 2009: Only 37% would support a cap-and-trade bill that raises their utility bill by just \$10 per month, even if it meant a significant reduction in greenhouse gas emissions. (*Associated Press-Stanford University Poll of 1,005 adults, November 17-29, 2009*)

Global Warming

March 2008: Only 37% of Americans are seriously worried about global warming. (*Pew Research Center Poll of 1,012 adults, March 6-9, 2008*)

October 2009: Only 35% of Americans think global warming is a

Obama's plan for increased federal spending to help the economy. (*Zogby poll of 1,005 likely voters, July 9-14, 2008*)

November 2009: Only 21% of voters agree with the Obama administration that increased federal spending will help the economy. (*Rasmussen poll of 1,000 likely voters, November 17-18, 2009*)

Second Amendment

October 2007: Only 37% of Americans think the U.S. needs stricter gun control laws. (*Gallup poll, October 4-7, 2007*)

October 2009: Only 39% of Americans think the U.S. needs stricter gun control laws. (*Rasmussen poll of 1,000 adults, October 1-2, 2009*)

Taxes

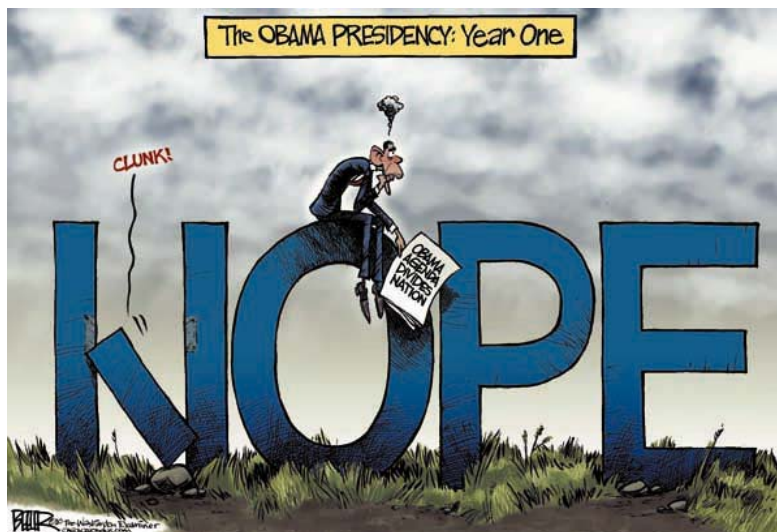
August 2008: Only 36% of American think that raising taxes on businesses and the wealthy will make them better off. (*Zogby poll of 1,008 likely voters, September 11-13, 2008*)

September 2009: Only 33% of Americans think that raising taxes on businesses is a good way to pay for health care. (*Zogby poll of 4,426 voters, September 4-8, 2009*)

Abortion

August 2008: Only 39% of American voters agree with the Freedom of Choice Act, which would wipe out all state and federal restrictions on abortion. (*Zogby poll of 1,005 likely voters, July 31-August 1, 2008*)

May 2009: Only 22% of Americans think abortion should be legal under any and all circumstances. (*Gallup poll of 1,015 adults, May 7-10, 2009*) ###



This cartoon by Nate Beeler appeared in *The Washington Examiner* on January 21, 2010.

serious problem. (*Pew Research Center Poll of 1,500 adults, September 30 - October 4, 2009*)

Government Spending

July 2008: Only 36% agree with

What You May Have Missed...

Poll Round Up

Senate Races

Pence Leads Bayh in IN Senate Race

Republican Rep. Mike Pence leads incumbent Democratic Senator Evan Bayh **47 to 44 percent** in the race for Bayh's Senate seat, according to a Rasmussen poll conducted January 21 and 24 of 800 likely voters in Indiana (MoE = +/- 3.5%).

Castle Leads Coons in DE Senate Race

Republican Rep. Mike Castle leads Democrat Chris Coons **56 to 27 percent** in the race to succeed Senator Joe Biden, according to a Rasmussen poll conducted January 25 of 500 likely voters in Delaware (MoE = +/- 4.5%).

Reid Trails Both Tarkanian and Lowden in NV Senate Race

Senate Majority Leader Harry Reid (D-NV) trails both his potential Republican rivals for re-election. Reid trails Sue Lowden **42 to 51 percent**, and he trails Danny Tarkanian **41 to 52 percent**, Daily Kos/Research 2000 poll conducted January 18-20 of 600 likely voters in Nevada (MoE = +/- 4%).

Blunt Leads Carnahan in MO Senate Race

Republican Rep. Roy Blunt leads Democrat Robin Carnahan **49 to 43 percent** in their race to succeed retiring Missouri Senator Kit Bond (R), according to a Rasmussen poll conducted January 19 of 500 likely voters in Missouri (MoE = +/- 4.5%).

Meek Trails Both GOP Rivals in FL Senate Race

Democratic Rep. Kendrick Meek

trails Republican Marco Rubio **35 to 44 percent**, and Republican Charlie Crist **36 to 48 percent**, according to a Quinnipiac University poll conducted January 20-24 of 1,618 Florida voters (MoE = +/- 2.4%).

Toomey Leads Specter in PA Senate Race

Republican challenger Pat Toomey leads incumbent Democratic Senator Arlen Specter **49 to 40 percent**, according to a Rasmussen poll conducted January 18 of 1,000 likely voters in Pennsylvania (MoE = +/- 3%).

Lincoln Trails GOP Rivals in AR Senate Race

Democratic Senator Blanche Lincoln trails Republican Gilbert Baker **39 to 51 percent**, Republican Curtis Coleman **38 to 48 percent**, Republican Kim Hendren **39 to 47 percent**, and Republican Tom Cox **38 to 48 percent**, according to a Rasmussen poll conducted January 5 of 500 likely voters in Arkansas (MoE = +/- 4.5%).

Ayotte Leads Hodes in NH Senate Race

Republican Kelly Ayotte leads Democrat Paul Hodes **49 to 40 percent** in their race to succeed Senator Judd Gregg (R) in New Hampshire, according to a Rasmussen poll conducted January 12 of 500 likely voters in New Hampshire (MoE = +/- 4.5%).

Portman Leads Brunner and Fisher in OH Senate Race

Republican Rep. Rob Portman leads Democrat Jennifer Brunner **43 to 40 percent** and Democrat Lee Fisher **44 to 37 percent**, in hypothetical match-ups to succeed retiring Ohio Republican Senator George Voinovich, according to a Rasmussen poll conducted on January 12 of 500 likely voters in Ohio (MoE = +/- 4.5%).

Norton Leads Bennet in CO Senate Race

Republican challenger Jane Norton extended her lead over incumbent Democratic Senator Michael Bennet **49 to 37 percent**, according to a Rasmussen poll conducted January 13 of 500 likely voters in Colorado (MoE = +/- 4.5%).

Vitter Leads Melancon in LA Senate Race

Incumbent Republican Senator David Vitter leads Democratic challenger Charlie Melancon **53 to 35 percent** in the Louisiana Senate race, according to a Rasmussen poll conducted January 14 of 500 likely voters in Louisiana (MoE = +/- 4.5%).

Pataki Leads Gillibrand in NY Senate Race

Republican challenger George Pataki leads incumbent Democratic Senator Kirsten Gillibrand **51 to 38 percent** in a hypothetical matchup, according to a Sienna Research Institute poll conducted January 10-14 of 806 registered voters in New York (MoE = +/- 3.5%).

Hoeven Leads Three Democratic Rivals in ND Senate Race

Republican Governor John Hoeven leads Democrat Ed Schultz **56 to 32 percent**, Heidi Heitkamp **55 to 34 percent**, and Jasper Schneider **56 to 32 percent** in a hypothetical race to succeed retiring Democratic Senator Byron Dorgan in North Dakota, according to a DailyKos/Research 2000 poll conducted January 11-12 of 600 likely voters in North Dakota (MoE = +/- 4%).

Mongiardo Trails GOP Rivals in KY Senate Race

Democratic Lieutenant Governor Daniel Mongiardo trails Republican

(Continued on page 5)

What You May Have Missed...

(Continued from page 4)

Trey Grayson **37 to 44 percent** and Republican Rand Paul **35 to 49 percent** in the race to succeed retiring Republican Senator Jim Bunning in Kentucky, according to a Rasmussen poll conducted January 6 of 500 likely voters in Kentucky (MoE = +/- 4.5%).

Burr Leads All Democratic Challengers in NC Senate Race

Incumbent Republican Senator Richard Burr leads Democrat Kenneth Lewis **43 to 37 percent**, Elaine Marshall **42 to 37 percent**, and Cal Cunningham **45 to 36 percent**, according to a Public Policy Polling company poll conducted December 11 to 13, 2009, of 593 likely voters in North Carolina (MoE = +/- 4%).

Governor Races

Lazio Leads Patterson in NY Governor Race

Republican Rick Lazio leads incumbent Democratic Governor David Paterson **45 to 38 percent**, according to a Rasmussen poll conducted January 18 of 1,000 likely voters in New York (MoE = +/- 4.5%).

McInnis Leads Both Rivals in CO Governor Race

Republican Congressman Scott McInnis leads Democrat John Hickenlooper **45 to 42 percent** and Democrat Ken Salazar **47 to 41 percent** in the race to succeed retiring Democratic Governor Bill Ritter in Colorado, according to a Rasmussen poll conducted January 6 of 500 likely voters in Colorado (MoE = +/- 4%).

Kasich Leads Strickland in OH Governor Race

Republican challenger John Kasich leads incumbent Ohio Governor Ted Strickland **43 to 33 percent**, according to a Wenzel Strategies poll conducted

January 8-12 of 1,001 registered voters in Ohio (MoE = +/- 3.07%).

Fallin Leads Both Democratic Rivals in OK Governor Race

Republican congresswoman Mary Fallin leads Democrat Drew Edmondson **51 to 39 percent** and Democrat Jari Askins **52 to 36 percent** in the race to succeed outgoing Democratic Governor Brad Henry in Oklahoma, according to a Tulsa World poll conducted January 2-5 of 621 registered voters in Oklahoma (MoE = +/- 4%).

McCollum Leads Sink in FL Governor Race

Republican Bill McCollum leads Democrat Alex Sink **44 to 39 percent** in the race for Florida governor, according to a Rasmussen poll conducted December 14 of 1,000 likely voters in Florida (MoE = +/- 3%).

House Races

Altschuler Catches Bishop in NY-1

Republican challenger Randy Altschuler trails incumbent Democratic Rep. Tim Bishop by only two percentage points (**45 to 47 percent**) in their race for Congress, according to a FDL/Survey USA poll conducted January 16-18 of 600 likely voters in NY-1 (MoE = +/- 4.1%). Bishop won with 58 percent of the vote in 2008 and 61 percent of the vote in 2006.

Sodrel Leads Hill in IN-9

Republican challenger Mike Sodrel leads incumbent Democrat Baron Hill **49 to 41 percent**, according to a Survey USA poll conducted January 17-19 of 600 likely voters in IN-9 (MoE = +/- 4.1%).

Chabot Leads Driehaus in OH-1

Republican challenger Steve Chabot leads incumbent Democratic Rep. Steve

Driehaus **56 to 39 percent**, according to a FDL/Survey USA poll conducted January 12-14 of 600 likely voters in OH-1 (MoE = +/- 4.1 percent).

Griffin Leads Snyder in AR-2

Republican challenger Tim Griffin leads incumbent Democratic Rep. Vic Snyder **56 to 39 percent**, according to a FDL/Survey USA poll conducted January 11-13 of 600 likely voters in AR-2 (MoE = +/- 4.3 percent).

In Case You Missed...

Gambling Opportunity for Mass. Voters

Paddypower.com, the big Irish online gambling site, is giving 20-to-1 odds that Massachusetts Senator Scott Brown will be the GOP presidential nominee in 2012. Those chowderheads who enjoy a little action, and who might be looking to recoup some of their tax dollars, should place their bets now.

Obamacare Vote an Albatross for Sen. Nelson

Nebraska Democratic Senator Ben Nelson's approval rating has dived to 42 percent since his vote for Obamacare. Worse, 48 percent of voters in Nebraska disapprove of Nelson, and 44 percent say that his support for Obamacare will count against him if he runs for re-election in 2012. (*Omaha World-Herald poll of 500 registered voters taken January 8-12, MoE +/- 4.4%*).

A SurveyUSA poll from April 2006 had Nelson's approval rating at 73 percent, the highest of any member of the Senate. Oh, how the mighty have fallen.

For comparison, the other Senator from Nebraska, Republican Mike

(Continued on page 11)

The 40% President

(Continued from page 2)

taxpayer dollars should be used to fund elective abortions. *(Zogby poll of 2,377 voters, January 19-21, 2010)*

Only 39% agree with the Obamacare provision that would penalize small businesses that do not offer health insurance to their employees. *(Zogby poll of 2,879 voters, November 10-12, 2009)*

Voters Disapprove of Obama's Handling of the Economy

Only 34% of voters approve of Obama's effort to create jobs. *(Quinnipiac poll of 1,767 registered voters, January 5-11, 2010)*

Only 28% of voters trust the Obama administration (very much) to get federal legislation passed that creates jobs in 2010. *(Zogby poll of 2,879 voters, November 10-12, 2009)*

Only 41% of voters approve of the way Obama is handling the economy. *(Quinnipiac poll of 1,767 registered voters, January 5-11, 2010)*

Only 13% of voters think it is very likely that the Obama-Pelosi stimulus bill helped create or save 600,000 jobs. *(Rasmussen poll of 1,000 likely voters, November 17-18, 2009)*

Only 21% of voters agree with the Obama administration that increased federal spending will help the economy. *(Rasmussen poll of 1,000 likely voters, November 17-18, 2009)*

Only 35% of Americans think global warming is a serious problem. *(Pew Research Center Poll of 1,500 adults, September 30 – October 4, 2009)*

Only 37% would support a cap-and-trade bill that raises their utility bill by just \$10 per month, even if it meant a significant reduction in greenhouse gas emissions. *(Associated Press-Stanford University Poll of 1,005 adults,*

November 17-29)

Voters Disagree with Obama on the Second Amendment, Abortion and Immigration

Only 39% of Americans think the U.S. needs stricter gun control laws. *(Rasmussen poll of 1,000 adults, October 1-2, 2009)*

Only 18% of Americans think abortion should be legal in all circumstances. *(Quinnipiac University poll of 1,767 registered voters, January 5-11, 2010)*

Only 35% of voters side with President Obama in the dispute over whether or not local law enforcement should be permitted to enforce U.S. immigration laws. *(Zogby poll of 2,879*

Aspiring Democratic congressmen, senators and governors running for election this year will likely do well to keep the President, and his policies, at several arms' length.

voters, November 10-12, 2009)

From a historical standpoint, the Obama presidency is much like the return of King Charles II to England. The English greeted the return of the monarchy with euphoria, massive celebrations and fireworks. England was enveloped in a cloud of happiness, much as America was when the Democrats regained total control of the White House and Congress.

President Obama's approval rating soared to 65 percent. Old King Charles himself would have blushed if Elizabethan England had given him such admiration.

But just like King Charles, Obama's first year at the helm has left much to be desired. Not that Obama himself has changed much at all. He still has that same wonderful rhetoric and polished style that won him 53 percent of the votes on Election Day.

But in the past year, Americans have begun to pay more attention to the substance of President Obama's policies – policies that he never hid from them during his candidacy.

Today, only 43 percent of Americans would vote to re-elect President Obama. Support for his policies is mired in the 30's, and the percentage of Americans who believe Obama can accomplish major tasks is in the 20's.

Prior to the 2008 presidential election, we commissioned a number of polls through Zogby International asking American voters if they supported certain policy changes prescribed by Obama the candidate. In this newsletter (on page 3) we have included an interesting comparison that shows how Americans felt about President Obama's substance and policies in 2008, and how they feel today.

In fact, you can go to www.BarackObamaTest.com, website we created prior to the 2008 election, and take the same test that over 900,000 Americans took in the two months leading up to the vote. By taking the test you can see if you and President Obama agree on the major issues of the day, and you can determine if you would have voted for him had you known.

In January 2009, Obama's rising tide lifted all Democratic ships. Today, however, the President's agenda is an anchor around the necks of all who support it. Aspiring Democratic congressmen, senators and governors running for election this year will likely do well to keep the President, and his policies, at several arms' length.

If you sign up today for a \$25 subscription to The O'Leary Report at www.OLearyReport.com, we'll send you a copy of The Audacity of Deceit, the pre-election blockbuster that details Obama's lifelong beliefs and the policies he supports, and you can judge for yourself if Obama has changed much since the election. ###

79% of Voters Say Obamacare Marriage Penalty “Unfair”

Washington, D.C. — As President Obama and Democrats in Congress search for ways to make Obamacare palatable to Americans, a new poll conducted by Zogby International points the way on two critical issues.

The Poll, which was conducted January 19-21, shows that an overwhelming majority of Americans oppose the “marriage penalty” that currently exists in the House and Senate versions of Obamacare.

The Poll also finds that nearly all Americans want health care negotiations to be televised on C-SPAN, and not conducted behind closed doors.

Voters Say Obamacare Marriage Penalty is “Unfair”

The Zogby poll asked:

Both the House and Senate versions of the health care bill include a new tax whereby married couples making a combined annual income of \$50,000, and who do not receive insurance through their employer, would have to pay up to \$2,000 more per year for health insurance than an unmarried couple making the same combined income. Supporters say this will help pay for insurance for many that currently do not have it, while opponents say it is a penalty on marriage. Do you think this is fair or not?

A strong 79 percent majority of American voters say that Obamacare’s marriage penalty is not fair, while just 12 percent think it is fair. Among Independent voters, 85 percent think Obamacare’s marriage penalty is unfair, and only 8 percent think it is fair.

A majority of married voters (86 percent) think the Obamacare marriage penalty is not fair, and just 8 percent think it is fair. Even 65 percent of single voters say the penalty is unfair, while only 18 percent call it fair.

Voters Want Health Care Negotiations Televised on C-SPAN

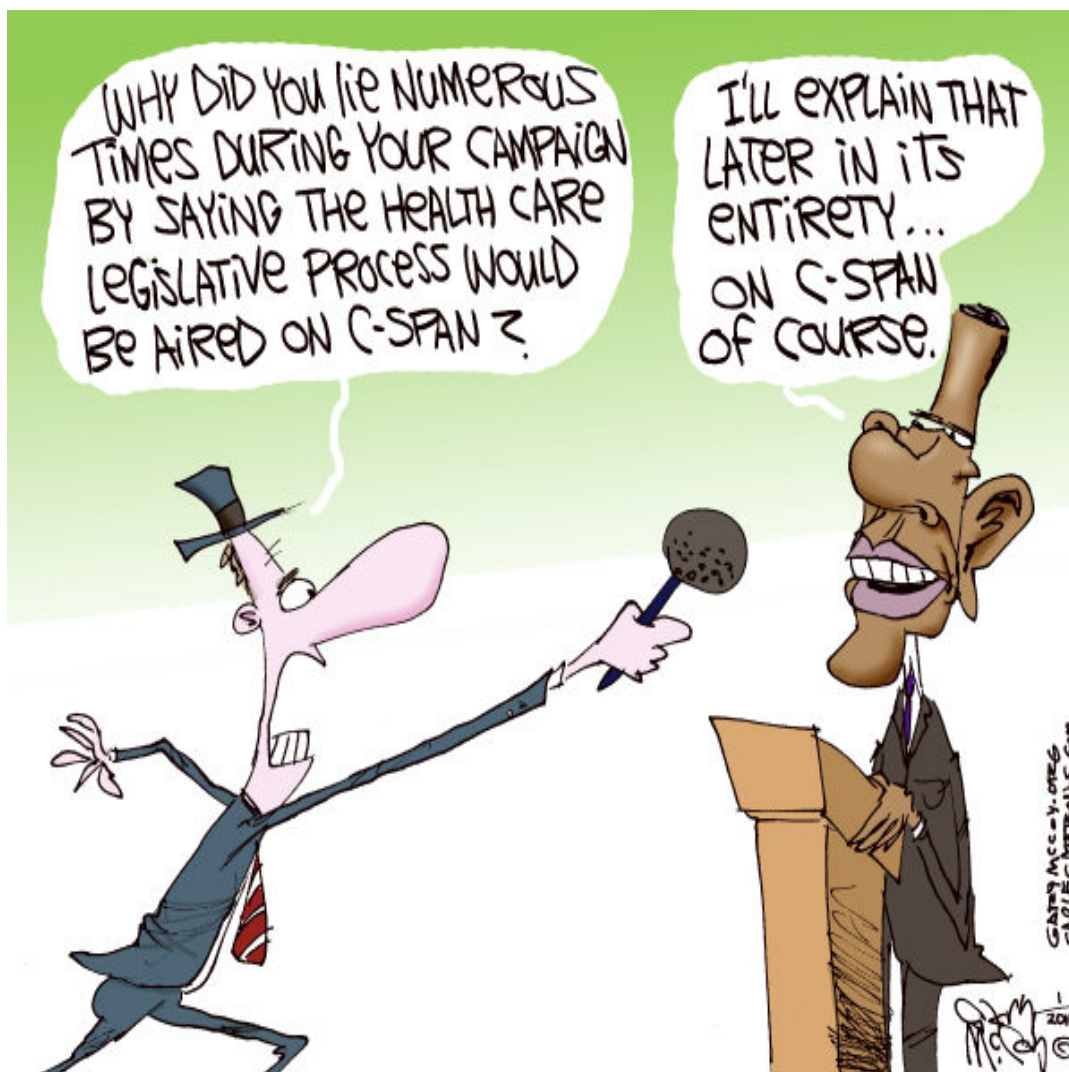
The Zogby poll asked:

President Obama publicly said that he would make negotiations about his health care bill open to the public on C-SPAN. However, critical negotiation sessions have been held without C-SPAN access. Do you agree or disagree that the negotiations should be televised?

An 83 percent majority of voters agree that health care negotiations should be televised, including 61 percent who “strongly agree.” Only 13 percent disagree.

Among Independents, 83 percent agree with televising the negotiations, including 71 percent who “strongly agree.” Only 14 percent of Independents disagree.

The Zogby International poll was commissioned by *The O’Leary Report* newsletter. The Poll surveyed 2,377 voters January 19-21, and has a margin-of-error of plus-or-minus 2.0 percentage points. ###



This cartoon by Gary McCoy appeared in *The Suburban Journals* on January 20, 2010.

Supreme Court Gives Free Speech to Corporations...Temporarily

For years corporations were treated like second-class citizens stripped of their First Amendment rights. When congressmen and presidents sought to punish, regulate or restrict them, corporations couldn't tell Americans what was being done, why it was wrong and how it would cost jobs and growth in their industry. They had to sit there and take it.

But now comes the long-awaited ruling in the case of *Citizens United v. Federal Election Commission*. In a 5-4 vote, the Supreme Court ruled that both non-profit and for-profit entities, corporations and labor unions, may spend money during federal elections to both promote their causes and support or oppose candidates for office.

The Court decided that the First Amendment actually protects political speech – and protects such speech especially when it is most relevant: at election time. The ruling blows a gaping hole through the 2002 “Bipartisan Campaign Reform Act,” also known as McCain-Feingold, and more accurately known as “The Incumbent Protection Act.”

Now when Nancy Pelosi threatens legislative retribution on the health insurance industry if it doesn't back her health care plan, and when President Obama bashes banks for all of the problems that he and congress created, these industries can fight back.

But only temporarily, as this victory is not complete. There will be attempts to overturn it. In fact, they've already started.

One of the first attacks came from *The New York Times'* editorial board, which called the Court's action a “radical decision” that “strikes at the heart of democracy.” The *Times* put out a clarion call for anti-corporate activists to “mobilize right away” and said “the real solution lies in getting the Court's

ruling overturned.”

Of course the *Times* is a corporation privy to full free speech rights under the First Amendment. Apparently the Gray Lady doesn't like the idea of other corporations having the same rights it enjoys – rights that it obviously deems exclusive and proprietary.

Writing the majority opinion for the Court, Justice Kennedy summed it up perfectly: “If the First Amendment has any force, it prohibits Congress from fining or jailing citizens, or associations of citizens, for simply engaging in political speech.”

Kennedy's succinct eloquence is the only context in which an ugly law like McCain-Feingold makes sense. Power, in its purest, most corrupting form, is the driving force behind politicians' desire to muzzle the mouths of the citizenry – especially corporations, which are easily, and many times unfairly, demonized by populist crusaders.

In fact, the ink was barely dry on the SCOTUS parchment before Obama was tasking Senator Reid and Speaker Pelosi with putting the gag back in the mouths of corporations and all Americans. (If you think getting a government-run health care bill passed is tough now, just imagine how brutal it will be when all can speak freely!)

And the *Times* is right that if President Obama gets the opportunity to replace another Justice, particularly one of the four reliable constructionists currently on the Court (Scalia and swing-vote Kennedy are both 73), it would only be a short matter of time before corporations and other Americans have their First Amendment rights stripped again.

Democratic leaders in congress are already exploring new ways to stifle corporate speech, including requiring corporations to obtain permission from

their shareholders before they can fund political ads, and even prohibiting companies from deducting such political spending as a business expense on their taxes. Democratic Representatives Leonard Boswell (Iowa) and Donna Edwards (Maryland) have already proposed constitutional amendments to reverse the effect of the Court's ruling.

So while free speech advocates and corporations should celebrate this ruling, they must quickly sober up and brace themselves for the Left's return volley. This battle will only intensify over the coming decade.

In the book I authored last year titled *Shut Up, America! The End of Free Speech*, I detailed why we could expect to see many attempts to silence free speech throughout the Obama administration.

Regrettably, this is happening as we speak. Obama's Federal Communications Commission Chairman, Julius Genachowski, is currently pushing to implement new “Net Neutrality” rules that would have the federal government manage and regulate online speech.

Obama and Genachowski are borrowing from the same talking points used by proponents of McCain-Feingold. They want us to believe that this is about “fairness” and “creating a level playing field.” Incredibly, their argument is that government control is needed to guarantee an inventive, pioneering and limitless Internet.

So let us rejoice in this monumental victory for our First Amendment rights. Rejoice, but not sleep. The power-mad in congress and the White House won't tolerate dissent – not from corporations, not from citizens, not from *anyone* – as the President was so quick to tell us last week. ###

ICE AGE

The cold, hard truth about global warming and energy policy...

More Global Warming “Science” Proved Wrong

In 2007 the United Nations Intergovernmental Panel on Climate Change (IPCC) issued a report that claimed “glaciers in the Himalayas are receding faster than in any other part of the world” as a result of global warming. “The likelihood of them disappearing by the year 2035 and perhaps sooner is very high,” said the IPCC.

Only none of it was true.

Glacier experts and the U.N. now admit that, considering the thickness of the Himalayan glaciers, such an outcome is impossible.

Professor Graham Cogley, a glacier expert at Trent University in Canada found that the U.N. claim had multiplied the rate at which glaciers melt by a factor of about 25. Not bad for U.N. science!

You might recall that it was this IPCC report that helped the group win the 2007 Nobel Peace Prize, along with its most brazen cheerleader Al Gore.

But what’s even worse is the U.N. “scientist” behind the bogus claim, Murari Lal, now acknowledges that he was well-aware that the statement about the glaciers in the report did not rest on peer-reviewed scientific research. Lal says the IPCC decided to run with it anyway because it might put political pressure on governments to restrict energy use and carbon emissions.

“We thought that if we can highlight it, it will impact policy-makers and politicians and encourage them to take some concrete action,” admits Lal.

It turns out the IPCC had gotten its information from a pair of interviews conducted in 1999 with little-known glacier scientist Syed Hasnain.

Hasnain’s wildly incorrect claims were then made popular by the far-left environmental activists at the World Wildlife Fund – who have also been forced to acknowledge their misdeeds. ###

Could We Use a Little Global Warming?

According to the National Climatic Data Center, December 2009 was the 14th coldest December in the past 115 years within the contiguous United States. For many of us this means little more than added hassle and extra layers of clothing. However, few realize that extreme cold is downright deadly.

According to a study conducted in 2007 by economists at the University of California-Berkeley, deaths caused by extreme cold in the U.S. account for 0.8 percent of our annual death rate and

account for more deaths than leukemia, murder and chronic liver disease *combined*.

Cold-related deaths also reduce Americans’ average life expectancy by at least ten years. The study also found that the proclivity of people to move from a colder climate to a warmer climate appears to delay 4,600 deaths per year in the U.S.

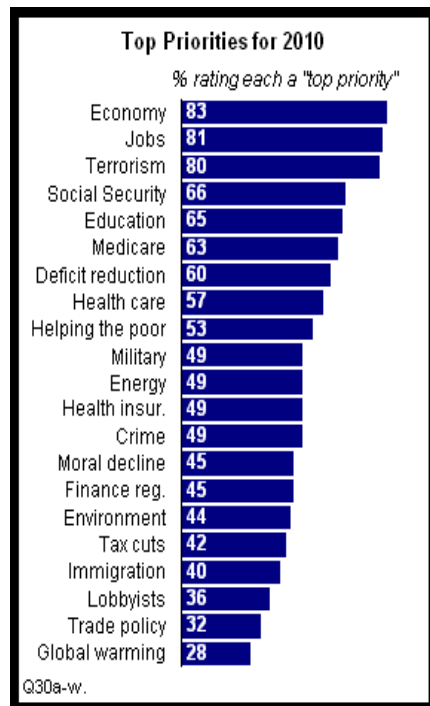
It’s almost enough to make us wish the global warming alarmists’ science was correct.

Global Warming Ranks Dead Last as a Concern for Americans

According to the Pew Research Center, Americans care less about global warming than they do about nearly everything else. Just 28 percent of Americans rate global warming as a top priority for 2010. This is 10 percent fewer than two years ago.

“Since 2007, when the item was first included on the priorities list, dealing with global warming has consistently ranked at or near the bottom,” according to Pew.

The Pew study shows that the economy ranks as the #1 concern of Americans. So instead of passing job-killing legislation like cap-and-trade, perhaps the President and congressional leaders should *finally* turn their attention to creating jobs and growth.



Graphic from Pew Research Center

Voters Think Hillary is Asleep at the Switch According to Zogby Poll

Washington, D.C. — As bad a job as Americans think President Obama's Homeland Security Secretary Janet Napolitano is doing, they have an even lower opinion of his Secretary of State Hillary Clinton's performance when it comes to fixing America's visa problems. Nearly all Americans want Clinton to begin closely monitoring the visa issuing process of countries on the terror watch list, according to a poll conducted January 19-21 by Zogby International. In addition, an overwhelming 80 percent majority of voters think the U.S. should revoke the visas of non-immigrant students in the country who are no longer enrolled in school.

Voters Want U.S. Officials to Oversee Visa Process in Countries on Terror List

The Zogby poll asked:

Do you agree or disagree that the

Department of Homeland Security should post security officials at consular offices in countries on the terror watch list to oversee their visa issuing process?

A very strong 85 percent majority of American voters agree that the U.S. should oversee the visa issuing process in countries on the terror watch list, including 58 percent who "strongly agree." Only 6 percent disagree.

An overwhelming 90 percent majority of Independent voters agree, and just 6 percent disagree.

Voters Want Student Visas Revoked if No Longer Enrolled in School

The Zogby poll asked:

Do you agree or disagree that the United States should revoke the visas of all non-immigrant students in the country that are no longer

enrolled in an educational institution approved by Homeland Security?

An 80 percent majority of voters agree that such visas should be revoked, including 59 percent who "strongly agree." Only 13 percent disagree.

Among Independents, 81 percent agree with revoking the visas of all non-immigrant students in the U.S. if they are no longer enrolled in school, including 64 percent who "strongly agree." Just 13 percent of Independents disagree.

The Zogby International poll was commissioned by *The O'Leary Report* newsletter. The Poll surveyed 2,377 voters January 19-21, and has a margin-of-error of plus-or-minus 2.0 percentage points. ###

Only 43% of Americans Would Vote To Re-elect President Obama

Washington, D.C. — The number of Americans who would vote to re-elect President Obama continues to shrink. According to a recent poll conducted by Zogby International January 19-21, only 43 percent of Americans would vote for Obama if the presidential election were held next month.

The Zogby poll asked:

If the presidential elections were held next month, would you vote to re-elect President Obama or would it be time for someone new in the White House?

Just 43 percent of voters say they would vote to re-elect Obama and 50 percent say it is time for someone new to be President (8 percent are not sure). *(Numbers add to more than 100 due to rounding.)*

Among Independent voters, only 30 percent would vote to re-elect Obama and 60 percent say it is time for someone new (10 percent are not sure).

Only 34 percent of small business owners would vote to re-elect Obama and 58 percent say it is time for someone new (7 percent are not sure). *(Numbers add to less than 100 due to rounding.)*

The Zogby International poll was commissioned by *The O'Leary Report* newsletter. The Poll surveyed 2,377 voters January 19-21, and has a margin-of-error of plus-or-minus 2.0 percentage points. ###



This cartoon by Michael Ramirez appeared on Townhall.com on January 21, 2010.

55% of Independent Voters Say “Do Not Shut Down Gitmo”

Washington, D.C. — Perhaps the most measurable failure of President Obama's first year in office is his inability to shut down the U.S. terrorist detention facility in Guantanamo Bay, as he promised to have done by January 2010.

However, a poll conducted January 19-21 by Zogby International finds that closing the facility is enormously unpopular with American voters.

The Poll also finds that a strong majority of voters disagree with the Obama administration's decision to grant constitutional rights and a civil trial to the Nigerian national who tried to bomb an airplane over Detroit on Christmas Day.



Voters Don't Want Gitmo Shut Down

The Zogby poll asked:

A story in the *New York Times* says that an unreleased Pentagon report finds one-in-five terror suspects released from the Guantanamo Bay detention facility return to the fight. Critics of Guantanamo say holding prisoners without trial is against American values. Do you think the President should immediately shut down Guantanamo, shut down Guantanamo sooner rather than later, shut it down at a later date, or not shut down Guantanamo at all?

A strong 49 percent plurality of voters do not want Guantanamo shut down and an additional 8 percent think it should be shut down at a later date. Nearly 25 percent want it shut down soon and 11 percent want it shut down immediately.

Among Independent voters, 55 percent do not want Guantanamo shut down and an additional 9 percent think it should be shut down at a later date. Almost 24 percent want it shut down soon, and only 6 percent want it shut down immediately.

Voters Want Christmas Day Bomber Tried in a Military Tribunal

The Zogby poll asked:

Do you think that Umar Abdulmutallab, the Nigerian man who attempted to detonate a bomb aboard a Northwest Airlines flight on Christmas Day,

should be tried in a military tribunal, or be given U.S. Constitutional rights and tried in a civilian court in Detroit?

A solid 60 percent majority of voters think the Christmas Day bomber should be tried in a military tribunal, and only 33 percent agree with the Obama administration that he should be given constitutional rights and tried in a U.S. civilian court.

Nearly 61 percent of Independent voters think Abdulmutallab should be tried in a military tribunal, and only 31 percent agree with the Obama administration's decision to grant him constitutional rights and try him in the U.S. civilian court system.

The Zogby International poll was commissioned by *The O'Leary Report* newsletter. The Poll surveyed 2,377 voters January 19-21, and has a margin-of-error of plus-or-minus 2.0 percentage points. ###

What You May Have Missed

(Continued from page 5)

Johanns, has a 63 percent approval rating. Johanns voted against Obamacare.

More Americans Think Democratic Control of Congress is Bad for America

According to a CNN/Opinion Research poll conducted January 22-24, 48 percent of Americans say that it is “bad for the country that the Democratic party is in control of Congress” and 45 percent think it is good for the country. This marks the first time since the Democratic takeover of Congress that more Americans say Democratic control is bad as opposed to good.

Will Obama Follow the Oregon Model?

Voters in the state of Oregon passed two ballot measures on January 26 that promise to stoke the flames of class warfare and further cripple economic recovery and job creation in the state.

Specifically Measure 66, which raises taxes on households earning more than \$250,000 (and individuals earning more than \$125,000) passed with 54 percent of the vote. Measure 67, which increases taxes on corporations, passed with 53 percent of the vote.

Oregon's unemployment rate is currently 11 percent, which is one percent higher than the national average. Sticking it to corporations, entrepreneurs and small business owners (collectively known as “job creators”) is hardly a recipe for recovery.

But then again, Oregon has always been a bit of a petri dish for far-left ideas. The state enacted some of the nation's most restrictive environmental and land-use regulations in the 1970's –

(Continued on page 12)

What You May Have Missed

(Continued from page 11)

something many say has unnecessarily hindered economic growth in Oregon for decades.

We can only hope that President Obama, desperate for any signs of far-left life in America, doesn't look to Oregon's model as a way to try and balance the budget and kill free enterprise.

Obama Votes "Present" on Gitmo

A classified report from the Pentagon reveals that one in five terror suspects released from the U.S. detention facility in Guantanamo Bay has returned to the fight against America and her allies.

This does not bode well for the President, who upon taking office a year ago immediately signed an Executive Order to close Gitmo by January 2010, a deadline he now acknowledges he missed.

Signing orders to fulfill pie-in-the-sky campaign promises is easy. Actually having a viable plan to carry out the order is the hard part.

Further complicating the matter is the attempted bombing of an airline bound for Detroit on Christmas Day. The would-be bomber, Umar Farouk Abdulmutallab told the FBI that he had been trained for his mission by Al Qaeda in Yemen. Just one week prior to the attack, the Obama administration released six accused terrorists from Gitmo and sent them home to Yemen. Feeling safe yet?

So now the President finds himself between a rock and a hard place. He must choose between protecting Americans from avowed terrorists bent on slaughtering as many innocent people as possible, and kowtowing to his increasingly impatient far-left base that expects him to close Gitmo no matter what the life-and-death consequences.

With the passing of his self-imposed deadline, and his promise to get the job done some way, some how, at some unspecified date, President Obama is taking up where he left off as a Senator and voting "present" on Gitmo.

Obamacare Runs Afoul of the Constitution

Somewhat lost in the debate over whether or not Obamacare is good for Americans, is the question of whether it is constitutional. On a number of fronts, the President's health care plan runs roughshod over our guaranteed rights:

1. Obamacare would force Americans to buy something they may not want. Both the Senate and House passed versions of Obamacare would make Americans purchase a "qualified health plan," regardless of their need or desire. Nowhere in the U.S. Constitution is congress granted the authority to force Americans to purchase a product.
2. Obamacare would dictate to insurance companies how much money they are allowed to make. The Senate version of Obamacare would set an arbitrary and artificial cap on the profits of health insurance companies. Far-left members of congress are employing the same argument here that they did against the oil companies prior to the recession – i.e. health care is a necessity; we think it's too expensive; therefore we have the right to tell you what you can charge for it. Their argument didn't pass constitutional muster then, and it doesn't now.
3. Obamacare would put the federal government squarely between patients and their doctors. The Senate version of Obamacare would make Americans enroll in a "qualified healthcare plan," and then dictates that doctors may only receive compensation under such plans if they perform procedures allowed by the federal government. This is well outside the boundaries of the Constitution.

4. Obamacare would be permanent and future congresses would not be able to revise, repeal or alter it. The Senate version of Obamacare stipulates that future congresses can't change or repeal the law – for *any* reason. This essentially strips Americans of their long-held constitutional right to elect new representation to eradicate bad policies.

These constitutional infringements are not exactly gray areas. The President's contempt for the Constitution may even trump his contempt for an open and transparent legislative process.

U.S. Army Wages War with One Arm Tied Behind Back

As if fighting a war against bomb-wielding kamikaze terrorists weren't challenging enough, America's brave men and women in Afghanistan must also fight the battle of public perception and political correctness.

According to *The Washington Times*, which conducted multiple interviews with U.S. forces in Afghanistan, here are the new rules of engagement for our troops:

1. No night or surprise searches.
2. Villagers have to be warned prior to searches.
3. The Afghan National Army or Police must accompany U.S. units on searches.
4. U.S. soldiers may not fire at the enemy unless the enemy is preparing to fire first.
5. U.S. forces cannot engage the enemy if civilians are present.
6. Only women can search women.
7. Troops may fire at an insurgent if they catch him placing an IED (Improvised Explosive Device) but not if insurgents are walking away from an area where explosives have been laid.

"It's a framework to ensure cultural sensitivity in planning and executing operations," Army Captain Casey Thoreen told the *Times*. "It's a set of rules and could be characterized as part

(Continued on page 13)

What You May Have Missed

(Continued from page 12)

of the ROE [rules of engagement].”

Unfortunately, the only rule by which the Taliban lives is to kill U.S. troops no matter what the cost – and terrorists make no exceptions for “cultural sensitivity.”

Obama and Pelosi Misrepresent True Obamacare Cost by 300%

There is no lie too big for President Obama and congressional Democrats when it comes to Obamacare.

Remember how the President and Pelosi fussed and fudged with Obamacare’s price-tag until they magically brought the total ten-year damage under that all important \$1 trillion benchmark? They emerged from their erasers and calculators to proclaim that, according to the non-partisan Congressional Budget Office (CBO), Obamacare was the steal of the century at a cool \$871 billion. As it turns out, they’re not even telling Americans half the story.

The President and his allies come to the \$871 billion figure by only touting the costs of insuring additional people from 2010 to 2019.

However, according to the CBO, less than 2% of those costs would arrive prior to 2014. So in reality, the first ten years of the bill will be 2014 to 2023 – when the majority of the bill’s costs actually kick-in. During this span, Obamacare would cost U.S. taxpayers a whopping \$2.5 trillion (\$1.8 trillion for insuring additional people and another \$700 billion in other costs).

Thus, the real ten-year price tag for Obamacare is nearly 300% more than what Obama and Pelosi claim. The more we learn about Obamacare, the more we see why the President and congressional leaders are so adamant about hiding it from the American people.

Big Labor Gets a Big Payday in Obamacare

Big Labor is about to get a big handout from President Obama, discreetly tucked away in the President’s health care legislation. You might consider it a reimbursement for all the cash union leaders showered on Obama’s presidential campaign.



The O'Leary Report is a publication of PM Direct Marketing and Associated Television News.

Editor: Peyton Knight

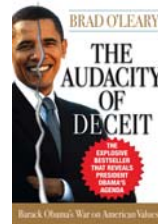
V.P. Research: Tim McGinnis

To arrange interviews with Brad O'Leary, contact:

Shawna Shriner • (703) 272-1500 • ShawnaShriner@pm-direct.com

For a one-year, e-mail subscription (12 issues), mail a check for \$25 made out to “The O'Leary Report” to: The O'Leary Report * ATTN: Shawna Shriner * 11250 Waples Mill Rd. * Suite 310 * Fairfax, VA 22030

Subscribers will receive these two books by Brad O'Leary as a gift:



The Audacity of Deceit: Barack Obama's War on American Values



Shut Up, America! The End of Free Speech

On January 13 the President hosted a closed-door meeting with the most powerful union bosses in the nation and agreed to exempt union employees from the dreaded Obamacare “Cadillac tax.” The tax is a crushing 40 percent excise tax that would kick-in on health care plans valued at \$8,900 or more per year for individuals and family plans costing at least \$24,000 annually.

Under the deal between Obama and Big Labor, union members and government employees with collective bargaining contracts would be fully exempt from the tax until the year 2018, saving them an estimated \$60 billion over that term.

And for all you suckers slaving

away in the private sector and clinging desperately to your non-union job, the tax will soak you for an estimated \$90 billion over the same time period.

And for those paying close attention, yes, the 2018 deadline is mighty convenient as well. It’s far enough into the future when President Obama will be long gone, should voters elect him to a second term. The question of what to do with Big Labor’s exemption in 2018 will become someone else’s problem. No wonder the President so desperately wants to hide his health care dealings from the public eye. ###



11250 Waples Mill Road, Suite 310
Fairfax, VA 22030
www.OLearyReport.com