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UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting Network, Inc.,	)	
an Illinois non-profit corporation, and	)	
Danny Lee Shelton, individually,	)	Case No.: 07-40098-FDS
	)	
Plaintiffs,	)	
v.	)	
	)	
Gailon Arthur Joy and Robert Pickle,	)	
	)	
Defendants.	)	

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**AFFIDAVIT OF ROBERT PICKLE**

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NOW COMES Robert Pickle of Halstad Township, Norman County, Minnesota, who deposes and testifies to the following under pain and penalty of perjury:

1. On September 22, 2008, Remnant Publications, Inc. (hereafter "Remnant") served upon the Defendants documents ordered to be produced by Magistrate Judge Ellen S. Carmody in compliance with the Defendants' subpoena *duces tecum*.

2. The Defendants will seek to file under seal as **Exhibit A** a selection of the documents from Remnant pertaining to payments of kickbacks and/or royalties from Remnant to DLS Publishing, Inc. (hereafter "DLS") from 2005 through 2007. These documents, coupled with statements by Walter Thompson and Gerald Duffy that the law firm had done a thorough review of the Plaintiffs' finances, demonstrate whether or not the Plaintiffs and their counsel knew that the instant suit was frivolous.

3. Attached hereto as **Exhibit B** is information from Delta Airlines regarding Linda

Shelton's ticket to Florida purchased by Three Angels Broadcasting Network, Inc. (hereafter "3ABN") at the request of Brenda Walsh. While Brenda Walsh claims that Linda Shelton's ticket was used, the records of Delta Airlines reveal that it was never used.

4. The Defendants spent a considerable amount of time preparing a motion asking leave of the Court to issue subpoenas *duces tecum* upon the EEOC and the California Department of Fair Housing and Employment in order to obtain the investigative files regarding the 3ABN Trust Services Department whistleblowers.

5. Refreshingly, Plaintiffs' counsel represented that he thought the Defendants should be entitled to obtain from those agencies the documents the Plaintiffs had produced during the course of the investigations.

6. By these subpoenas the Defendants wanted to explore the possibility that the Plaintiffs had tainted those agencies' investigations by failing to disclose key documents and information, similar to what the Plaintiffs did in this case and in 3ABN's property tax case. (Doc. 126 pp. 3, 16–17; Doc. 81-4 p. 48; Doc. 127-42; Doc. 127-43 pp. 3–4).

7. As I was pondering being deposed by the Plaintiffs, it occurred to me that Plaintiffs' counsel ought to be able to show me where I said such and such before I testified under oath that I had actually said such and such. It's been more than two years now since I initially wrote about Danny Shelton's (hereafter "Shelton") handling of the sexual assault allegations made by his former step-daughter, the child molestation allegations against Tommy Shelton, the refusal of 3ABN to produce as promised the alleged phone card phone record evidence against Linda Shelton, and other matters. I characteristically try to make sure every word I say is 100% accurate, so I wanted to review the alleged statements the Plaintiffs have accused me of writing.

8. Such a course as the above would alleviate another difficulty: Some statements in

the Plaintiffs' complaint are not correctly worded or properly attributed. Requiring the Plaintiffs to produce the actual document containing the alleged statements before I testify whether I said something would allow the correct wording and attribution to be entered into the record.

9. For example, Derrell Mundall (hereafter "Mundall"), Shelton's former son-in-law, was the source of the allegations found at ¶¶ 46b–d of the complaint. Mundall has given me permission to reveal his identity. Since Mundall claims to have bought the van of ¶ 46b from 3ABN for around \$10, and since Mundall claims to have been the recipient of the furniture of ¶ 46d, the allegations appear credible.

10. Even so, Save-3ABN.com's article on these allegations refers to these incidents as allegations, allowing for the possibility that these incidents never occurred. However, the complaint words ¶¶ 46b–46d as if the Defendants claimed that these incidents actually occurred, something they never did, to my knowledge.

11. 3ABN never produced documents pertaining to how much Mundall paid for the van he bought from 3ABN, even though such documents should have been produced in response to my requests to produce served on November 29, 2007, and my revised requests served on September 26, 2008.

12. Another example of a wrongly worded or attributed allegation in the complaint is ¶ 46j. Attached hereto as **Exhibit C** is the closest thing I could find to the Defendants accusing Shelton of using 3ABN's planes for personal travel among material the Defendants wrote prior to the filing of the lawsuit. But this posting was little more than a quotation from page 42 of Administrative Law Judge Barbara Rowe's January 28, 2004, property tax case opinion (attached hereto as **Exhibit D**), and was followed by the suggestion by Gregory Matthews (also in Exhibit B) that Shelton had used the jet for his honeymoon. Thus, if the charge is really defamatory, Rowe and/or Matthews should have been sued, not the Defendants.

13. I told Attorney Gregory Simpson (hereafter “Simpson”) in a telephone conversation that I expected him to be able to show me a document where I said what the Plaintiffs alleged that I said. In more than one telephone conversation I challenged him to find anywhere prior to the filing of this lawsuit where I had said that Shelton used the 3ABN jets for personal use. I also challenged him to show where we had ever stated that the allegations of ¶¶ 46b–46d had indeed occurred.

14. Attached hereto as **Exhibit E** is a private message written by Defendant Joy on October 18, 2008, in which he refers to Simpson’s verbal settlement offer of October 17, 2008. Defendant Joy refers to the fact that Simpson had told me on October 17 that he would not file a motion to dismiss.

15. Attached hereto as **Exhibit F** is the transcript of the October 22, 2008, motion hearing in our miscellaneous case in the Southern District of Illinois.

16. Attached hereto as **Exhibit G** is Simpson’s October 23, 2008, email in which he states that he will not be producing documents by October 27, which contradicts what he said in southern Illinois the day before on page 35 of Exhibit F.

17. Attached hereto as **Exhibit H** is Simpson’s October 30, 2008, email, sent not 90 minutes after the end of the status conference of that day, in which he threatens us if we disclose anything pertaining to “confidential” documents. His list of “confidential” documents includes ones obtained from the Community Church of God pertaining to the child molestation allegations against Tommy Shelton, and a video of a public piano concert by Tommy Shelton.

18. Neither Defendant Joy nor myself can locate any pre-dismissal notice from the Plaintiffs that they considered confidential the documents we obtained by way of third-party subpoenas from Kathy Bottomley and the Community Church of God. We do not believe we ever received any such notice.

19. Attached hereto as **Exhibit I** is Simpson's October 31, 2008, email in which he threatens Defendant Joy because Defendant Joy had insinuated that Shelton received at least \$300,000 a year in book deals, a figure given us by Nicholas Miller in the fall of 2006.

20. Attached hereto as **Exhibit J** are relevant pages of Remnant's 2007 IRS Form 990.

21. Attached hereto as **Exhibit K** is an email from Mundall, quoting an internet post attached hereto as **Exhibit L**. Mundall told me in this email that, even though the instant lawsuit was dismissed, Shelton will not stop until "he has you completely ruined and incapable of ever living a normal life again."

22. Attached hereto as **Exhibit M** are relevant pages of my September 20, 2007, answers to the Plaintiffs' interrogatories. Of the 64 pages of answers, 41 pages (64%) concerned information regarding potential witnesses. Below are the 121 potential witnesses I listed in my answers to the interrogatories:

Arild Abrahamsen	Sherry Avery
Keeper of the records at Absher-Arnold Motors	
Vicki Barnard	Cheri Bethune
Richard Bethune	Kathi Bottomley
Bruce Chance	Tammy Chance
Carole Chapman	May Chung
Duane Clem	Roger Clem
Scott Clem	Tracy Clem
Cindy Conard	Ron Cristman
David Cronin	Brenda Cullum
Jerry Cullum	Larry Cullum
Robert 'Bob' Davis	Roger Deason
Troy Deason	Kenneth A. Denslow
Brad Dunning	Glenn Dryden
Gerald Duffy	Mable Dunbar
Bonnie Ensminger	David Everett
Larry Ewing	Mark Finley
Greg Firestone	Melody Shelton Firestone
Merlin Fjarli	Herald Follett
Oriana Frost	Trenton Frost
Jay Gallimore	Robert Gentry
Everlina Germany	Jim Gilley

[Ann] Greer  
Barbara Hall  
Dee Hildebrand  
Charlotte Hopper  
Bill Hulsey  
Barbara Kerr  
Harold Lance  
Stephen Lewis  
Alice Loucks  
Gregory Matthews  
Donna McNeilus  
Fred Millea  
Alyssa Moore  
Greg Morikone  
C A Murray  
Steve Nelson  
Joe O'Brien  
Greg Owen  
Kevin Paulson  
Darlene Pickle  
Shelley Quinn  
Sharon Robberson  
Joan Russell  
Brandy Shelton  
Carol Shelton  
Ema Lou Shelton  
Linda Shelton  
Ronnie Shelton  
Teresa Shelton  
William Shelton  
Hal Steenson  
Bruce Steh  
Walter C. Thompson  
Johann Thorvaldson  
Cindy Tutsch  
Brenda Walsh  
Leonard Westphal  
Gloria Wilson  
Judy Wood

[Jim] Greer  
Gary Hall  
Bill Hopper  
Greg Houseworth  
Stan Jensen  
Kay Kuzma  
Hope LeBrun  
John Lomacang  
Alan Lovejoy  
Ellsworth McKee  
Garwin McNeilus  
Nick Miller  
Nathan Moore  
Derrell Mundall  
Samantha Nelson  
Joel Noble  
Nancy O'Brien  
Jan Paulsen  
Wintley Phipps  
Frank Pitts  
D. Michael Riva  
Larry Romrell  
Robert Russell  
Brenda Shelton  
Danny Shelton  
Kenny Shelton  
Rick Shelton  
Steve Shelton  
Tommy Shelton  
Stan Smith  
Mollie Steenson  
Gregory Scott Thompson  
Ervin Thomsen  
Carmelita Troy  
Alex Walker  
Larry Welch  
Bill Whittington  
Dude Wood  
Deb Young

23. Attached hereto as **Exhibit N** are my non-document Rule 26(a)(1) disclosures.

My Rule 26(a)(1) disclosures contained the following 14 additional potential witnesses:

Gary Avery  
Doris Barnard  
Pat Barwick  
Ben Jordan

Byford Barnard  
Jack Barwick  
Leland Hale  
Janet McLerren

Charlie Meadows  
Dorothy Mitchell  
Melody A. Shelton

Sue Meadows  
Holly Price  
Lou Westphal

24. Attached hereto as **Exhibit O** is Defendant Joy's witness list that was part of his Rule 26(a)(1) disclosures. This list contains the following 28 additional potential witnesses not found in the above two lists:

Dava _____	Doug Batchelor
J. Wayne Coulter	Yoneide Dinzey
Idalia Dinzey	Brian Dodge
Brian Drew	Ethel T. Everett
Elora Ford	Robert Ford
Keeper of the records of Hartland Investigative Services	
Keeper of the records of Hodds Investigations	
William Kerr	Rodney Laney
Tammy Larson	Denzil McNeilus
James Pederson	Mark Rogers
Bob Shelton	Rob Shelton
Kim Smith	Scott Tanner
G. Ralph Thompson	Owen Troy
Dave Turner	Brad Walker
Lynda Welch	Walter Wright

25. Attached hereto as **Exhibit P** is Defendant Joy's notice of self discovery pursuant to Fed. R. Civ. P. 26(a)(1). It states that Defendant Joy produced "all 3ABN digitalized documents found on" his computer, and a "CD of all stored and saved e-mails relating in any way to 3ABN From August 2006 to July 18, 2007."

26. All discovery documents that the Plaintiffs ever produced were produced as PDF's on CD's, except for about 207 pages, a booklet, and some video presentations. Of the thousands of pages in PDF's, none were indexed. I spent a considerable amount of time putting each separate document into its own PDF, giving each PDF a descriptive name that would give us some sort of idea of its contents. None of the PDF's the Plaintiffs produced were text-based, meaning that we would not be able to search them using standard Adobe Acrobat tools. All of the Plaintiffs' productions in this case were nearly entirely non-substantive.

27. Shelton never produced any of his tax records or accounting records for our inspection. Neither did he produce any corporate records for DLS or any other non-3ABN company he controls.

28. 3ABN produced its financial statements and its federal, Illinois, Oregon, and California tax returns for most years from 2001 through 2005. However, except for the California returns (which in part were illegible), and perhaps an Oregon return or two, the Defendants already had these since they are part of the public record.

29. Attached hereto as **Exhibit Q** is the letter with enclosed motion that I served on January 3, 2008, upon Plaintiffs' counsel and Tommy Shelton, putting them on notice that the Defendants were planning on adding Tommy Shelton and 3ABN's officers and directors as named plaintiffs in the instant case. On the last page are the certified mail receipts for these two mailings.

30. Attached hereto as **Exhibit R** is the letter with enclosed motion that I served on January 3, 2008, upon Nicholas Miller, Linda Shelton's counsel, and Mundall, putting them on notice that the Defendants were planning on adding them as third-party defendants in the instant case using the grounds of detrimental reliance. On the last page are the certified mail receipts for serving Nicholas Miller and Mundall.

31. I served Simpson with copies of Exhibit A of the confidentiality order, signed by the four experts we had retained. Attached hereto as **Exhibit S** is the letter I sent to GHS's counsel, which had attached copies of three of the four signed Exhibit A's. This letter was also filed as pages 20–21 of Docket Entry # 28-32 for Case No. 08-mc-40019-FDS here in the District of Massachusetts. I served Simpson copies of the same three signed Exhibit A's at or about the same time. Thus, we did disclose to Simpson that Lynette Rhodes was one of our experts.



32. I have traveled to the Franklin County area on two occasions in order to conduct research and to gather documents pertaining to and necessary for the instant case. The mileage pertaining to the lawsuit that is associated with those trips appeared correctly in Table 1 of Docket Entry # 132.

33. These two trips resulted in our securing quite a bit of helpful material. Just as two examples, we were able to secure deeds from the Franklin County Courthouse which documented that Shelton had bought a house from 3ABN for \$6,139 and sold it one week later for \$135,000.

34. Another suspicious transaction we secured deeds of was when Charles Lane (hereafter "Lane") sold a piece of property to 3ABN the same day that Lane bought a piece of property from Shelton. The sale to 3ABN gave Lane the cash to buy from Shelton, thus representing yet another instance of money from 3ABN clandestinely flowing into Shelton's pockets.

35. On the second trip we again got quite a bit of helpful material, not the least of which was the securing of the 1757-page record from 3ABN's property tax case, using the Brother 8860DN I had purchased to process documents from Gray Hunter Stenn LLP (hereafter "GHS"). This record contained a lot of interesting tidbits, like when Mollie Steenson and Linda Shelton testified under oath that 3ABN's programming was not copyrighted. This disproves the Plaintiffs' allegation in this case that the Defendants committed copyright infringement by posting on the internet a portion of a 3ABN broadcast.

36. Yet another tidbit was when Shelton testified under oath in 2002 that he did not receive housing or retirement benefits, and that he had not asked the board for any. This fatally contradicted 3ABN Board chairman Walter Thompson's assertion that Shelton had asked to be able to purchase a house from 3ABN in 1998 for \$6,139 so that he could build up equity for

retirement.

37. Various miscellaneous and necessary expenses I have paid for in the course of this litigation were listed correctly in Table 2 of Docket Entry # 132. I will now make some comments of the value of some of these items not already referred to elsewhere.

38. *Mending Broken People, inter alia*, helped establish that Shelton was funneling money attributable to his pre-divorce activities through DLS, since this book was mostly done before Shelton's divorce in June 2004, DLS wasn't incorporated until November 30, 2004, and DLS was being paid royalties on sales of this book.

39. The postage, certified mail fees, faxing fees, miscellaneous case filing fee, and service of process fees are pretty much self-explanatory. Table 2 of Docket Entry # 132 certainly didn't include all the postage I paid during the course of this case.

40. There were times I had copies made of necessary court filings at my local bank before mailing those filings. The costs appearing in Table 2 of Docket Entry # 132 represent the actual costs paid.

41. I received an old 3ABN promotional CD that was terribly scratched. I was able to retrieve the material from the CD through the application of various substances to the surface of the CD, but in the process of doing so my DVD burner ceased functioning properly. Thus the \$35.50 expense for a replacement.

42. The \$395 I paid to have John Kannenberg assist me on my second fact-finding trip was well worth it. We were able to cover many more miles much quicker than if I had driven alone, and his real estate experience was helpful in the Franklin County Courthouse. He was able to research some things while I researched others, and I appreciated his help in lugging equipment around. His cellphone came in handy, though I had to pay the excess minutes that my usage caused, which amounted to \$50.40.

43. In preparation for processing GHS's documents, besides the Brother 8860DN, I also purchased a hard drive and an external enclosure for that hard drive for \$86.95. We needed to have enough redundance as far as electronic storage goes so that documents would not be lost if the hard drive crashed on my laptop computer. This setup would also facilitate the transfer of documents from one computer to another, and the processing of those documents.

**TABLE 1: Copying Costs**

Date	Documents	Pages	Sets	Copies	Rate	Cost
05/01/08	Motion to Compel Remnant	2	4	8	\$0.10	\$0.80
	Proposed Order	1	4	4	\$0.10	\$0.40
	Memorandum for Motion	12	4	48	\$0.10	\$4.80
	Affidavit of Joy for Motion	7	4	28	\$0.10	\$2.80
	Affidavit of Pickle for Motion	4	4	16	\$0.10	\$1.60
	Exhibits	110	4	440	\$0.10	\$44.00
	Affidavit of Service	1	4	4	\$0.10	\$0.40
06/10/08	Motion to Appear by Telephone	2	4	8	\$0.10	\$0.80
	Proposed Order	1	4	4	\$0.10	\$0.40
	Memorandum for Motion	3	4	12	\$0.10	\$1.20
	Affidavit of Pickle for Motion	2	4	8	\$0.10	\$0.80
	Affidavit of Service	1	4	4	\$0.10	\$0.40
07/03/08	Motion to Compel GHS	5	4	20	\$0.10	\$2.00
	Memo. for Motion/Response	10	4	40	\$0.10	\$4.00
	Affidavit for Motion/Response	12	4	48	\$0.10	\$4.80
	Exhibits Including Sealed	224	3	672	\$0.10	\$67.20
	Exhibits Excluding Sealed	218	1	218	\$0.10	\$21.80
08/20/08	Opposition to Remnant's Appeal	10	4	40	\$0.10	\$4.00
	Affidavit of Pickle for Opposition	7	4	28	\$0.10	\$2.80
	Exhibits	105	4	420	\$0.10	\$42.00
	Motion to File Under Seal	2	4	8	\$0.10	\$0.80
	Sealed Exhibits	6	4	24	\$0.10	\$2.40
	Affidavit of Service	1	4	4	\$0.10	\$0.40
09/12/08	Status Report to S.D.IL	5	4	20	\$0.10	\$2.00
	Affidavit of Pickle	2	4	8	\$0.10	\$0.80
	Exhibits	14	4	56	\$0.10	\$5.60
<b>Total</b>						<b>\$219.00</b>

44. PACER charges, the cost of sleeves for CD's or DVD's of data produced in the case, and the cost of downloaded news articles used as exhibits (Doc. 109-12 through Doc. 109-14) appear to be the only other miscellaneous expenses in Table 2 of Docket Entry #132 not

already mentioned. These are pretty self-explanatory.

45. I purchased a Brother 8860DN in order to scan or copy the large number of documents we asked Gray Hunter Stenn LLP (hereafter “GHS”) to produce, since we needed to protect GHS as far as possible from undue expense. The unit, toner, and drum which I purchased cost a total of \$522.66. I used the unit to prepare necessary filings for the courts in the Western District of Michigan and the Southern District of Illinois, where ECF filing was not permitted. Table 1 below correctly presents the total number of copies run off of this unit for those filings (including copies for opposing counsel), times 10¢ per copy.

46. I will list a few additional notes on Table 1. I have in this Table 1 broken down the numbers on Table 3 of Docket Entry #132 into further detail, for it never dawned on me that Plaintiffs’ counsel would quibble about the necessity of these copies, since he had received copies of all the above filings.

47. In breaking the numbers down, I discovered that I had omitted the emergency motion to appear by telephone, the sealed exhibits filed in Michigan, and three copies of the status report, items highlighted in yellow above. Thus the above total is a little higher than the total on Table 3 of Docket Entry # 132.

48. In the Western District of Michigan, two copies were served upon the court, one copy upon Remnant’s counsel, and one copy upon Plaintiffs’ counsel, a total of four copies.

49. In the Southern District of Illinois, one copy was served upon the court, one copy upon counsel for GHS, one copy upon Plaintiffs’ counsel in Minnesota, and one copy upon Plaintiffs’ counsel in Illinois, a total of four copies. (Plaintiffs counsel in both Illinois and Minnesota had both been identified as attorneys to be noticed.)

50. The motion to compel Remnant was necessary since Remnant took the position that documents pertaining to royalties Shelton received from Remnant were irrelevant to the

question of how much royalties Shelton received from Remnant. The emergency motion to appear by telephone was necessary because ordinarily either the parties or their counsel must appear in person for motion hearings, and appearing by telephone saved considerable expense. After Remnant appealed from the magistrate's decision, it became necessary to file our opposition to that appeal.

51. The motion to compel Gray Hunter Stenn LLP served also as the necessary response to an order to show cause that was issued because of the Plaintiffs' obstructive and untimely-by-30-days motion to quash our subpoena *duces tecum* of GHS. The order to show cause was issued before the Defendants had received the motion to quash by mail. The proceedings in that court resulted in an order that a status report be filed after this Court ruled on the motion to limit the scope of discovery, which is why the filing of the status report was necessary.

52. The exhibits served upon counsel for GHS was six pages shorter than the exhibits served on the court and Plaintiffs' counsel since certain documents had been designated as confidential by the Plaintiffs, and GHS's counsel, to my knowledge, was not authorized to see them.

53. Table 4 of Docket Entry 132 is a summary of the hours I have logged working on my defense. There were times when I did not record my hours, but for when I did, the totals given are both correct and necessary. These hours represent considerable loss of income because preparing my defense has amounted to practically a full time job. Thus, the expense of preparing my defense is represented by that loss of income. For work I do in this locality where I live, I charge \$25 an hour, which is but a small fraction (8.33%) of the \$300 an hour Simpson charges. (Doc. 73 ¶ 11).

FURTHER DEPONENT TESTIFIES NOT.

Signed and sealed this 8th day of December, 2008.

/s/ Bob Pickle

Bob Pickle  
Halstad, MN 56548  
Tel: (218) 456-2568

Subscribed and sworn to me  
this 8th day of December, 2008.

/s/ Lori J. Rufsvold

Notary Public—Minnesota

My Commission Expires Jan. 31, 2010

**Ex. B**

September 2, 2008

File: REC 8 - 264  
Passenger: Linda Shelton  
Ticket No: 006: 21930500298

Mr. Bob Pickle  
1354 County Hwy 21  
Halstad, MN 56548

Dear Mr. Pickle,

In response to your request, here is information on the Delta ticket for Linda.  
We do not have a coupon image due to out of date in the system.  
Please see the Sold information with itinerary from St. Louis (STL) to Tampa (TPA)  
round trip on April 4<sup>th</sup> and 9<sup>th</sup> in 2004. The coupon Usage is blank which indicates the  
ticket was not used.



Thank you for flying Delta, we look forward to serving you again soon.

SUPERVISOR – TICKET RECORDS



0062193050298 - New Ticket Main

Page 1 of 2



Primary Ticket: 0062193050298

Select View : Ticket Main

version 3.2 Fri, 29 Aug 2008 01:42:22 PM

Ticket Number:	0062193050298	Pax Name:	SHELTON/LINDA	Prmy Tkt Ind:	Y
Issue Date:	2004-03-05	Pax Info Txt:		Excg Ind:	N
Sequence Number:	1	Tour Code Text:		Total Tickets:	1
Inactive Ind:	N	Rptg Sys Prvdr Nb:	0066	Nb Of Cpn:	4
Sources Received:	ASP - U BSP - U ET - Y 05 Mar 2004 09:36:21 PM Scan - U IDEC - U TCN - U	Base Fare Amt:	230.69 USD	Medium Type:	E
		Eqvt Fare Paid:	230.69 USD	Transaction Type:	TKT
		Taxes/Charges:	AY 10.00 USD US 17.31 USD XF 18.00 USD XT 57.71 USD ZP 12.40 USD	Skeletal Indicator:	N
		Ticket Doc Total:	288.40 USD	Dome/Intl Ind:	D
		Commissions:		Ticketing Carrier:	DL
		Rss Typ Cd:		ET Status Code:	A
		Rev Rdn Ind:	N	Tkt Mskd Ind:	N
FOP Type Code:	CC			TPF TrEvt Typ:	
Point of Sale ID:	T - ATLRES - US			Last Update Dt:	2005 03-11 12:31
Orig Iss POS ID:	T - ATLRES - US				

Itinerary Information Coupon State: **S** *Sold* Carrier Role: Marketed

Ticket Nb	Cpn Nb	Cpn Img	Usg	Orig Stn	Dest Stn	Crr	Flt Nb	COS	Cmpt	Flt Dprt Dt	Flt
0062193050298	1			STL	ATL	DL	1097	K	Y	04 Apr 2004 10:05:00 AM	04 Apr 2004
0062193050298	2			ATL	TPA	DL	2223	K	Y	04 Apr 2004 02:45:00 PM	04 Apr 2004
0062193050298	3			TPA	ATL	DL	1184	U	Y	09 Apr 2004 11:30:00 AM	09 Apr 2004
0062193050298	4			ATL	STL	DL	473	U	Y	09 Apr 2004 02:38:00 PM	09 Apr 2004

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Ticket  
Viewer

Home

Primary Ticket: 0062193050298

Select View : Ticket Main

version 3.2 Fri, 29 Aug 2008 12:02:15 PM

Ticket Number:	0062193050298	Pax Name:	SHELTON/LINDA	Prmy Tkt Ind:	Y
Issue Date:	2004-03-05	Pax Info Txt:		Excg Ind:	N
Sequence Number:	1	Tour Code Text:		Total Tickets:	1
Inactive Ind:	N	Rptg Sys Prvdr Nb:	0066	Nb Of Cpn:	4
Sources Received:	ASP - U BSP - U ET - Y 05 Mar 2004 09:36:21 PM Scan - U IDEC - U TCN - U	Base Fare Amt:	230.69 USD	Medium Type:	E
		Eqvt Fare Paid:	230.69 USD	Transaction Type:	TKT
		Taxes/Charges:	AY 10.00 USD US 17.31 USD XF 18.00 USD XT 57.71 USD ZP 12.40 USD	Skeletal Indicator:	N
		Ticket Doc Total:	288.40 USD	Dome/Intl Ind:	D
		Commissions:		Ticketing Carrier:	DL
		Rss Typ Cd:		ET Status Code:	A
		Rev Rdn Ind:	N	Tkt Mskd Ind:	N
FOP Type Code:	CC			TPF TrEvt Typ:	
Point of Sale ID:	T - ATLRES - US			Last Update Dt:	2005 03-11 12:3
Orig Iss POS ID:	T - ATLRES - US				

Itinerary Information Coupon State: U Usage Carrier Role: Marketed

Ticket Nb	Cpn Nb	Cpn Img	Usg	Orig Stn	Dest Stn	Crr	Flt Nb	COS	Cmpt	Flt Dprt Dt	Flt

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**Ex. C**

Rowe issues her findings and opinion, that 3-ABN has made SOME changes that look to me to be a response to Judge Rowe in an attempt to be able to prove to a future court that the basis for her opinion no longer exists, and that therefore 3-ABN presently deserves to maintain its non-profit status.

Does this answer your question?

**Re: Missing: Financial Disclosures - 11/05/06 07:55 AM**

Posted by: [Bob Pickle](#)

I think it answers it.

From Judge Rowe:

**Quote:**

Applicant's remuneration to the Sheltons in the form of a van, an airplane at their disposal on weekends, the wages listed on the financial statements, and the total control over the operation by Danny Shelton, are similar to the circumstances listed by the court in Hopedale, that were found to violate the type of pecuniary profit prohibited under Methodist Old Peoples Home. The substance of applicant's activities on the subject property also shows that the applicant is profiting from the enterprise.

So are they now making sure that all trips in the plane are only for business purposes? Is that one of the changes that has been made?

**Re: Missing: Financial Disclosures - 11/05/06 08:23 AM**

Posted by: [Gregory](#)

I don't think so.

Is it not true that a recent "honeymoon" was taken on the 3-ABN jet? Did not that honeymoon last for several days? Is it not true that the only business conducted on that trip was a Sabbath sermon at a local SDA church?

Correct me if I am wrong.

**Re: Missing: Financial Disclosures - 11/05/06 09:07 AM**

Posted by: [Bob Pickle](#)

I couldn't tell you.

I will say that if the above paragraph from Rowe is construed into only a question about our health message, it is truly amazing. Here in America you can climb the ladder of success and get so high while either intentionally or unintentionally characterizing a legal decision in that way.

In other words, if it was intentional, one can be quite crooked and climb to the top. And if it was unintentional, one can be clueless about many, many things, and still climb to the top.

There is hope for all.

**Re: Missing: Financial Disclosures - 11/05/06 09:22 AM**

Posted by: [Gregory](#)

**Ex. D****PT 04-1****Tax Type: Property Tax****Issue: Religious Ownership/Use**

**STATE OF ILLINOIS  
DEPARTMENT OF REVENUE  
OFFICE OF ADMINISTRATIVE HEARINGS  
SPRINGFIELD, ILLINOIS**

**3 ANGELS BROADCASTING NETWORK****v.**

**THE DEPARTMENT OF REVENUE  
OF THE STATE OF ILLINOIS**

**A.H. Docket # 01-PT-0027****P. I. # 174-116-11****Docket # 00-28-01****Docket # 01-28-07**

**Barbara S. Rowe  
Administrative Law Judge**

**RECOMMENDATION FOR DISPOSITION**

**Appearances:** Mr. Kent R. Steinkamp, Special Assistant Attorney General for the Illinois Department of Revenue; Mr. Nicholas P. Miller, Sidley, Austin, Brown, Wood, L.L.C., Mr. Lee Boothby, Boothby and Yingst, and Mr. D. Michael Riva for 3 Angels Broadcasting Network; Ms. Merry Rhodes and Ms. Joanne H. Petty, Robbins, Schwartz, Nicholas, Lifton and Taylor, Ltd. for Thompsonville Community High School District 112.

**Synopsis:**

The hearing in this matter was held to determine whether Franklin County Parcel Index No. 174-116-11 qualified for exemption during the 2000 and/or 2001 assessment years.

Danny Shelton, president of Three Angels Broadcasting, (hereinafter referred to as the "Applicant" or "3ABN"); Larry Ewing, director of finance in 2002 of applicant; Alan Lovejoy, CPA and accountant; Walter Thompson, chairman of the board in 2002 of applicant; Bill Bishop, minister in the Seventh-day Adventist Church and member of the pastoral staff of applicant; Kenneth Denslow, president of the Illinois Conference of the Seventh-day Adventist Church; Mollie Steenson, department coordinator of applicant; and Linda Shelton, vice president of

The compensation at issue in Lutheran General, *supra*, consisted solely of \$20 shares of stock that physicians, employed by the non-profit medical foundation, could purchase. *Id.* at 655, 662. If the physician's employment ended, the foundation would re-purchase the doctor's share of stock for \$20. The physicians had the right to vote on administrative matters while they owned the stock. *Id.* at 662. In comparing Lutheran General, where the court held that the compensation at issue did not constitute the type of pecuniary profit prohibited under Methodist Old People's Home, with Hopedale, where the compensation at issue *did* violate that prohibition, it is clear that the substance rather than the form of the compensation is decisive. Lutheran General, *supra*, at 662.



Applicant's remuneration to the Sheltons in the form of a van, an airplane at their disposal on weekends, the wages listed on the financial statements, and the total control over the operation by Danny Shelton, are similar to the circumstances listed by the court in Hopedale, that were found to violate the type of pecuniary profit prohibited under Methodist Old Peoples Home. The substance of applicant's activities on the subject property also shows that the applicant is profiting from the enterprise.

With respect to guidelines cited above as (1), (4) and (5) of Methodist Old Peoples Home, *supra*, applicant's by-laws are totally devoid of any references to a gift to be given to an indefinite number of persons, or a reduction of a governmental burden. Applicant was unable to establish that any satellite materials or dishes were given away or that there is a set policy that if one is in need of charity, they can obtain it.

Applicant receives donations, both restricted and unrestricted, from the public and generates additional revenue from the sale of airtime and products. The revenue generated from these ventures is approximately fourteen million dollars (\$14,000,000) a year. Applicant serves as a pass-through of dedicated funds donated by individuals, yet how the remaining unrestricted

religious video tapes, audio tapes, and books for Christian organizations world-wide. Those sections of the house qualified for a property tax exemption. The areas of the house used primarily for residential purposes did not qualify for exemption.

In Muhammad's Holy Temple of Islam, an Islamic organization owned a three-story building that was used for training in the Islamic religion. At hearing, Muhammad's Holy Temple established that it was, in fact, a religious Islamic organization and that the training was an essential part of its religious purposes.

The Department, as shown by these cases, grants exemptions for religious organizations that use property for exempt religious purposes and not with a view to profit. As discussed above, applicant is not only not a religious organization, but, more importantly, does not primarily use the property for religious purposes without a view to profit.

For the aforementioned reasons it is recommended that Franklin County Parcel Index No. 174-116-11 remain on the tax rolls for the 2000 and 2001 assessment years and be assessed to the applicant, the owner thereof, except for the two pastor's offices, each measuring 14 feet by 18 feet, on the second floor of the administrative production center building, and a corresponding amount of land. That area, I recommend, be granted a property tax exemption as used for religious purposes without a view to profit.

Respectfully Submitted,

Barbara S. Rowe  
Administrative Law Judge  
January 28, 2004

Ex. E

----- Original Message -----

**Subject:** New Personal Message: Re: modify your post? - FYEO

**Date:** Sat, 18 Oct 2008 15:40:41 -0000

**From:** Advent Talk <[Admin@...](#)>

**To:**

You have just been sent a personal message by Gailon Arthur Joy on Advent Talk.

IMPORTANT: Remember, this is just a notification. Please do not reply to this email.

The message they sent you was:

Received a rather interesting proposal from Simpson, lead counsel to 3ABN, et al: Just sign mutual releases and we all walk away...case ended!!! Stated he could just move to dismiss, a fatal error as we have misuse of process claims that would be fully matured with such a move. He promptly responded they did not intend to move to dismiss. You can bet they do not dare!!

Clearly concerned about us getting the accountants paperwork. Hearing is Wednesday.

They want an answer by Monday but have only spoken to BOB directly. \*\*\*\*\*  
\*\*\*\*\*

firestorm coming!!! \*\*\*\*\* they are aware we are preparing counterclaims for misuse of process and malicious prosecution.\*\*\*\*\*  
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Inside information is suggesting that donations are WAY DOWN and they are in deficit mode. Another

factor may be they just do not have the money for another offensive. I must assume the effort this last summer was their battle of the bulge and we now have the offense and the clear advantage.

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Clearly are close to victory...can feel it in the air!!!

\*\*\*\*\*

Gailon Arthur Joy

Reply to this Personal Message here:

[http://www.adventtalk.com/forums/index.php?action=pm;sa=send;f=inbox;pmsg=\\*\\*\\*;quote;u=6](http://www.adventtalk.com/forums/index.php?action=pm;sa=send;f=inbox;pmsg=***;quote;u=6)

**Ex. F**

1 UNITED STATES DISTRICT COURT  
2 FOR THE SOUTHERN DISTRICT OF ILLINOIS

3 THREE ANGELS BROADCASTING,) Docket No. 08-MC-00016  
4 NETWORK,) )  
5 Plaintiff,) Benton, Illinois  
6 vs.) October 22, 2008  
7 GAILON ARTHUR JOY, ROBERT )  
8 PICKLE,) )  
9 Defendants.)

10 TELEPHONIC MOTION HEARING  
11 BEFORE THE HONORABLE PHILIP M. FRAZIER  
12 UNITED STATES DISTRICT COURT MAGISTRATE JUDGE

13 APPEARANCES:

14 For the Plaintiff: Mr. M. Gregory Simpson  
15 Siegel, Brill, et al  
16 1300 Washington Square  
17 100 Washington Avenue South  
18 Minneapolis, MN 55401  
19 612-337-6100  
20 Ms. Jennifer E. White  
21 Holland & Knight, LLP-Chicago  
22 131 South Dearborn Street, 30th Floor  
Chicago, IL 60603  
312-578-6647  
For the Defendant Mr. Gailon Arthur Joy, Pro se  
21 Gailon Arthur Joy: P.O. Box 37  
Sterling, MA 01564-1425  
22  
23 For the Defendant Mr. Robert Pickle, Pro se  
24 Robert Pickle: 1354 County Highway 21  
Halstad, MN 56548  
25 218-456-2568



1 For the Interested Ms. Deanna Leigh Litzenburg  
2 Party, Gray Hunter Mathis, Marifian, et al.  
3 Stenn: 23 Public Square, Suite 300  
Belleville, IL 62222  
618-234-9800

4 Court Reporter: Jane McCorkle  
301 W. Main Street  
5 Benton, Illinois 62812  
618-439-7725  
6 janemccorkle@verizon.net

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1 THE COURT: Hello. This is Judge Frazier.

2 MR. SIMPSON: Hello. This is Greg Simpson, the  
3 lawyer for the plaintiffs.

4 THE COURT: All right.

5 MS. LITZENBURG: Morning, Judge. This is Deanna  
6 Litzenburg for Gray Hunter Stenn.

7 THE COURT: All right.

8 MS. WHITE: Jennifer White, local counsel for the  
9 plaintiff.

10 THE COURT: All right.

11 MR. JOY: Good morning, Your Honor. This is Gailon  
12 Arthur Joy, defendant.

13 THE COURT: Okay.

14 MR. PICKLE: Good morning, Your Honor. This is Bob  
15 Pickle, defendant.

16 THE COURT: Now, we have some subpoenas at issue  
17 here, correct?

18 MR. SIMPSON: That's correct, Judge.

19 THE COURT: We have a court reporter taking this  
20 down so when you speak, please, if you haven't been otherwise  
21 identified, let me know or let us know, and we can have you  
22 recognized on the record.

23 So the subpoena was served on March the 17th, 2008,  
24 and because we're making a record here and this is  
25 plaintiff's motion, Mr. Simpson, do you want to go ahead.

1 Lay out the background. And I guess, too, as long as we're  
2 making a record here, just give us a short tutorial on the  
3 nature of the case, the litigation and then what brought us  
4 here and then what your motion is. All right?

5 MR. SIMPSON: Very well. This is a case that's --  
6 the underlying case is pending in the United States District  
7 Court for the District of Massachusetts, and it's basically a  
8 case alleging the defendants violated federal trademark laws  
9 and also common law torts of defamation, and it interferes  
10 with prospective economic relations.

11 And the substance of the case is that the  
12 defendants are alleged to have started and operated a website  
13 that uses the Three Angels Broadcasting Network moniker 3ABN  
14 as their logo to attract visitors to their website and then  
15 disseminating disparaging information, some of which we say  
16 is defamatory and otherwise false. That is kind of the guts  
17 of the case.

18 The lawsuit that was pending, percolating along in  
19 Massachusetts, the defendants have served some third-party  
20 subpoenas, and that's where this action, miscellaneous action  
21 in the Southern District of Illinois comes in. One of the --  
22 some of the allegations in the underlying case in  
23 Massachusetts involve allegations by the defendants that the  
24 plaintiffs, Three Angel Broadcasting Network and Danny Lee  
25 Shelton, who was the cofounder and past president, engaged in

1 basically, tax fraud and financial misdealings and improper  
2 accounting for certain transactions. And there's a lot of  
3 other stuff in there, too, but that's where the accounting  
4 records that are sought in the third party subpoena relate.

5 THE COURT: And what would that have to do with the  
6 lawsuit that Three Angels has brought?

7 MR. SIMPSON: Three Angels, the plaintiffs, are  
8 alleging that the statements made by these defendants are  
9 defamatory. In other words, they did not commit any tax law  
10 violations, did not commit any financial improprieties, and  
11 that the allegations, to the contrary, by these defendants  
12 are defamatory. So the defendants would like to obtain  
13 access to the third-party records of Three Angels  
14 Broadcasting Network's accountants, which is the Gray Hunter  
15 Stenn accountancy firm here in Illinois.

16 THE COURT: Truth being a perfect defense to a  
17 defamation action.

18 MR. SIMPSON: Exactly. What we are saying, they  
19 are entitled to the actual tax returns because that's what  
20 they say is fraudulent, but if they want to determine the  
21 underlying merits of the returns and whether they properly  
22 account for transactions, they need to get the information  
23 from my client, which is a matter that's pending in the  
24 Massachusetts District Court, and that's what -- that's --  
25 they can get that information, but the Massachusetts judge

1 should be there to referee on that issue and determine what  
2 they're entitled to or what they are not.

3           So they made these sweeping allegations, but the  
4 core of them are a few specific allegations that they say are  
5 properly accounted for. And what we're saying is they  
6 shouldn't get the accountant's work product because it's not  
7 like it will lead to discovery of admissible evidence. And  
8 we paid the accountants for that, and the accountants have  
9 their own independent privilege under Illinois law, which is  
10 a subject Ms. Litzenburg may wish to address. They are not  
11 entitled to have us do the work for them. If they want to  
12 prove these tax returns are fraudulent, they need to get  
13 their underlying records and prove it themselves.

14           THE COURT: Is there a key question here? And I  
15 understand that that is the entire purpose of work product is  
16 to avoid the situation where one party does all the work and  
17 the other party swoops in at the last second and gets the  
18 work product. The problem is whether or not the parties  
19 seeking the information can get the same information without  
20 undue burden, and that will be the question.

21           How specifically identified is this work product  
22 information that you seek to shield?

23           MR. SIMPSON: They want everything. And that is  
24 the ultimate issue. If they could identify the -- there's 24  
25 allegations that we say are defamatory, and some of them are

1 broader than others, but they have made these allegations,  
2 sweeping allegations, of financial mismanagement, but the  
3 core of it seems to be a couple transactions that they  
4 suspect or know or believe to be suspicious. And they have  
5 identified those or are willing to give them records about  
6 those court transactions, but what they are asking for here  
7 in the subpoena --

8 THE COURT: Hang on a second. One of the  
9 defendants has been dropped from the conference call.

10 MR. SIMPSON: Which one?

11 THE COURT: Joy. All right.

12 MR. PICKLE: Your Honor, Bob Pickle. I could give  
13 a different number that wouldn't get dropped.

14 MR. SIMPSON: What's that?

15 MR. PICKLE: 508-281-7250. It will be a land line  
16 rather than a --

17 MR. SIMPSON: 508-281 --

18 MR. PICKLE: 6250 (sic).

19 MR. SIMPSON: I am going to put you on hold and go  
20 over and track down the conference coordinator. I will be  
21 right back.

22 THE COURT: We will go back on the record while  
23 Mr. Pickle is coming back on.

24 MR. SIMPSON: This is Greg Simpson, again. In  
25 answer to your question which I think I was in the process of

1 answering it before I got too long-winded about it, the  
2 answer is they've asked for everything without any  
3 exceptions. They want every scrap of paper that the law  
4 firm, that the accountancy firm has for the entire history.  
5 I'm not sure. Is there a date restricter in there,  
6 Mr. Pickle? I don't think there is.

7 MR. PICKLE: Yes, there is.

8 MS. LITZENBURG: Anything after January 1, 1998.  
9 This is Deanna Litzenburg. I am reading from their Exhibit 8  
10 of the subpoena.

11 MR. SIMPSON: That's my main problem with it is  
12 that there are specific transactions that they're alleging is  
13 the basis for their statements that we say are defamatory,  
14 but -- and they've tried to tell us what they are, and they  
15 could have records if it's tailored to that specific issue,  
16 but they want everything.

17 THE COURT: Well, of course, they want everything.  
18 I mean, I would. Wouldn't you want everything? Who knows  
19 what else they might be able to find. You know, if they're  
20 looking around, they may -- if you're going to go try to get  
21 records, get records. But, Mr. Pickle, what exactly is it  
22 that you're getting sued for? What statements do they say  
23 that you have made? I'm not going to ask you whether you've  
24 made those statements or not, necessarily.

25 I mean this isn't a criminal action, so somebody's

1 going to ask you eventually under oath on the record. But  
2 what is it that they are pointing at that you and Mr. Joy  
3 have supposedly done which has defamed them?

4 MR. PICKLE: This lawsuit -- I'll make this really  
5 brief. This lawsuit was conceived as we believe as  
6 retaliation for us blowing the whistle on Dan Shelton's  
7 coverup on child molestation allegations. By the time they  
8 filed this suit, there was too much evidence regarding that  
9 so they tried to stay away from that, and they did spend a  
10 bit of time talking about the dealing with the financial  
11 allegations.

12 You know, one thing that the complaint says is that  
13 we have lied by saying that the officers and directors of  
14 3ABN have privately enriched themselves in violation of the  
15 Internal Revenue Code.

16 THE COURT: Did you make those statements?

17 MR. PICKLE: I would be hard pressed, Your Honor,  
18 to find anything that said, that stated that way.

19 THE COURT: Well, let me ask you this: Those are  
20 pretty broad. Are the allegations -- let me go back here to  
21 Mr. Simpson. Does your complaint state it that broadly, that  
22 there were just general allegations of financial impropriety?

23 MR. SIMPSON: I'm looking for the one that says  
24 that. They say Dashawn (phonetic) purchase. I'm reading  
25 from the complaint. It's the paragraphs 46 and 48 of the



1 complaint are where the specific allegations are of  
2 defamation. I think that that should be an attachment to  
3 something that you've received.



4 There are some that are broad, and there are some  
5 that are narrow, Judge. And they've made these allegations  
6 broadly, and then we've asked them for what exactly are they  
7 talking about. You know, personally enrich themselves as  
8 officers and directors. That is an allegation, the one he



9 just quoted. Violation of the Internal Revenue Code, and  
10 they had something in mind when they said that, and it's  
11 probably like in subparagraph (d). That Danny Shelton  
12 purchased a three-year old van using 3ABN funds. Then sold  
13 the van to a member of his family for just \$10. Things like  
14 that. Specifically, allegations that they then make sweeping  
15 allegations based on a specific allegation.

16 And so what they're hoping for -- I don't think I'm  
17 guessing at this -- is, I mean it's a fishing expedition, and  
18 you know the old fashioned sense of the word, that they want  
19 to find something they didn't know about. If they made these  
20 allegations, these sweeping allegations, made on matters that  
21 are trivial and are not accurate and have been investigated  
22 by the IRS, even, and have all been determined to be proper.  
23 And they want to, and what they want is to find something  
24 else, something that can justify the DMD, the defamatory  
25 statements that they made that they didn't previously know

1 about.

2 THE COURT: I don't doubt that there is something  
3 to that, but that seems to happen in a lot of lawsuits. You  
4 know, I don't blame them for trying to do that either. I  
5 would in their position. But it seems to me that if you are  
6 going to be successful in proving these, in proving  
7 defamation, you are going to have to narrow it down to some  
8 specific statements. Instead, you just can't go in at a  
9 trial, for example, and say, "Well, they generally implied  
10 that we were benefiting personally in violation of IRS  
11 rules." That's not going to get to a jury. You're going to  
12 have to come up with specifics.

13 Mr. Pickle.

14 MR. PICKLE: Yes, sir.

15 THE COURT: Have you consulted a lawyer on any of  
16 this?

17 MR. PICKLE: A little bit. I was represented by  
18 counsel for --

19 THE COURT: Why don't you have a lawyer now?

20 MR. PICKLE: Well, Your Honor, frankly, I don't  
21 have the millions at my disposal that the plaintiffs do.

22 THE COURT: That's true. They got you there.  
23 That's true.

24 MR. PICKLE: And I'm trying not to end up at the  
25 end of this bankrupt.

1 THE COURT: But the thing of it is that you might.  
2 And let me suggest something to you here. All right? You  
3 need to concentrate your resources, time, and monetary. And  
4 the way you need to do this, instead of sending out one of  
5 these blanket kind of subpoenas for all this information,  
6 which you understand they're going to resist because, number  
7 one, they have lawyers and that's what lawyers do. All  
8 right? And number two is that they don't want you to have  
9 all this information.

10 I don't know what's in there. Maybe there's  
11 nothing. Maybe there's something, but, I mean, but that's  
12 the way that this game is played, is that people ask for  
13 information and those who are, from whom it is requested,  
14 resist it as much as possible. Whether it contains anything  
15 that's harmful or not, they'll resist it unless the cost of  
16 producing it is less than the cost of resisting it. It's  
17 just that simple.

18 What you need to do is force them to narrow exactly  
19 what statements and when they were made and how they were  
20 made that they believe to be defamatory. They cannot be  
21 successful in their case just by generally alleging that you  
22 and Mr. Joy made some generalized statements or implications  
23 about the folks at Three Angels Broadcasting in retaliation  
24 for you supposedly blowing the whistle on some family  
25 problems that Mr. Shelton had that this was defamatory.

1 All right. Just because they -- I mean I can say,  
2 well, generally speaking, I believe that so and so cheats on  
3 his taxes. Well, there's going to have to be a little bit  
4 more than that. Okay?

5 Now, obviously, they're trying to back you down for  
6 some reason. I don't know to whom these statements were made  
7 or how wide. How widely are these statements circulated?

8 MR. SIMPSON: Judge, may I interrupt? Is Mr. Joy  
9 back on the line?

10 MR. JOY: I am.

11 THE COURT: How widely were these statements  
12 circulated?

13 MR. JOY: Whatever statements we have made are on  
14 our website and all the world can read. And --

15 THE COURT: What statements, exactly, have you  
16 made? This might narrow things down considerably.

17 MR. JOY: Yeah, one series of statements we made  
18 regarding the 1998 house deal whereby Danny Shelton bought a  
19 house from Three Angels for \$139,000 and then turned around  
20 and sold it one week later for 135,000. And he's the one who  
21 signed in 1998 Form 990. And the question that was asked was  
22 there any Section 4958 excess benefit transactions? He  
23 checked that. That says, no, there were none. And yet  
24 the -- and this would, in my opinion, qualify for a Section  
25 4958 transaction.

1           Then in the attachment to that 990, they list a  
2 house having been sold for \$6,129. They had a book value  
3 that says over 50,000, and so it was over a \$40,000 loss.  
4 So, basically, that attachment is admitting that there was a  
5 house sold below fair market value. We know from the deeds  
6 from the Franklin County courthouse that Danny Shelton was  
7 the one who bought the house.

8           THE COURT: Now and those are the basis of the  
9 statements you've made?

10           MR. JOY: That would be one of the statements we  
11 made about that particular issue. There have been so many  
12 allegations of wrongdoing about Shelton it would take a long  
13 time to go through all of them, and it would take a bit of  
14 preparation to go through and catalog all of them.

15           THE COURT: Does Mr. Shelton qualify as a public  
16 figure?

17           MR. SIMPSON: Yes, Your Honor, he is the face of  
18 Adventism of 3ABN.

19           THE COURT: The what?

20           MR. SIMPSON: He is considered to be the face of  
21 Adventism, Seventh-Day Adventism, on Three Angels  
22 Broadcasting Network. Three Angels Broadcasting Network is  
23 the conservative broadcaster of the unique message to the  
24 Seventh-Day Adventist Church, and he's been the founder. He  
25 is a constant programmer, interviewer, and has been the

1 president of 3ABN since its inception back in the 1980s.

2 THE COURT: So he probably is -- I know right where  
3 it is. I used to live in Marion, but --

4 MR. SIMPSON: They were such a big public figures  
5 they were concerned enough to move their divorce to Guam.

6 THE COURT: But it's going to make a difference,  
7 obviously, down the road if he is considered a public figure  
8 or not for defamation purposes.

9 MR. SIMPSON: I understand that.

10 THE COURT: You know -- who is speaking here?

11 MR. JOY: Gailon Arthur Joy. The important thing  
12 for the Court to consider is that we need very specific  
13 allegations based on very specific documentation that we had  
14 at the time that indicated that this man was actually, if you  
15 will, putting his finger in the offering plate. And the  
16 bottom line is that has been demonstrated by the process of  
17 documentation as we've gone forward here. That's come from a  
18 combination of third parties who, frankly, offered additional  
19 documentation as well as some that's been discovered, a  
20 limited amount that's been discovered.

21 To defeat the defamation claim, we have a very  
22 simple strategy and that is to use a combination of auditors  
23 and forensic accountants to review the documentation related  
24 to the transactions that have occurred between Three Angels  
25 Broadcasting system, its publishing unit and PPPI, Pacific

1 Press Publishing or publishing -- I'm sorry -- publishing  
2 contract with the Pacific Press Publishing Association, PPPA,  
3 and Renner (phonetic) Publications.

4           And they had an interesting little three-way deal  
5 going there where PPPA pays to 3ABN not only book royalties  
6 to the authors, but also a separate residual by contract that  
7 amounted to a combination of 15 percent. Mr. Shelton came up  
8 with a unique way to put his finger in the pie by having 3ABN  
9 actually process invoices through Renner Publications, who  
10 would allow for a drop ship from PPPA to 3ABN. And then he  
11 would pick up a very sizeable portion, approximately 70  
12 percent, of the additional overcharges being made by Renner  
13 Publications as his own personal income.

14           This was never disclosed to the board of directors.  
15 We had that from directors. They told us that was never  
16 disclosed. And, in fact, he personally inured himself as  
17 early as 19 -- pardon me -- 2006 and 2007 to the tune of  
18 about \$1,000,000 that's never been disclosed on any 990.

19           Now, you know, I don't know. We don't have the tax  
20 returns from Mr. Shelton for those years. We did have tax  
21 returns from prior years, and we could tell what he was and  
22 was not disclosing, but the fact is that what we feel is that  
23 he can put together a combination of data showing the  
24 contracting inurement from the Renner Publications in concert  
25 with the bank statements that demonstrate the amounts of

1 money coming into his personal account.

2           In addition to that, obviously, the auditors'  
3 statements regarding the audits, which the auditor covers  
4 both Danny Lee Shelton's personal returns as well as Three  
5 Angels Broadcasting Network. And we believe that that  
6 together, in concert, would represent enough of a picture so  
7 that between the two auditors and -- the two auditors, the  
8 forensic accountant that we're using, that we can demonstrate  
9 beyond a reasonable doubt that it was clearly private  
10 inurement, and that it clearly violated the Internal Revenue  
11 Code.

12           THE COURT: Well, you're not going to have to show  
13 beyond a reasonable doubt or anything.

14           MR. JOY: I understand that, but I think we could  
15 meet that test.

16           MR. SIMPSON: I can speak to that.

17           THE COURT: All right.

18           MR. SIMPSON: I would just say that you have heard,  
19 in answer to your original question of did the defendants  
20 make these statements, I think you just heard a whole bunch  
21 of them. And what I would say, without getting into the  
22 merits of the allegations that you just heard, that it's an  
23 explanation as to why these defendants would be entitled to  
24 some information about specific transactions that they think  
25 are illegal or improper.



1 But what the subpoena is, is a wholesale request  
2 for everything. And they need to narrow it. This is exactly  
3 what's happened in the Massachusetts district court where we  
4 brought a similar motion for a discovery that had been served  
5 on us where they asked for everything, and the judge there  
6 said -- struck, basically struck the docket request. Said  
7 research them with, you know, more narrowly crafted to the  
8 defamatory issues, with regard to defamatory issues in the  
9 case.

10 It can't be wholesale, you know, asking for  
11 everything. You need to craft them so they relate to issues  
12 in the case. So that's one issue, only one reason why we are  
13 resisting the subpoenas, is because if it's not crafted to  
14 the issues in the case.

15 Another issue -- let's have Ms. Litzenburg address  
16 this -- is that there's an accountancy privilege in Illinois.  
17 The accountant doesn't have to give up work product, and it's  
18 privileged that belongs to the accountant.

19 THE COURT: Well, the accountant is going to be  
20 objecting in this case for two reasons or three, maybe if  
21 they feel it's the right thing to do, but that would be one.  
22 And then I'm certain that Three Angels Broadcasting does a  
23 substantial amount of business with Gray Hunter Stenn so they  
24 would have some business reasons for wanting to -- let's just  
25 say they have a rooting interest in this. And they probably

1 don't want to get sued themselves for giving up information  
2 they shouldn't be giving up.

3 But in any event --

4 MS. LITZENBURG: It's a privilege issue, Your  
5 Honor. This is Deanna Litzenburg for Gray Hunter Stenn. We  
6 have invoked the accountant-client privilege that exists  
7 under Illinois law. We believe the defendants take issue  
8 with the privilege and say that it doesn't apply. It is our  
9 position in a diversity case and that when the subpoenas are  
10 issued from the Southern District of Illinois court, that the  
11 Illinois privilege law applies.

12 THE COURT: Well, probably in a case like this, to  
13 the extent such a privilege would exist, it's probably been  
14 waived, at least partially, by the fact of these allegations.  
15 I mean when Three Angels made the decision to bring this  
16 lawsuit over these allegations, then, you know, they have  
17 very smart lawyers who know that the truth of the  
18 statements -- I mean if the statements are on their websites,  
19 I'm sure that there's no doubt as to what the statements are,  
20 so that places the defendants in the position of having to  
21 demonstrate the truth of what they're saying. And the only  
22 way they are going to do that is, well, by getting into these  
23 records.

24 MS. LITZENBURG: But, Your Honor, I think the  
25 privilege belongs to the accountants, and in this case we are

1 claiming that it's the work papers that the accountant has  
2 performed that are privileged, not the financial statements,  
3 not the tax returns. Those are different issues. But the  
4 work papers that were actually produced and prepared by Gray  
5 Hunter Stenn in performing the audit, do we claim that that  
6 privilege still attaches to those documents.

7 THE COURT: For what purpose, though? This isn't  
8 like, I mean they exist. That means they can be discovered  
9 with a subpoena.

10 MR. JOY: Your Honor, this is Mr. Joy again.

11 THE COURT: Yes.

12 MR. JOY: I would point out that in our rebuttal,  
13 we gave specific case law both in Illinois as well as at the  
14 federal level clearly demonstrating that no such privilege  
15 attached here. And that they are out of line in either  
16 raising the accountancy privilege given the federal questions  
17 in the federal district court, and so that was the first  
18 thing.

19 The other thing that they allege, of course, is the  
20 cost of producing and, frankly, we went to great pains to  
21 reduce that cost of producing down to just simply them making  
22 space available for a team of accountants who had come in  
23 with us and reviewed those documents, let us know what was  
24 specifically required for them to give their expertise. And  
25 at the same time, we would have a team that would go through

1 the process of taking those documents and then, obviously,  
2 digitally saving them, saving the accountant any cost  
3 whatsoever with regard to reproduction of the documents.

4 MS. LITZENBURG: I take issue with that, Your  
5 Honor. We had not worked out that issue. We were still  
6 arguing how the documents were going to be copied and  
7 reproduced because Mr. Joy and Mr. Pickle were adamant they  
8 did not want to incur any copy costs.

9 THE COURT: Well, I tell you what. Maybe this will  
10 give you some incentive, I guess. What is the rule on  
11 subpoenas, complying with subpoenas? I've got to say I'm not  
12 really sure. Where was this subpoena to be produced? I mean  
13 where were the results of the subpoena? Where was it to be  
14 produced?

15 MS. LITZENBURG: Here in Southern Illinois, Your  
16 Honor.

17 THE COURT: But was there a demand on it as to  
18 where the information was to be delivered?

19 MS. LITZENBURG: Yes. They had a law office in  
20 West Frankfort, I believe, Sam Mitchell's office.

21 THE COURT: Okay.

22 MR. PICKLE: Your Honor, this is Bob Pickle. We  
23 had worked it out on June 24th we would, Gray Hunter Stenn  
24 was going to make a room available at their office, and we  
25 bring our own equipment. And Deanna Litzenburg, the way we

1 worked it out, they would provide somebody to physically  
2 operate our copier so we would not receive the copy until  
3 after the watermark had already been put on. She and I went  
4 back and forth and worked out a procedure.

5 MS. LITZENBURG: And the cost of that person was  
6 never resolved either, Bob. So to represent to the Court we  
7 had resolved that is unfair.

8 THE COURT: Well, resolutions are frequently in the  
9 eye of the beholder so we don't need to get into that.

10 MR. PICKLE: I would like --

11 THE COURT: Who is this?

12 MR. PICKLE: This is Bob Pickle.

13 THE COURT: You have to remember to say who you  
14 are.

15 MR. PICKLE: The plaintiffs have represented that  
16 they intend to use the financial statements and 990s and the  
17 auditor at trial. And we need to be able to challenge the  
18 figures that are in those financial statements and 990s as  
19 well as the information that the auditor would disclose at  
20 trial.

21 THE COURT: I have no doubt that you are entitled  
22 to a large amount of the financial information that pertains  
23 to Three Angels Broadcasting, and it's -- anything concerning  
24 these transactions that were referred to surrounding the  
25 supposed defamatory statements. And, you know, there's just

1 no easy or cheap way to do this.

2           You know, I kind of think Three Angels probably  
3 should have thought this through a little bit. My guess is  
4 that Three Angels probably thought that these guys had  
5 probably backed down pretty quick when this defamation  
6 lawsuit was filed. And that I understand that organizations  
7 like Three Angels operate a lot of their fiscal viability --  
8 not physical, Jane. It's fiscal, F-I-S-C-A-L -- depends upon  
9 regular contributions from people who are frequent listeners  
10 and watchers, and these kinds of little nasty bits such as of  
11 the revelation involving Mr. Shelton's brother tend to or any  
12 impropriety on behalf of Mr. Shelton himself would probably  
13 tend to erode some of those. And so a nice public way of  
14 refuting those statements is by filing a defamation action,  
15 and, you know, saying it ain't so, Joe.

16           But the problem is, is now Three Angels has opened  
17 up a very large can of worms here. And it's a very large can  
18 of worms. And there are a lot of different ways that  
19 financial impropriety could be disguised by clever  
20 bookkeeping. There are a lot of -- I'm not saying that  
21 that's happened here. Don't anybody get all flustered. I'm  
22 just saying that, you know, at this stage of the proceedings,  
23 we have to presume that anything is possible. Anything is  
24 provable. And there are a number of other transactions,  
25 changes in accounting methods, any number of these that might

1 be relevant to prove that on a particular day that something  
2 happened.

3 Let me get off track one second and ask this  
4 question. On these particular allegations that concern like  
5 these house transactions, those are just straightforward  
6 deals, right? There's no doubt about the accounting on  
7 those?

8 MR. PICKLE: I'm not sure of that because we don't  
9 know how they were accounted for on the other side. In fact  
10 the representation has been made by the chairman of the board  
11 of the Three Angels Broadcasting Network that they had  
12 cleared those through counsel from a fellow who came out of  
13 the state of Oregon. I believe in the northwest. And at the  
14 time it was obviously the accounting firm was, as we  
15 understand it, based on the representation of the chairman,  
16 we do not believe that the accounting firm before the fact  
17 addressed these issues, although we're not sure.

18 THE COURT: Has Three Angels designated its  
19 forensic expert on these accounting matters yet for the  
20 Massachusetts proceeding?

21 MR. SIMPSON: This is Greg Simpson. The time to do  
22 that has not yet occurred under the scheduling order so, no.

23 THE COURT: And what is your experience, Greg, with  
24 this Massachusetts court, the judge in particular? I know,  
25 for instance, in our district we have some judges who are in

1 more of a hurry than others to get these to trial. How much  
2 time do we have on this?

3 MR. SIMPSON: They don't appear to be in any  
4 over -- we're not on a fast track, and the parties have  
5 recently submitted a stipulated order to extend the discovery  
6 and unexpired deadlines out another 90 days to permit  
7 discovery to occur. There were some delays in the case  
8 including a three or four-month delay when we were waiting  
9 for the confidentiality order before the discovery issue  
10 could take place and Mr. Joy filed for bankruptcy which  
11 caused a temporary stay in the proceedings until the  
12 automatic stay was lifted.

13 And for other reasons the cases, in the discovery  
14 phrase and the document exchange phase. So there has been an  
15 exchange of written requests for documents and exchange of  
16 documents, as well.

17 We got an order back from Magistrate Judge Hillman  
18 recently, basically, ordering Mr. Pickle to reserve document  
19 requests that were more narrowly tailored to issues in the  
20 case, and that would then permit the issues to become more  
21 narrowly defined with the idea if Mr. Pickle and Mr. Joy and  
22 I cannot work out our differences about what's discoverable,  
23 that it would definitely write for submission to the Court.

24 THE COURT: Well, let me do this: Have you even  
25 made your Rule 26 disclosure concerning your accounting



1 expert?

2 MR. SIMPSON: Well, we've made the Rule 26, the  
3 mandatory disclosures.

4 THE COURT: Have you filed a report yet concerning  
5 your expert?

6 MR. SIMPSON: No.

7 THE COURT: Because, Mr. Joy and Mr. Pickle, here's  
8 what we're going to do. All right? I'm trying to figure out  
9 what is going to be the best way to permit you folks to  
10 examine the information you need to examine, but doing so in  
11 a way that is going to be efficient for all concerned. All  
12 right?

13 Gray Hunter Stenn has a business to operate, and  
14 they -- you know, forcing them to just open up a wing of  
15 their office for you guys to come in and go through  
16 mountains -- I'm sure there are literally mountains of  
17 paperwork on this. Is that correct, Ms. Litzenburg?

18 MS. LITZENBURG: Yes, there are quite a few, Your  
19 Honor.

20 THE COURT: And so 95 percent of it is going to be  
21 useless in terms of even leading to the discovery of relevant  
22 information. That doesn't mean that you probably aren't  
23 going to have a right to look at a lot of it. And my  
24 practice is always to err on the side of disclosure in these  
25 things. But we do have, we do have a big, big undertaking

1 here. And I don't know how much money you guys, Mr. Joy and  
2 Mr. Pickle -- my goodness, you know, somebody is helping you  
3 out with this financially because, you know, this is, I mean  
4 this is like David and Goliath only David doesn't even have a  
5 rock for his sling in terms of fighting this thing out.

6 Here's what I want to do. For right now I want to  
7 continue the subpoena. Not going to do anything with it.  
8 Okay? And what we need to do is wait until there has been a  
9 disclosure in Massachusetts of their expert on exactly what  
10 is the nature of this defamatory statement.

11 Now they don't have to disprove the fact. They  
12 don't have to come in and disprove that Mr. Shelton was a  
13 crook, for example. Okay? You guys have to prove that he  
14 was a crook or that, at least, you had some information along  
15 those lines. And I think after that's been a little bit  
16 more -- and I'm trying to work this out in conjunction with  
17 what Judge Hillman is doing, as well, because you just don't  
18 want two people stirring this thing from different  
19 directions.

20 MR. JOY: Your Honor --

21 THE COURT: Yes.

22 MR. JOY: -- this is Gailon Arthur Joy, again. One  
23 of the things that you need to understand is that the judge  
24 has already ruled on their motion for scope and relevance  
25 essentially denying everything they asked for. The only

1 issue outstanding was that he wanted the actual request to  
2 produce to be narrowly covered so they would fit into the  
3 specifics about the allegations.

4 THE COURT: And this is in your Rule 34 request?

5 MR. JOY: I'm sorry. What was that again?

6 THE COURT: Is this regarding your Rule 34 request  
7 to produce?

8 MR. JOY: The plaintiffs, after the confidentiality  
9 order was finally ruled on and we started moving back toward  
10 the discovery files, they promptly moved and brought forward  
11 a new motion to limit scope and relevance. And the bottom  
12 line is that issue was heard and the Court in Massachusetts  
13 via the judge magistrate simply struck all of their requests,  
14 and, in fact, ironically imposed a rather unusual request on  
15 counsel.

16 They had wanted the -- our subpoenas to be reviewed  
17 by the Court before they would be issued, and we really  
18 didn't impose that. We didn't have any problem with it. And  
19 frankly and ironically, the magistrate ordered that even  
20 counsel for the other side would have to have their subpoenas  
21 reviewed prior to issuing them.

22 So we've already struck out or carved out a very  
23 clear statement from this Court on the issue of scope and  
24 relevance. The bottom line is, you know, the plaintiffs here  
25 just continue to dodge the production of documentation that

1 we need that's essential for the preparation of the trial,  
2 particularly for the, you know, particularly for the experts.

3 Because you're right. There are mountains of  
4 information to go through. That's why, one of the reasons  
5 why the system that we had picked out for bringing them there  
6 and having them review the documents and determine what  
7 wasn't relevant and what they wanted copied seemed to make  
8 sense and is the least expensive situation for Gray Hunter  
9 Stenn as well as for ourselves since we were bringing our own  
10 copy equipment.

11 THE COURT: When is it that you are to have  
12 narrowed your requests out in Massachusetts?

13 MR. JOY: Those are already done, Your Honor.

14 THE COURT: Those are done. And has Three Angels  
15 received those?

16 MR. SIMPSON: This is Greg Simpson.

17 MR. JOY: They have.

18 MR. SIMPSON: This is Greg Simpson. Yes, Your  
19 Honor. Let me clarify what Mr. Joy has said. The order from  
20 Judge Hillman, unfortunately, is in the record so you can  
21 look for yourself and see what he did, but he basically  
22 struck the document request that they had issued previously  
23 and ordered them to produce, to serve more narrowly crafted  
24 ones, which they did. And Mr. Pickle and I have been in  
25 negotiations talking at kind of a pre -- before we respond to

1 it formally and then our response is due in the very near  
2 future to their document requests. At which point if we  
3 can't reach an agreement, we are going to go through the meet  
4 and confer process which was really part of the problem the  
5 first time around. That we hadn't gone through it because  
6 the motion was filed before, to compel was filed before this  
7 process was undergone.

8 THE COURT: You know what I'm thinking of doing  
9 here, just -- I don't know. I may want to talk to Judge  
10 Hillman. One of the options I have is to transfer this  
11 dispute to Massachusetts, as well.

12 MR. SIMPSON: I would be in favor of that. I think  
13 Judge Hillman understands. And I don't mean to disparage the  
14 Court in any way. It's just that he understands first hand  
15 what the issues in the case are because he's had his head  
16 into it for a longer period of time and I think --

17 THE COURT: These are not really exotic issues.  
18 The difficulty that I foresee or would like to head off is  
19 that I'm very reluctant to start issuing orders that may be  
20 at odds with Judge Hillman's work up-to-date that may be  
21 absolutely consistent. I don't know, but I don't want to  
22 start -- I don't want to even invite the possibility of  
23 inconsistent rulings.

24 MR. PICKLE: Your Honor, this is Bob Pickle. The  
25 Western District of Michigan ordered that -- we filed a

1 motion to compel Renner Publications, and we won that mostly,  
2 and they asked for reconsideration. They lost that. They  
3 appealed from the magistrate to the judge and they lost that,  
4 and then they decided they would comply. And the documents  
5 we have gotten from there have been quite helpful. That was  
6 ordered even before Magistrate Judge Hillman ruled on the  
7 motion to limit the scope of discovery.

8 THE COURT: I'm just saying that Judge Hillman is  
9 going to have the -- he has the laboring more on this in  
10 terms of how discovery is going to proceed and what is going  
11 to be fair game.

12 Now, the Western District of Michigan, yes, they  
13 were operating fully within their rights. I don't know what  
14 was at issue. It sounds to me, though, that the information  
15 which is requested here in this subpoena is at the core of  
16 what is presently being wrangled out in front of Judge  
17 Hillman in Massachusetts. This is all of the financial  
18 information that matters, isn't it?

19 MR. SIMPSON: This is Greg Simpson. Some of it is.  
20 And I would say, also, that it exists in two places because  
21 the accountants didn't create the information. The  
22 information came from 3ABN through a short cut to get the  
23 accountants' work product so they don't have to go through  
24 that process themselves. They could ask for the source  
25 documents that the accountants used to compile their reports

1 and their schedules and whatever they used to create their  
2 tax return, the final product, that goes out with the filing.  
3 This is what they are looking for is a short cut. They could  
4 go back and ask for the underlying documents. And, in fact,  
5 they've done that, and that's what's pending before Judge  
6 Hillman. They asked for the core documents that relate to  
7 all these transactions, and Judge Hillman is saying, okay,  
8 you can have them if you can narrowly tailor it to the issues  
9 in the case.

10 THE COURT: Let me ask you a question here. Would  
11 it be relevant or at least interesting to you if you were on  
12 the other side of this case, Mr. Simpson, if it turns out  
13 that the documents that the accountant has are different from  
14 the documents that actually exist or maintained by Three  
15 Angels Broadcasting, that perhaps if Three Angels  
16 Broadcasting was selective about the documents they turn over  
17 to their accountants?

18 MR. SIMPSON: If it related -- well, how is that --  
19 I would certainly want the information for the reasons that  
20 you said. I'd be hoping that there was some discrepancies,  
21 in particular, that I didn't know about. I would like to  
22 find some more ammunition to justify the wholesale assault on  
23 3ABN that we've seen. That would make it -- it doesn't make  
24 it relevant to the issues of -- that the defamatory  
25 statements that they have made, they have something in mind.

1 They had some information about certain transactions, and  
2 he's told you about some of them. And they're entitled to  
3 discovery on those issues, but they're not entitled to get  
4 every scrap of paper to see if there's something else they  
5 are looking for.

6 THE COURT: Mr. Shelton, though -- here's the  
7 problem. Mr. Shelton is not some disgruntled clerk who is  
8 stealing out of the small, you know, cubby that may be  
9 relegated to a particular file clerk or something. You know,  
10 Mr. Shelton has access to the whole piggy bank. And I'm not  
11 saying, obviously, that he is or was doing anything, but what  
12 I'm saying is that if a person who has access to everything  
13 were to be using it for private gain, then it is not  
14 unreasonable to believe that perhaps other instances might  
15 exist where the corporate entity was used improperly for  
16 private gain, and that would tend to, even if it had nothing  
17 to do.

18 Let's just say for argument sake that further  
19 investigation into this were to disclose that on a different  
20 date in a different year that Mr. Shelton stole a hundred  
21 thousand dollars from Three Angels Broadcasting using a  
22 completely different means than -- that would be relevant to  
23 the defamation action now, wouldn't it?

24 MR. SIMPSON: Let me say first there's been no  
25 allegation that anything --



1 THE COURT: No. No. No. No. You don't need to  
2 go into. We don't need a spin on this. I'm just saying and  
3 I would have no idea. Hopefully, it doesn't exist, but if it  
4 did, wouldn't that be some relevant information to put out in  
5 front of a fact finder at a trial?

6 MR. SIMPSON: Let me go back to where you were  
7 originally going. What's going to happen now is that these  
8 defendants are going to get a subset of the financial  
9 records, and what subset they get is going to be determined  
10 based on how they craft these second set of document  
11 requests, and which and how Judge Hillman narrows them if we  
12 can't agree how they should be interpreted. And what they're  
13 asking you to do is to, basically, circumvent that by giving  
14 them everything, but in the guise of giving them the account  
15 file.

16 THE COURT: Which is what I'm not going to do right  
17 now for the simple reason I'm not going to undermine Judge  
18 Hillman's efforts on this. We may turn out to be going  
19 exactly the same direction. However, Judge Hillman already  
20 has his hands on this. He has an idea where he wants this to  
21 go, and I'm not going to start doing things on this end that  
22 might be messing that up.

23 However, you know, I will say this: Has Three  
24 Angels and Gray Hunter Stenn, have you provided the  
25 defendants any and all accounting records that would pertain

1 to the transactions that are detailed in the complaint and  
2 for the time periods? I would think at a minimum you're  
3 going to need to start off with that.

4 MS. LITZENBURG: This is Deanna Litzenburg. Gray  
5 Hunter Stenn hasn't produced anything.

6 THE COURT: Well, that's right. You wouldn't have.

7 MS. LITZENBURG: They reviewed this blanket  
8 subpoena asking for everything.

9 THE COURT: I hear you. Gray Hunter wouldn't. Has  
10 Three Angels provided that information?

11 MR. SIMPSON: We've provided them with thousands of  
12 pages of documents. And we are not yet, the time to respond  
13 to their narrow document request has not yet expired, but in  
14 the next --

15 THE COURT: In that case --

16 MR. SIMPSON: -- in the next production we will  
17 either identify where we've already produced it or produce  
18 additional records that pertain to the specific transactions  
19 that they identified.

20 THE COURT: In that case here's what I'm going to  
21 do then. I can see where this is going now because this is  
22 just --

23 MR. PICKLE: Your Honor, can I speak to the issue  
24 of complete production?

25 THE COURT: No. No, we don't need to get there

1 right now. All we're dealing with here, because the  
2 production issue is clearly not before me.

3 MR. PICKLE: Could I --

4 THE COURT: No. No. No. We're done here. I have  
5 one of two options here. And I could either go ahead and  
6 quash this subpoena and with the understanding that the  
7 defendants could reserve the subpoena on Gray Hunter Stenn at  
8 a later date when this scope of discovery has been narrowed  
9 by Judge Hillman in Massachusetts. That would --

10 MR. PICKLE: Your Honor --

11 THE COURT: No. No. No. You have had your time  
12 to talk. Now is mine.

13 MR. PICKLE: Okay.

14 THE COURT: I don't know what that would really  
15 accomplish, so what I'm going to do is this: We're going to  
16 do nothing on this. We're just going to leave this subpoena  
17 open for right now. And I will direct that Gray Hunter Stenn  
18 and Three Angels take every effort to preserve any documents  
19 of any kind, documents or records of any kind, electronic or  
20 otherwise, which might be produced under the subpoena. And  
21 I'm going to then order right now that any further litigation  
22 concerning the subpoena which has been issued to Gray Hunter  
23 Stenn be transferred to the district of Massachusetts and  
24 Judge Hillman because it is so closely and completely  
25 intertwined with matters before him at this time. And I fear

1 that anything which might be done here might lead to  
2 inconsistent rulings, and that will be that.

3 So the subpoena is open. Gray Hunter Stenn and  
4 Three Angels are ordered to preserve any records of any kind,  
5 electronic or otherwise, which might satisfy the subpoena.  
6 The matter then will be transferred to Judge Hillman for any  
7 further action. And waiting until the scope of discovery is  
8 resolved is going to be a good way to do that.

9 And we have made a transcript of these proceedings.  
10 Anybody who desires to have a transcript may contact Jane  
11 McCorkle and arrange for the transcript. And that will be  
12 that. Actually, you're going to have this electronically so  
13 I guess Judge Hillman could pull this up if he wanted to if  
14 somebody orders it. Right. And that will be that.

15 MR. SIMPSON: Thank you, Judge Frazier.

16 THE COURT: All right. Thanks, everybody.

17 (End of hearing.)

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REPORTER'S CERTIFICATE

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I, Jane McCorkle, Official Court Reporter for the United States District Court for the Southern District of Illinois, do hereby certify that the above and foregoing is a true and correct transcript of the proceedings of Telephonic Motion Hearing had in this cause as same appears from my stenotype notes made personally during the progress of said proceedings.

DATE: 11/17/08 s/s Jane McCorkle  
JANE McCORKLE

**Ex. G**

**Subject:** 3ABN v. Pickle & Joy  
**From:** "Greg Simpson"  
**Date:** Thu, 23 Oct 2008 17:55:53 -0500  
**To:** "G. Arthur Joy", "Bob"  
**CC:** "Lizette Richards", "John Pucci", "Chris Penwell"

Bob & Arthur-

In light of Plaintiffs' motion to voluntarily dismiss the lawsuit, I am cancelling your depositions as currently scheduled. I will reschedule them if necessary.

I request that you voluntarily withdraw your motions that were filed today, since our motion to dismiss the case makes them moot. Please advise of your position immediately so that I can determine whether I must file a response.



Finally, I will not be providing a response to your amended document requests because our motion to dismiss makes the pending discovery requests moot, and because I have also moved to stay discovery pending resolution of our motion to dismiss.

M. Gregory Simpson

Direct: (612) 337-6107

e-mail: [gregsimpson@...](mailto:gregsimpson@...)

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**Ex. H**

**Subject:** RE: Remnant and MidCountry Bank Records

**From:** "Gailon Arthur Joy"

**Date:** Fri, 31 Oct 2008 00:19:49 -0400

**To:** "Greg Simpson", "Bob"

**CC:** "John Pucci", "Lizette Richards", "Chris

Penwell"

Mr Simpson:

There is also a paragraph 7:

"7. Neither party is obligated to challenge the propriety of any Subject Discovery Materials designated as Confidential information, and a failure to do so in this action does not preclude a subsequent attack on the propriety of the designation."

And you would have to be specific when you designated all the documents you reference as "confidential".

IE: A copy of each such communication. No rule 11 violations allowed.

We should also consider doing something to protect spoliation of the evidence, should we not?

Gailon Arthur Joy

---

**From:** Greg Simpson

**Sent:** Thursday, October 30, 2008 4:50 PM

**To:** Bob; gailon@...

**Cc:** John Pucci; Lizette Richards; Chris Penwell

**Subject:** Remnant and MidCountry Bank Records

Bob and Arthur:

Paragraph 1 of the Confidentiality and Protective Order entered in this case on April 17, 2007 grants the right to any party to designate any Discovery Material, no matter who produces it, as "Confidential" and subject to the Order.

Plaintiffs have previously designated, and hereby reaffirm their designation of, the following materials as Confidential:

1. All documents produced by Remnant Publications under cover letter from Charles Bappert dated September 22, 2008, and further denoted with numbers REM001 to REM305.
2. All document produced by MidCountry Bank under seal to Judge Hillman in September of 2008.
3. Any other documents produced to Defendants pursuant to third party subpoenas issued by Defendants in this case.

4. All documents produced by Plaintiffs that have been designated by label or cover letter as "Confidential."

Per Judge Saylor's order of October 30, 2008 and the terms of the Order, you will be required to return these documents to the originator and to destroy or return all copies and notes of same. You will also be required to retrieve any copies that were provided to third parties, such as experts, and to ensure that no notes or copies of these documents remain in the custody of such third parties.

I want to impress upon both of you the importance of full compliance with the Confidentiality and Protective Order. If I become aware of any evidence that Confidential material has been retained by you or released to others by you, or if I become aware of internet postings that reflect or imply the contents of Confidential materials, my instructions are to immediately seek relief from the Court.

M. Gregory Simpson

Direct: (612) 337-6107

e-mail: [gregsimpson@...](mailto:gregsimpson@...)

SIEGEL BRILL

GREUPNER DUFFY

& FOSTER P.A.

1300 Washington Square

100 Washington Avenue South

Minneapolis, MN 55402

T (612) 337-6100

F (612) 339-6591

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**Ex. I**

**Subject:** 3ABN v. Joy

**From:** "Greg Simpson"

**Date:** Fri, 31 Oct 2008 09:58:37 -0500

**To:** <gailon@...>

**CC:** "Bob", "Chris Penwell"

Arthur-

I have received the blog posting by you pasted in this email below. I will be bringing a motion to enforce the Confidentiality Order unless you provide a satisfactory explanation TODAY of why your reference to net receipts from book deals does not reveal confidential information that you obtained from Remnant Publications.

Well, here we are!!! When do I get my own world-wide television ministry to go along with the rest of the hypocrisy??? I would like a jet, my own personal secretary and a barn full of horses and a cute little filly to go with the new sports car. **And I need to be able to do book deals that will net \$300,000 annually, minimum!!!** A new house with a tarred driveway and a gate would be nice!!! 4,300 sq feet of living space would be ok, as long as the grandchildren get to live with us!!! But I also need one of those disappearing mortgages from a foundation somewhere!!! I also need complete discretion to hire, fire and ridicule people regardless of due process. I would clearly need "kingly authority"!!!

Well, Grandma, When do I start???

Problem is it has never been my goal to "wipe out sin" at 3ABN!!! Where did you get such a strange idea??? Getting a bit soft upstairs, Grandma? To do that we would have to destroy them all!!! Sounds like a good start but a bit problematic with the civil common law!!! Particular in a modern era!!!

AND you have the audacity to challenge Bob's extrapolations? LOOK IN THE MIRROR!!!

My purpose has always been to bring accountability,,a concept you reject!!! Ideally I would like to see a constituency and a governance elected based on General Conference standards, not the gang of fifteen standards. I would like to see due process for the accused, including the presentation of REAL evidence. I would like to see justice for all, not just the few!!! Would be nice to see the face of adventism adopt a few christian standards in their own lives, in other words, practice what they preach.

WIPE OUT SIN??? Are you daft, my dear???

To pull out specific counsel that addresses a specific situation within a church is contrary to the principles of Matthew 18 and we could go on. YOU are the most egregious in your failure to follow the very clear instructions of part three: TAKE IT TO THE CHURCH!!! YOU, GRANDMA, ARE ALL MERCY AND NO JUSTICE...a bit out of balance in my BIBLE!!!

Your unbalanced view of mercy and justice is simply un-biblical...shocker, huh?

And shall we end with the premise that Grandma is definitely above reproach!!! She has never called anyone to task in other than a "loving way"!!! If one believes this sales job, then I have the Brooklyn

Bridge for sale, complete with toll gates!!! Any takers??? Cheap if you buy by midnight!!!

Love ya Grandma, but your unbalanced view of christianity results in a premise that we all can be saved "IN OUR SINS" and all are above reproach, regardless of how much and how often we fleece the sheep!!! Did you get fleeced Grandma??? Or are you fleecing???

Gailon Arthur Joy

I know, no cookies for me!!! Did you ever notice what the LORD ordered the Israeli's to do...some would call it, dare I say it...ETHNIC CLEANSING...they even eliminated Grandma's, can you imagine that!!!

Logged

Pages: [1] [Go Up](#)

M. Gregory Simpson

Direct: (612) 337-6107

e-mail: [gregsimpson@sbgdf.com](mailto:gregsimpson@sbgdf.com)

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Ex. J

Form **990**Department of the Treasury  
Internal Revenue Service**Return of Organization Exempt From Income Tax**

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)

The organization may have to use a copy of this return to satisfy state reporting requirements.

OMB No. 1545-0047

**2007****Open to Public Inspection**

**A** For the 2007 calendar year, or tax year beginning , and ending

**B** Check if applicable:  
☐ Address change  
☐ Name change  
☐ Initial return  
☐ Termination  
☐ Amended return  
☐ Application pending

Please use IRS label or print or type. See Specific Instructions.

**C** Name of organization  
**Remnant Publications, Inc.**  
 Number and street (or P.O. box if mail is not delivered to street address) Room/suite  
**649 E. Chicago Road**  
 City or town State or country ZIP + 4  
**Coldwater MI 49036**

**D** Employer identification number

**E** Telephone number  
**(517) 279-1304**

**F** Accounting method: ☐ Cash ☒ Accrual  
☐ Other (specify) ▶

**G** Website: **www.remnantpublications.com**

**H and I** are not applicable to section 527 organizations.  
**H(a)** Is this a group return for affiliates? ☐ Yes ☒ No  
**H(b)** If "Yes," enter number of affiliates ▶  
**H(c)** Are all affiliates included? ☐ Yes ☒ No  
 (If "No," attach a list. See Instructions.)  
**H(d)** Is this a separate return filed by an organization covered by a group ruling? ☐ Yes ☒ No  
**I** Group Exemption Number ▶

**J** Organization type (check only one) ☒ 501(c) ( 3 ) (insert no.) ☐ 4947(a)(1) or ☐ 527

**K** Check here ☐ if the organization is not a 509(a)(3) supporting organization and its gross receipts are normally not more than \$25,000. A return is not required, but if the organization chooses to file a return, be sure to file a complete return.

**L** Gross receipts. Add lines 6b, 8b, 9b, and 10b to line 12 ▶ **4,513,016**

**M** Check ☐ if the organization is not required to attach Sch. B (Form 990, 990-EZ, or 990-PF).

**Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances (See the instructions.)**

<b>1</b>	Contributions, gifts, grants, and similar amounts received:		
<b>a</b>	Contributions to donor advised funds	<b>1a</b>	1,607,913
<b>b</b>	Direct public support (not included on line 1a)	<b>1b</b>	610,325
<b>c</b>	Indirect public support (not included on line 1a)	<b>1c</b>	0
<b>d</b>	Government contributions (grants) (not included on line 1a)	<b>1d</b>	0
<b>e</b>	Total (add lines 1a through 1d) (cash \$ 2,211,537 noncash \$ 6,701)	<b>1e</b>	2,218,238
<b>2</b>	Program service revenue including government fees and contracts (from Part VII, line 93)	<b>2</b>	2,288,506
<b>3</b>	Membership dues and assessments	<b>3</b>	0
<b>4</b>	Interest on savings and temporary cash investments	<b>4</b>	1,154
<b>5</b>	Dividends and interest from securities	<b>5</b>	0
<b>6a</b>	Gross rents	<b>6a</b>	4,800
<b>b</b>	Less: rental expenses	<b>6b</b>	
<b>c</b>	Net rental income or (loss). Subtract line 6b from line 6a	<b>6c</b>	4,800
<b>7</b>	Other investment income (describe ▶ )	<b>7</b>	0
<b>8a</b>	Gross amount from sales of assets other than inventory	(A) Securities <b>8a</b>	318
<b>b</b>	Less: cost or other basis and sales expenses	(B) Other <b>8b</b>	356
<b>c</b>	Gain or (loss) (attach schedule)	<b>8c</b>	-38
<b>d</b>	Net gain or (loss). Combine line 8c, columns (A) and (B)	<b>8d</b>	-38
<b>9</b>	Special events and activities (attach schedule). If any amount is from gaming, check here <input type="checkbox"/>		
<b>a</b>	Gross revenue (not including \$ 0 of contributions reported on line 1b)	<b>9a</b>	0
<b>b</b>	Less: direct expenses other than fundraising expenses	<b>9b</b>	0
<b>c</b>	Net income or (loss) from special events. Subtract line 9b from line 9a	<b>9c</b>	0
<b>10a</b>	Gross sales of inventory, less returns and allowances	<b>10a</b>	0
<b>b</b>	Less: cost of goods sold	<b>10b</b>	0
<b>c</b>	Gross profit or (loss) from sales of inventory (attach schedule). Subtract line 10b from line 10a	<b>10c</b>	0
<b>11</b>	Other revenue (from Part VII, line 103)	<b>11</b>	0
<b>12</b>	Total revenue. Add lines 1e, 2, 3, 4, 5, 6c, 7, 8d, 9c, 10c, and 11	<b>12</b>	4,512,660
<b>13</b>	Program services (from line 44, column (B))	<b>13</b>	1,699,790
<b>14</b>	Management and general (from line 44, column (C))	<b>14</b>	2,045,668
<b>15</b>	Fundraising (from line 44, column (D))	<b>15</b>	166,200
<b>16</b>	Payments to affiliates (attach schedule)	<b>16</b>	0
<b>17</b>	Total expenses. Add lines 16 and 44, column (A)	<b>17</b>	3,911,658
<b>18</b>	Excess or (deficit) for the year. Subtract line 17 from line 12	<b>18</b>	601,002
<b>19</b>	Net assets or fund balances at beginning of year (from line 73, column (A))	<b>19</b>	1,103,574
<b>20</b>	Other changes in net assets or fund balances (attach explanation)	<b>20</b>	37
<b>21</b>	Net assets or fund balances at end of year. Combine lines 18, 19, and 20	<b>21</b>	1,704,613

For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions.

Form 990 (2007)

Remnant Publications, Inc.

Page 2

**Part II Statement of Functional Expenses**

All organizations must complete column (A). Columns (B), (C), and (D) are required for section 501(c)(3) and (4) organizations and section 4947(a)(1) nonexempt charitable trusts but optional for others. (See the instructions.)

Do not include amounts reported on line 6b, 8b, 9b, 10b, or 16 of Part I.		(A) Total	(B) Program services	(C) Management and general	(D) Fundraising
22 a	Grants paid from donor advised funds (attach schedule) (cash \$ <u>0</u> noncash \$ <u>0</u> ) If this amount includes foreign grants, check here <input type="checkbox"/>	22a 0	0		
22 b	Other grants and allocations (attach schedule) (cash \$ <u>0</u> noncash \$ <u>0</u> ) If this amount includes foreign grants, check here <input type="checkbox"/>	22b 0	0		
23	Specific assistance to individuals (attach schedule)	23 0	0		
24	Benefits paid to or for members (attach schedule)	24 0	0		
25 a	Compensation of current officers, directors, key employees, etc. listed in Part V-A	25a 50,000	5,000	45,000	0
b	Compensation of former officers, directors, key employees, etc. listed in Part V-B	25b 0	0	0	0
c	Compensation and other distributions, not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)	25c 0	0	0	0
26	Salaries and wages of employees not included on lines 25a, b, and c	26 440,132	44,013	378,514	17,605
27	Pension plan contributions not included on lines 25a, b, and c	27 0			
28	Employee benefits not included on lines 25a - 27	28 21,070	2,107	18,120	843
29	Payroll taxes	29 56,505	5,651	46,594	4,260
30	Professional fundraising fees	30 119,688			119,688
31	Accounting fees	31 5,235		5,235	
32	Legal fees	32 3,528		3,528	
33	Supplies	33 28,614	8,243	20,371	
34	Telephone	34 13,478		13,478	
35	Postage and shipping	35 378,146	378,146		
36	Occupancy	36 120,000		120,000	
37	Equipment rental and maintenance	37 1,220	1,220		
38	Printing and publications	38 1,084,570	1,084,570		
39	Travel	39 166,076		149,468	16,608
40	Conferences, conventions, and meetings	40 0			
41	Interest	41 36,969		36,969	
42	Depreciation, depletion, etc. (attach schedule)	42 178,196	170,840	7,356	0
43	Other expenses not covered above (itemize):				
a	Charge card expense	43a 24,260	0	24,260	0
b	Transfers	43b 897,032	0	897,032	0
c	Advertising	43c 25,823	0	18,627	7,196
d	Royalty expense	43d 202,917	0	202,917	0
e	Insurance	43e 31,126	0	31,126	0
f	Property taxes	43f 2,849	0	2,849	0
g	Utilities	43g 24,224	0	24,224	0
44	<b>Total functional expenses.</b> Add lines 22a through 43g. (Organizations completing columns (B)-(D), carry these totals to lines 13-15)	44 3,911,658	1,699,790	2,045,668	186,200

Joint Costs. Check ☐ if you are following SOP 98-2.Are any joint costs from a combined educational campaign and fundraising solicitation reported in (B) Program services? ☐ Yes ☒ NoIf "Yes," enter (i) the aggregate amount of these joint costs \$ 0; (ii) the amount allocated to Program services \$ 0;(iii) the amount allocated to Management and general \$ 0; and (iv) the amount allocated to Fundraising \$ 0

Form 990 (2007)

Remnant Publications, Inc.

Page 9

**Part XI****Information Regarding Transfers To and From Controlled Entities.** Complete only if the organization is a controlling organization as defined in section 512(b)(13).

106 Did the reporting organization make any transfers to a controlled entity as defined in section 512(b)(13) of the Code? If "Yes," complete the schedule below for each controlled entity.				Yes	No
					X
	(A) Name, address, of each controlled entity	(B) Employer Identification Number	(C) Description of transfer	(D) Amount of transfer	
a					
b					
c					
<b>Totals</b>				0	

107 Did the reporting organization receive any transfers from a controlled entity as defined in section 512(b)(13) of the Code? If "Yes," complete the schedule below for each controlled entity.				Yes	No
					X
	(A) Name, address, of each controlled entity	(B) Employer Identification Number	(C) Description of transfer	(D) Amount of transfer	
a					
b					
c					
<b>Totals</b>				0	

108 Did the organization have a binding written contract in effect on August 17, 2006, covering the interest, rents, royalties, and annuities described in question 107 above?				Yes	No
					X

<b>Please Sign Here</b>	Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.				
	Signature of officer		Date		
<b>Paid Preparer's Use Only</b>	Signature of preparer		Date		Check if self-employed <input type="checkbox"/>
	Firm's name (or yours if self-employed), address, and ZIP + 4		EIN		Preparer's SSN or PTIN (See Gen. Inst. X)

Form 990 (2007)

**Ex. K**

**Subject:** It won't end  
**From:** Derrell Mundall  
**Date:** Sun, 16 Nov 2008 20:58:06 -0800  
**To:** Bob

Hi Bob,

Just want you to know that just because 3ABN and Danny chose to drop the suit against you and Gailon you shouldn't get comfortable and think its over now. It is my experience and observation that Danny doesn't allow a person to just walk away. I believe he wont let you go either. If a lawsuit doesn't work, I believe he will try something else and keep trying until he has you completely ruined and incapable of ever living a normal life again, but he will not just give up.

A very good point was made at the following link and I agree with it.

<http://www.adventtalk.com/forums/index.php/topic,1313.msg15462.html#msg15462>

It says the following:

*"That would be fine and reasonable, Bonnie, except that in with Danny they are dealing with someone who doesn't walk away. They are dealing with someone for whom a fight is a fight to the finish. When this one is over someone will walk out of the ring and someone won't. I think Duane knows that when in a fight with Danny a person doesn't ever just bite the bullet and walk away. They will not be allowed to walk away. One battle may be closing, but the war is no where near done. Look at the Linda thing. Years later Danny and his minions still pursue her and they will continue until she is irreversably crushed and has no chance of standing again."*

I don't mean to be discouraging after all that you have been through, but in all fairness I have to tell you, I believe that post is accurate and that what has just concluded is simply one battle, not the war. Don't let your guard down for a minute. Stay alert and just plan on more brutal attacks coming your way.

Sincerely,

Derrell Mundall

---

See how Windows® connects the people, information, and fun that are part of your life  
[Click here](#)

**Ex. L**

In short, your fears and Bob's hopes are all in vain. It just won't happen.

Any other nonsense worth discussing?

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **bonnie** on **October 29, 2008, 05:21:22 AM**

---

Quote

Bonnie, IMO any desire that 3ABN and Bob may have to get 3ABN's press release and any other stuff out on to the news, and your perpetual argumentations are entirely moot. 3ABN and Danny are big fish in a miniscule pond that nobody but Adventists even knows about. The mass media is interested in things that are interesting to the largest audience possible. The SDA population is one of the smallest audiences possible and have their own news platforms.

In short, your fears and Bob's hopes are all in vain. It just won't happen.

I don't believe it will either. The intent is there and the request for others to do something to keep this going as long as possible

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **bonnie** on **October 29, 2008, 05:24:56 AM**

---

Quote

Any other nonsense worth discussing?

This would have been appropriate following Bob's request to go to various media outlet's and maybe getting the National Enquirer to pay.

But that wasn't really the questions I asked Bob

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **ex3abnemployee** on **October 29, 2008, 05:36:21 AM**

---

Quote from: bonnie on October 29, 2008, 05:21:22 AM

I don't believe it will either. The intent is there and the request for others to do something to keep this going as long as possible

Think about this. Danny and 3ABN filed this suit on the grounds that "gossip and slander" was being spread. Bob and Gailon fought for a long time to get documents that would either prove or disprove their allegations. After several months, Danny was finally dragged kicking and screaming into releasing the documents.

Now that Bob and Gailon have the opportunity to prove that they were right, and after spending thousands of dollars and man-hours on their defense, Danny wants to say, "oh....never mind."

The goal is clear. Make Bob and Gailon return the documents Danny is so desperate to keep hidden, and then start the lawsuit all over again. This will make Bob and Gailon have to start from square one to get

documentation.

This is typical Danny. You have said yourself you don't believe he is innocent. Why should he have to opportunity to keep hiding what he is doing while trying to destroy anyone who crosses him? Is that fair?

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **bonnie** on **October 29, 2008, 05:46:07 AM**

---

Quote

Think about this. Danny and 3ABN filed this suit on the grounds that "gossip and slander" was being spread. Bob and Gailon fought for a long time to get documents that would either prove or disprove their allegations. After several months, Danny was finally dragged kicking and screaming into releasing the documents.

Now that Bob and Gailon have the opportunity to prove that they were right, and after spending thousands of dollars and man-hours on their defense, Danny wants to say, "oh....never mind."

The goal is clear. Make Bob and Gailon return the documents Danny is so desperate to keep hidden, and then start the lawsuit all over again. This will make Bob and Gailon have to start from square one to get documentation.

This is typical Danny. You have said yourself you don't believe he is innocent. Why should he have to opportunity to keep hiding what he is doing while trying to destroy anyone who crosses him? Is that fair?

I would have to think they just might suspect Gailon and Bob might keep copies,don't you?

No, I don't believe he is innocent.

Bob and Gailon have said I think they don't intend to drop the lawsuit. But sometimes you just end up biting the bullet.

Very little about life is fair,I have a mighty long list as do most people about what "is not fair"

Let them battle it out in a courtroom if possible,give your own press release without trying to get a "big interview" for Bob.  
Stop playing I Spy sin with any and all that are connected to 3ABN.

If you want your own live uprooted in the unlikely event the media would be interested,go for,but don't try to get others to go before you.

Quit with implication and innuendo. If something is true and warrents disclosure,do so,with out all the fancy footwork involved.

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **Habanero** on **October 29, 2008, 01:30:13 PM**

---

That would be fine and reasonable, Bonnie, except that in with Danny they are dealing with someone who doesn't walk away. They are dealing with someone for whom a fight is a fight to the finish. When this one is over someone will walk out of the ring and someone won't. I think Duane knows that when in a fight with Danny a person doesn't ever just bite the bullet and walk away. They will not be allowed to walk away. One





battle may be closing, but the war is no where near done. Look at the Linda thing. Years later Danny and his minions still pursue her and they will continue until she is irreversibly crushed and has no chance of standing again.

---

Title: **Re: Questions I would Like to Ask Bob**

Post by: **bonnie** on **October 29, 2008, 01:58:50 PM**

---

Quote

That would be fine and reasonable, Bonnie, except that in with Danny they are dealing with someone who doesn't walk away. They are dealing with someone for whom a fight is a fight to the finish. When this one is over someone will walk out of the ring and someone won't. I think Duane knows that when in a fight with Danny a person doesn't ever just bite the bullet and walk away. They will not be allowed to walk away. One battle may be closing, but the war is no where near done. Look at the Linda thing. Years later Danny and his minions still pursue her and they will continue until she is irreversibly crushed and has no chance of standing again.

Most people realize I don't walk away from a fight easily, not if in my heart of hearts I believe I am right.  
That isn't the point here. If they feel they must pursue it, do so with honesty and straightforwardness.

When I saw what Bob did with the "Explosive Charges" topic, it did not take much to realize it was just a little pretense and sneakiness involved. Frankly, from that point on I have not readily believed what he had to say.

Small in the scheme of things, but if you pretend and use sneaky tactics in minor things I am not going to bother to sift thru the major issues to see what I can believe.

Instead of putting it together and then letting members here see it and give their opinion, it was done using artifice to pretend she just stumbled across this very explosive video. That is poppycock. Interesting that the so called interview was done by someone no one has ever heard of nor have they since.

This, when it concerns people's life and deals with a religious group is far too serious to play this kind of childish game.

Same with Phipps, the I regret, baloney. It could not get on here fast enough with the horrifying news that there was a sabbath breaker connected to 3ABN.

This stuff is serious. The war is never won. That does not excuse unethical, sneaky pretense to try to pile a little more on.

There should be none of this sly innuendo from people that just sort of seem to drop from the sky. If you have facts and you believe it to be important, out with it. If not and it is done just to smear a little more or add suspicion, the ones doing so are no better than the ones they are after.

Maybe she is or still feels pursued because there are so many that appear to keep shoving her name and list of woes ahead of them. And when all is said and done, no matter how long this goes, no one can fix it for her.

No one can fix it for TS alleged victims, that sadly at this stage of the game isn't going to happen.

---

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UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting Network, Inc.,  
an Illinois non-profit corporation, and  
Danny Lee Shelton, individually,

Case No.: 07-40098-RCL

Plaintiffs,

v.

Gailon Arthur Joy and Robert Pickle,

Defendants.

---

**DEFENDANT ROBERT PICKLE'S ANSWERS  
TO PLAINTIFF 3ABN'S INTERROGATORIES (FIRST SET)**

---

**TO: Plaintiff 3ABN and his counsel of record, John P. Pucci, Esq., 64 Gothic Street,  
Northampton, MA 01060.**

From Plaintiff 3ABN's Interrogatories:

**NOTICE**

PLEASE TAKE NOTICE that You are hereby requested and required to  
furnish answers, under oath, to the following Interrogatories to counsel for Plaintiff  
Thee Angels Broadcasting, Inc. ("3ABN") within thirty (30) days from the date of  
service herein pursuant to Federal Rule of Civil Procedure 33(b)(3).

**INSTRUCTIONS**

In answering these Interrogatories, completely identify or provide all  
information requested to the full extent known to and ascertainable by You, Your  
agents, and Your attorney(s), whether or not in Your possession, and whether or  
not alleged to be privileged

**Answer by Defendant Pickle:** You stated above that these interrogatories need to be answered “pursuant to Federal Rule of Civil Procedure 33(b)(3),” and then state, “completely identify or provide all information ... whether or not alleged to be privileged.” Yet since Rule 33(c) states, “Interrogatories may relate to any matters which can be inquired into under Rule 26(b)(1),” and Rule 26(b)(1) states, “Parties may obtain discovery regarding any matter, not privileged ...,” your instructions appear grossly out of line and inconsistent. How can you appeal to Rule 33 while at the same time “instructing” us to provide you with all privileged information, something Rule 26 says you are not entitled to have?

**Interrogatory No. 1:** Identify all persons known or believed by You to have knowledge relating to any of the facts, allegations, claims or averments in Plaintiffs’ Complaint, in Defendants’ Answer, or in any other pleading in this case. In doing so, You are to set forth in detail and with particularity the area of knowledge that each identified person possesses, whether You intend to call the person as a witness in the trial of this matter, whether the individual has provided any information, has been consulted by You, or has participated in the preparation of Your Answers to these Interrogatories, identifying the answer(s) to which the person contributed, and whether the person has been interviewed by You, Your attorney, or anyone else acting on Your behalf, identifying the date of the interview and the individual(s) by whom the person was interviewed.

**Answer by Defendant Pickle:**

**Allegations Against Tommy Shelton and Their Handling by 3ABN and Danny Shelton**

Among other things, the following individuals are known or believed to have information regarding the child molestation allegations against Tommy Shelton, and their handling by the 3ABN Board and Danny Shelton. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Tommy & Carol Shelton  
\*\*\*\*\*  
Marion, KY 42064-5567  
(\*\*) \*\*\*\_\*\*\*\*

Duane Clem (Jan. 2, 2007)  
(\*\*) \*\*\*\_\*\*\*\*

Roger Clem  
\*\*\*\*\*  
West Frankfort, IL 62896  
(\*\*) \*\*\*\_\*\*\*\* (hm)  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Scott Clem  
(\*\*) \*\*\*\_\*\*\*\*

Troy Deason  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Glenn Dryden (Aug. 14, 2006)  
\*\*\*\*\*  
Dunn Loring, VA 22027  
(\*\*) \*\*\*\_\*\*\*\*

David Cronin (Jan. 24, 2007)  
(\*\*) \*\*\*\_\*\*\*\* (wk)

Brad Dunning  
\*\*\*\*\*

Sesser, IL 62884  
(\*\*) \*\*\*\_\*\*\*\*

Gary & Barbara Hall  
(\*\*) \*\*\*\_\*\*\*\*

Charlotte Hopper  
(\*\*) \*\*\*\_\*\*\*\*

Greg Houseworth  
(\*\*) \*\*\*\_\*\*\*\*

Frank Pitts  
Unknown

Vicki Barnard  
\*\*\*\*\*  
West Frankfort, IL 62896  
(\*\*) \*\*\*\_\*\*\*\*

Sherry Avery  
(\*\*) \*\*\*\_\*\*\*\*

Alice Loucks  
(\*\*) \*\*\*\_\*\*\*\*

Joel Noble  
(\*\*) \*\*\*\_\*\*\*\*

Judy Wood  
(\*\*) \*\*\*\_\*\*\*\*

Roger Deason  
(\*\*) \*\*\*\_\*\*\*\*

Alex Walker  
(\*\*) \*\*\*\_\*\*\*\*

Bruce Steh  
c/o Baldwin Piano & Organ  
200 N Park Ave  
Herrin, IL 62948  
(\*\*) \*\*\*\_\*\*\*\*

Derrell Mundall  
(\*\*) \*\*\*\_\*\*\*)

Rick Shelton  
Unknown

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*) (cell)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*)  
(618) 627-4651 (wk)

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*)

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*)

Kenneth A. Denslow (Oct. 23, 2006)  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*)  
(\*\*) \*\*\*\_\*\*\*)

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Wintley Phipps  
\*\*\*\*\*

PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*

Tracy Clem  
(\*\*) \*\*\*\_\*\*

Jerry Cullum  
Larry & Brenda Cullum  
(\*\*) \*\*\*\_\*\*

Gary Hall  
(\*\*) \*\*\*\_\*\*

Bill Hopper  
(\*\*) \*\*\*\_\*\*

Dude Wood  
(\*\*) \*\*\*\_\*\*

**Intimidation, Tax Exemption Status, Misuse of 3ABN Property, and Other  
Attorney-Related Issues**

Among other things, the following individuals are known or believed to have information pertaining to one or more attorney-related issues. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the



precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

D. Michael Riva  
226 East Main St  
West Frankfort, IL 62896  
(618) 937-2404

Gerald Duffy  
100 Washington Avenue South, Suite 1300  
Minneapolis, MN 55401  
(612) 337-6100

Nick Miller  
Director, International Religious Liberty Institute  
c/o Andrews University  
Seventh-day Adventist Theological Seminary  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\*

Follett, Herald  
\*\*\*\*\*  
Hillsboro, OR 97124  
(\*\*) \*\*\*\_\*\*

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\* (cell)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*  
(618) 627-4651 (wk)

Larry Welch  
\*\*\*\*\*

Marion, IL 62959  
(\*\*) \*\*\*\_\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(269) 471-7771

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*  
(618) 627-4651 (wk)

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*  
(800) 251-6346

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Kenneth A. Denslow (Oct. 23, 2006)  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

### **Financial-Related Issues**

Among other things, the following individuals are known or believed to have information regarding financial matters. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of

answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Derrell Mundall  
(\*\*) \*\*\_\*\*

Robert Russell  
\*\*\*\*\*  
Chicago, IL 60626  
(\*\*) \*\*\_\*\*  
(\*\*) \*\*\_\*\* (cell)

Glenn Dryden  
\*\*\*\*\*  
Dunn Loring, VA 22027  
(\*\*) \*\*\_\*\*

Nick Miller  
Director, International Religious Liberty Institute  
c/o Andrews University  
Seventh-day Adventist Theological Seminary  
Berrien Springs, MI 49104  
(\*\*) \*\*\_\*\*  
(\*\*) \*\*\_\*\*

Duane Clem  
(\*\*) \*\*\_\*\*

Shelley Quinn  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Linda Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*) \*\*\_\*\* (hm)  
(\*\*) \*\*\_\*\* (cell)

Greg Morikone  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*

Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Jim Gilley  
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(618) 627-4651 (wk)

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*  
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Canada  
(250) 256-7535 (wk)

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Alan Lovejoy  
Gray Hunter Stenn  
2602 W. DeYoung  
PO Box 1728  
Marion, Illinois 62959  
(618) 993-2647

Bill Whittington  
(\*\*) \*\*\*\_\*\*\*\*

Ema Lou Shelton  
(618) 627-4651 (wk)

Joan Russell  
\*\*\*\*\*  
Chicago, IL 60626  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\* (cell)

David Everett  
(618) 627-4651 (wk)

Absher-Arnold Motors  
3203 West DeYoung St.  
Marion, IL 62959  
(618) 993-5000

Stephen Lewis  
c/o The Present Truth  
\*\*\*\*\*  
Palmdale, CA 93550  
PO Box 900729  
Palmdale, CA 93590  
(\*\*) \*\*\*\_\*\*\*\*

Steve Shelton  
Unknown

Bruce & Tammy Chance  
\*\*\*\*\*  
West Frankfort, IL 62896  
(\*\*) \*\*\*\_\*\*\*\*

### **Phone Calls and Phone Card Phone Records**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to phone calls and phone card phone records. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

John Lomacang (Sept. 1, 2006)  
\*\*\*\*\*  
Thompsonville, IL 62890-3416  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-2065 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)



Linda Shelton  
\*\*\*\*\*

Springfield, IL 62704  
(\*\*) \*\*\*\_\*\* (hm)  
(\*\*) \*\*\*\_\*\* (cell)

Johann Thorvaldson  
Unknown

Arild Abrahamsen  
Unknown

Derrell Mundall  
(\*\*) \*\*\*\_\*\*

Robert Russell  
\*\*\*\*\*

Chicago, IL 60626  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\* (cell)

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\* (cell)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Kenneth A. Denslow (Oct. 23, 2006)  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*

Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\* (wk)

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*

### **Audio and Video Recordings, and Surveillance**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to audio and video recordings made of Linda Shelton and claimed to contain evidence regarding Danny Shelton's biblical right to divorce. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Hal Steenson (Aug. 4, 2006)

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\_\*\*

Harold Lance (Jan. 24, 2007)

\*\*\*\*\*

Ukiah, CA 95482

(\*\*) \*\*\_\*\*

Nick Miller

Director, International Religious Liberty Institute

c/o Andrews University

Seventh-day Adventist Theological Seminary

Berrien Springs, MI 49104

(\*\*) \*\*\_\*\*

(\*\*) \*\*\_\*\*

Walter C. Thompson

\*\*\*\*\*

Lake Geneva, WI 53147

(\*\*) \*\*\_\*\* (cell)

Danny Shelton

\*\*\*\*\*

\*\*\*\*\*

West Frankfort, IL 62896

(618) 627-4651 (wk)

Kenneth A. Denslow (Oct. 23, 2006)

619 Plainfield Rd., 3rd Floor

Willowbrook, IL 60521

\*\*\*\*\*

Westmont, IL 60559

(\*\*) \*\*\_\*\*

(\*\*) \*\*\_\*\*

Mollie Steenson

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\_\*\*

(618) 627-4651 (wk)

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*

Ooltewah, TN 37363  
(\*\*) \*\*\_\*\*\*\*  
(\*\*) \*\*\_\*\*\*\*

Larry Welch  
\*\*\*\*\*

Marion, IL 62959  
(\*\*) \*\*\_\*\*\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\_\*\*\*\*

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\_\*\*\*\*

Jim Gilley  
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Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\_\*\*\*\*  
(800) 251-6346

Carmelita Troy  
Andrews University  
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(\*\*) \*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\_\*\*\*\*

**Danny Shelton's Divorce, Conduct, and Remarriage, the 3ABN Board, and the  
Thompsonville Church**

Among other things, the following individuals are known or believed to have information regarding Danny Shelton's divorce, conduct, and remarriage, the 3ABN Board, and the Thompsonville Church. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

John Lomacang (Sept. 1, 2006)

\*\*\*\*\*

Thompsonville, IL 62890-3416

(\*\*) \*\*\*\_\*\*\*\*

(618) 627-2065 (wk)

Brenda Walsh

\*\*\*\*\*

Knoxville, TN 37922

(\*\*) \*\*\*\_\*\*\*\* (cell)

Linda Shelton

\*\*\*\*\*

Springfield, IL 62704

(\*\*) \*\*\*\_\*\*\*\* (hm)

(\*\*) \*\*\*\_\*\*\*\* (cell)

Johann Thorvaldson

Unknown

Arild Abrahamsen

Unknown

Barbara Kerr

Unknown

Kay Kuzma, President Family Matters Ministry

\*\*\*\*\*

LaFollette, TN 37766

(\*\*) \*\*\*\_\*\*\*\*

(\*\*) \*\*\*\_\*\*\*\* (cell)

Jay Gallimore

\*\*\*\*\*

Eagle, MI 48822

(\*\*) \*\*\*\_\*\*\*\*

Alyssa Moore

\*\*\*\*\*

Springfield, IL 60386

(\*\*) \*\*\*\_\*\*\*\* (hm)

Nick Miller  
Director, International Religious Liberty Institute  
c/o Andrews University  
Seventh-day Adventist Theological Seminary  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Mable Dunbar, Women's Ministries Director  
Upper Columbia Conference  
3715 S. Grove Road  
Spokane, Washington 99224  
PO Box 19039  
Spokane, WA 99219  
(509) 838-2761

Steve & Samantha Nelson  
(\*\*) \*\*\*\_\*\*\*\*

Richard & Cheri Bethune  
Unknown

Carole Chapman  
\*\*\*\*\*  
Las Vegas, NV 89128

Fred Millea  
(\*\*) \*\*\*\_\*\*\*\*

Everlina Germany  
(\*\*) \*\*\*\_\*\*\*\*

Gregory Matthews  
\*\*\*\*\*  
Longmont, CO 80501  
(303) 399-8020 Ex 2242 (wk)  
(\*\*) \*\*\*\_\*\*\*\* (hm)

Kevin Paulson  
(\*\*) \*\*\*\_\*\*\*\*

William & Brenda Shelton  
Unknown



Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\* (cell)

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Nathan Moore  
Unknown

Brandy Shelton  
Unknown

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Leonard Westphal  
\*\*\*\*\*

PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*

Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Mollie Steenson  
\*\*\*\*\*

Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Larry Welch  
\*\*\*\*\*

Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

**Use of Broadcasts and Other Means to Malign Plaintiffs' Critics and Neutralize Child Molestation Allegations**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to 3ABN's use of broadcasts and other means for inappropriate damage control. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Walter C. Thompson  
\*\*\*\*\*

Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

John Lomacang (Sept. 1, 2006)  
\*\*\*\*\*  
Thompsonville, IL 62890-3416  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-2065 (wk)

Shelley Quinn  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

C A Murray, Production Manager  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Dee Hildebrand  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Alyssa Moore  
\*\*\*\*\*  
Springfield, IL 60386  
(\*\*) \*\*\*\_\*\*\*\* (hm)

Linda Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*) \*\*\*\_\*\*\*\* (hm)  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Bonnie Ensminger  
c/o Amazing Facts  
PO Box 1058  
Roseville, CA 95678  
1203 West Sunset Blvd  
Rocklin, CA 95765  
(916) 434-3880

Stan Jensen  
Unknown

Cindy Conard  
\*\*\*\*\*  
Oxford, Indiana 47971  
(\*\*) \*\*\*\_\*\*\*\*

Ronnie & Teresa Shelton  
\*\*\*\*\*  
Okmulgee, OK 74447  
(\*\*) \*\*\*\_\*\*\*\*

Tommy & Carol Shelton  
\*\*\*\*\*  
Marion, KY 42064-5567  
(\*\*) \*\*\*\_\*\*\*\*

Gregory Scott Thompson  
\*\*\*\*\*  
Madison, WI 53704  
(\*\*) \*\*\*\_\*\*\*\*

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Kenneth A. Denslow (Oct. 23, 2006)  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Leonard Westphal  
\*\*\*\*\*

PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*

Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*

Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*

Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Robert Russell  
\*\*\*\*\*

Chicago, IL 60626  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Robert 'Bob' Davis  
3391 Charley Good Rd  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

### **Melody Firestone and Similar Situations**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to Melody Firestone and similar situations. We may call any or all of

these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Melody Shelton Mundall Firestone  
Unknown

Derrell Mundall  
(\*\*) \*\*\*\_\*\*

John Lomacang (Sept. 1, 2006)  
\*\*\*\*\*

Thompsonville, IL 62890-3416  
(\*\*) \*\*\*\_\*\*  
(618) 627-2065 (wk)

Nancy O'Brien  
(618) 627-2065 (wk)

Linda Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*) \*\*\*\_\*\* (hm)  
(\*\*) \*\*\*\_\*\* (cell)

William & Brenda Shelton  
Unknown

Greg Firestone  
Unknown

Joe O'Brien  
(618) 627-4651 (wk)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)



Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*  
Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

### **Trust Services and Whistle Blower-Related Issues**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to trust services. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Ervin Thomsen  
(\*\*) \*\*\*\_\*\*\*\*

Kathi Bottomley  
(\*\*) \*\*\*\_\*\*\*\*

Trenton & Oriana Frost  
\*\*\*\*\*  
Avon Park, FL 33825-7838  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Hope LeBrun  
\*\*\*\*\*  
Lake Isabella, CA 93240  
(\*\*) \*\*\*\_\*\*\*\*

Nick Miller  
Director, International Religious Liberty Institute  
c/o Andrews University  
Seventh-day Adventist Theological Seminary  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Duane Clem  
(\*\*) \*\*\*\_\*\*\*\*

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*

Westmont, IL 60559  
(\*\*) \*\*\_\*\*\*\*  
(\*\*) \*\*\_\*\*\*\*

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\_\*\*\*\* (cell)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\_\*\*\*\*

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Leonard Westphal  
\*\*\*\*\*

PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*

Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

### **ASI Membership, Grants, Tribunal, and Promotion**

Among other things, the following individuals are known or believed to have information regarding matters pertaining to Adventist-laymen's Services and Industries (ASI) and its connections with 3ABN. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

Deb Young, President, 2003-2007  
\*\*\*\*\*  
Ypsilanti, MI 48198-9514  
(\*\*) \*\*\*\_\*\*\*\*

Donna McNeilus, President, Present  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Harold Lance, ASI Missions, Inc. President (Jan. 24, 2007)  
\*\*\*\*\*  
Ukiah, CA 95482  
(\*\*) \*\*\*\_\*\*\*\*

Ron Cristman, ASI Exec. Secretary  
12501 Old Columbia Pike  
Silver Spring , MD 20904  
(301) 680-6450 (wk)

Sharon Robberson  
\*\*\*\*\*  
Apison, TN 37302  
(\*\*) \*\*\*\_\*\*\*\*\*

Gregory Matthews  
\*\*\*\*\*  
Longmont, CO 80501  
(303) 399-8020 Ex 2242 (wk)  
(\*\*) \*\*\*\_\*\*\*\*\* (hm)

Linda Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*) \*\*\*\_\*\*\*\*\* (hm)  
(\*\*) \*\*\*\_\*\*\*\*\* (cell)

Gloria Wilson  
PO Box 486  
\*\*\*\*\*  
Weimar, Ca 95736  
(\*\*) \*\*\*\_\*\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*\*

Derrell Mundall  
(\*\*) \*\*\*\_\*\*\*\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Mollie Steenson  
\*\*\*\*\*

Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Kenneth A. Denslow (Oct. 23, 2006)  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*

Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Cindy Tutsch  
(\*\*) \*\*\*\_\*\*\*\* (wk)

Mark Finley, General Conference General Vice President  
12501 Old Columbia Pike  
Silver Spring , MD 20904  
(\*\*) \*\*\*\_\*\*\*\* (cell)

Jan Paulsen, General Conference of Seventh-day Adventists, President  
12501 Old Columbia Pike  
Silver Spring, MD 20904  
(\*\*) \*\*\*\_\*\*\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*  
Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*



Larry Welch  
\*\*\*\*\*  
Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*  
PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Leonard Westphal  
\*\*\*\*\*  
PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Larry Ewing  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*\*\* (cell)

Stan Smith  
\*\*\*\*\*  
Lillooet, BC V0K 1V0  
Canada  
(250) 256-7535 (wk)

### **Miscellaneous Issues**

Among other things, the following individuals are known or believed to have information regarding miscellaneous issues. We may call any or all of these individuals as a witness in the trial of this matter. None of them have participated in or been consulted regarding the preparation of answers on this topic for these interrogatories. We do not presently recall the precise dates of any interviews or conversations (oral or written) we had with them regarding this topic, except where noted.

The Greers  
Unknown

Greg Owen  
(\*\*) \*\*\*\_\*\*\*\*\*

Kenny Shelton  
Unknown

Darlene Pickle  
(\*\*) \*\*\*\_\*\*\*\*\*

Robert Gentry  
PO Box 12067  
Knoxville, TN 37912  
(\*\*) \*\*\*\_\*\*\*\*\*

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\*\*\*\* (cell)

Larry Welch  
\*\*\*\*\*

Marion, IL 62959  
(\*\*) \*\*\*\_\*\*\*\*

Mollie Steenson  
\*\*\*\*\*

Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
\*\*\*\*\*

Westmont, IL 60559  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Merlin Fjarli  
\*\*\*\*\*

Medford, OR 97501  
(\*\*) \*\*\*\_\*\*\*\*

Danny Shelton  
\*\*\*\*\*  
\*\*\*\*\*

West Frankfort, IL 62896  
(618) 627-4651 (wk)

Larry Ewing  
\*\*\*\*\*

Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*\*\*  
(618) 627-4651 (wk)

May Chung  
\*\*\*\*\*

San Bernardino, CA 92408  
(\*\*) \*\*\*\_\*\*\*\*

Leonard Westphal  
\*\*\*\*\*

PO Box 7148  
Loma Linda, CA 92354  
(\*\*) \*\*\*\_\*\*\*\*

Bill Hulsey  
PO Box 596  
Collegedale, TN 37315  
\*\*\*\*\*

Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(\*\*) \*\*\*\_\*\*\*\*

Wintley Phipps  
\*\*\*\*\*

PO Box 8008  
Vero Beach, FL 32963  
(\*\*) \*\*\*\_\*\*\*\*

Garwin McNeilus  
\*\*\*\*\*  
Dodge Center, MN 55927  
(\*\*) \*\*\*\_\*\*\*\*

Larry Romrell  
\*\*\*\*\*  
Franktown, CO 80116  
(\*\*) \*\*\*\_\*\*\*\*

Ellsworth McKee  
PO Box 750  
Collegedale, TN 37315  
\*\*\*\*\*  
Ooltewah, TN 37363  
(\*\*) \*\*\*\_\*\*\*\*  
(800) 251-6346

Carmelita Troy  
Andrews University  
100 Old US 31  
Berrien Springs, MI 49104  
(\*\*) \*\*\*\_\*\*\*\*

Jim Gilley  
3391 Charley Good Road  
Thompsonville, IL 62890  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Stan Smith

\*\*\*\*\*

Lillooet, BC V0K 1V0

Canada

(250) 256-7535 (wk)

**Interrogatory No. 2:** Describe and identify Your entire educational and employment history to date, including, but not limited to, the name, address and dates of attendance for any high school, trade school, vocational school, technical school, college, university, or other public or private educational provider or institution You attended, the nature and type of coursework You took at the institution, and the type of diploma, certificate, degree, or accreditation, if any, that You received from the institution, the name, address and dates of employment for any paid or volunteer employment position You have undertaken, the job title(s) You had in each employment position, the nature and type of work You performed in each employment position, the name and job title of Your employment supervisor(s) at each employment position, the means by which Your employment in each employment position terminated, the type of license and the licensing agency for any license(s) You were required to maintain for each employment position, and the hourly wage or annual salary for each employment position.

**Answer by Defendant Pickle:** We recall the following:

River Forest Academy (1977-78)

25 Patricia Dr

Covington, LA 70433

Coursework: Typical 9th grade classes.

Certificate: Typical certificate when completing highest grade that school offered.

never thought of having a written policy. But his practice has been the following: No file should intentionally be deleted unless (a) the hard disk is getting full, (b) the file in question is a temporary or duplicate file, and/or (c) the file does not continue to serve a useful purpose. In that regard, graphic and video files that represent steps toward a finished product may have been deleted once the finished product was completed, since they no longer served a useful purpose.

**VERIFICATION BY CERTIFICATION**

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief, and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

**DATED:** 9/20, 2007.

/s/ Robert J. Pickle

Robert J. Pickle

Sworn and subscribed to before me this 20th day of September, 2007.

/s/ Deanna M. Zimmerman

Notary Public—Minnesota

Seal

My commission expires on January 31, 2010.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

THREE ANGELS BROADCASTING CORPORATION

and

DANNY LEE SHELTON,

Plaintiffs,

vs.

GAILON ARTHUR JOY

AND

ROBERT PICKLE,

Defendants

C.A. No. 07-40098-FDS

**DEFENDANT ROBERT PICKLE'S RULE 26(a)(1) DISCLOSURES**

NOW COMES the Defendant, ROBERT PICKLE and hereby makes the following disclosures pursuant to Fed. R. Civ. P. 26(a)(1).

- (A) **The name, and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of the information:**

Walter C. Thompson

Lake Geneva, WI 53147

Danny Shelton

West Frankfort, IL 62896

[REDACTED]  
Brad Dunning  
[REDACTED]

Gary & Barbara Hall  
[REDACTED]

Bill & Charlotte Hopper  
[REDACTED]

Greg Houseworth  
[REDACTED]

Frank Pitts  
Unknown

Vicki Barnard  
[REDACTED]

West Frankfort, IL 62896  
[REDACTED]

Alex Walker  
[REDACTED]

Gary & Sherry Avery  
[REDACTED]

Alice Loucks  
[REDACTED]

Joel Noble  
[REDACTED]

Dude & Judy Wood  
[REDACTED]

Charlie & Sue Meadows  
[REDACTED]

Jack & Pat Barwick  
[REDACTED]

Johnston City, IL 62951  
[REDACTED]



Ben Jordan  
[REDACTED]

Holly Price  
Unknown

Dorothy Mitchell  
[REDACTED]

Leland Hale  
[REDACTED]

Byford & Doris Barnard  
[REDACTED]

West Frankfort, IL 62896  
[REDACTED]

Roger Deason  
[REDACTED]

Janet McLerren  
[REDACTED]

D. Michael Riva  
226 East Main St  
West Frankfort, IL 62896  
(618) 937-2404

Nick Miller  
[REDACTED]

Follett, Herald  
[REDACTED]  
Hillsboro, OR 97124  
[REDACTED]

Gerald Duffy  
100 Washington Avenue South, Suite 1300  
Minneapolis, MN 55401  
(612) 337-6100

Larry Ewing

(618) 627-4651

Robert & Joan Russell  
[REDACTED]

Bill Whittington  
[REDACTED]

Ema Lou Shelton  
(618) 627-4651

John Lomacang  
[REDACTED]  
Thompsonville, IL 62890-3416  
[REDACTED]  
(618) 627-2065 (wk)

Hal Steenson  
[REDACTED]  
Johnston City, IL 62951  
[REDACTED]

Kenneth A. Denslow  
619 Plainfield Rd., 3rd Floor  
Willowbrook, IL 60521  
[REDACTED]

Linda Shelton  
[REDACTED] (cell)

Everlina Germany  
[REDACTED]

Brandy Shelton  
Unknown

Brenda Walsh  
[REDACTED]  
Knoxville, TN 37922  
[REDACTED] (cell)

Fred Millea  
[REDACTED]

Alyssa Moore  
[REDACTED]

Gregory Matthews  
(303) 399-8020 Ext. 2242  
[REDACTED]

Kevin Paulson  
[REDACTED]

Shelley Quinn  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

Melody Shelton Firestone  
Unknown

Joe O'Brien  
(618) 627-4651 (wk)

Nancy O'Brien  
(618) 627-2065 (wk)

Leonard Westphal  
[REDACTED]  
Loma Linda, CA 92354  
[REDACTED]

Ervin Thomsen  
[REDACTED]

Kathi Bottomley  
[REDACTED]

Frost, Trenton  
[REDACTED]  
Avon Park, FL 33825-7838  
[REDACTED] (cell)

Lou Westphal  
[REDACTED]

Hope LeBrun

[REDACTED]

Lake Isabella, CA 93240

[REDACTED]

Mark Finley

[REDACTED]

Cindy Tutsch

[REDACTED]

Harold Lance

[REDACTED]

Ukiah, CA 95482

[REDACTED]

Deb Young

[REDACTED]

Ypsilanti, MI 48198-9514

[REDACTED]

Ron Cristman

(301) 680-6450

David Everett

(618) 627-4651

Absher-Arnold Motors

3203 West DeYoung St.

Marion, IL 62959

(618) 993-5000

Ronnie & Teresa Shelton

[REDACTED]

Okmulgee, OK 74447

[REDACTED]

Greg Owen

[REDACTED]

Kenny Shelton

Unknown

Shelton, Steven & Melody

[REDACTED]

West Frankfort, IL 62896

[REDACTED]

Bruce & Tammy Chance

[REDACTED]

West Frankfort, IL 62896

[REDACTED]

Defendant Pickle reserve the right to supplement this list of witnesses from time to time as shall be appropriate.

- (B) **A copy of, or a description by category and location of, all documents, data compilations, and tangible things that are in the possession, custody, or control of the party and that the disclosing party may use to support its claims or defenses, unless solely for impeachment;**

See enclosed documents.

Other documents, primarily the writings of Bob Pickle or that have been sent to him, have been compiled and will be provided as an update to those enclosed here - but there is nothing known outside the category of such writings and, should another designation appear, this too will be updated.

- (C) **A computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary material, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered;**

Defendant Pickle reserves the right to supplement this disclosure with his damages including the costs of defense of this frivolous action.

**and**

- (D) **for inspection and copying as under Rule 34 any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment.**

Insurance agreements for business and personal liability coverage exist to modest policy limits and the insurance carrier has disclaimed coverage. The policy agreements will be made available for inspection and/or copying.

Respectfully submitted,

Defendant Robert Pickle,  
By his Attorney,

A handwritten signature in black ink, appearing to read "Laird J. Heal".

Laird J. Heal, BBO# 553901  
3 Clinton Road  
PO Box 365  
Sterling, MA 01564  
(978) 422-0135

July 20, 2007

Witnesses list Relating to 3ABN, Danny Lee Shelton, marriage, divorce and remarriage, et siq

Walter C. Thompson

\*\*\*\*\*

Lake Geneva, WI 53147

(\*\*) \*\*\*\_\*\* (cellphone)

Gregory Thompson

\*\*\*\*\*

Madison, Wi 53704

(\*\*) \*\*\*\_\*\*

May Chung

\*\*\*\*\*

San Bernardino, Ca 92408

Robert O. Ford, MD

\*\*\*\*\*

Centralia, Wa 98531

(\*\*) \*\*\*\_\*\*

Robert O. Ford, MD

\*\*\*\*\*

Chehalis, Wa, 98532

ELora Ford

Aka Ma Ford

\*\*\*\*\*

Centralia, Wa

(\*\*) \*\*\*\_\*\*

William "Bill" Hulsey

P. O. Box 596

Collegedale. Tn. 37315

Ellsworth McKee

\*\*\*\*\*

Ooltewah, Tn. 37363

G. Ralph Thompson

12501 Old Columbia Pike,

Silver Springs, Md. 20904

Owen Troy

\*\*\*\*\*

Thompsonville, Ill

Carmelita Troy

\*\*\*\*\*

Pacific Grove, Ca

Carmelita Troy

\*\*\*\*\*

Monterey Bay, Ca

Larry Welch

Linda Welch

\*\*\*\*\*

Christopher, Ill 62822

Kenneth A. Denslow  
\*\*\*\*\*  
Westmont, IL 60559

J. Wayne Coulter  
724 Philadelphia Ave.  
Westmont, IL 60559

Merlin Fjarli  
\*\*\*\*\*  
Medford, Or 97501

Phipps, Wintley  
\*\*\*\*\*  
Vero Beach, FL 32963-3418  
( \*\*\*) \*\*\*-\*\*\*\*

Danny Lee Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)  
Aka Tomatoe; aka Steffan; aka wwjd; aka bystander;  
Aka Irene; aka eyewitness;

Derrell Mundall  
c/o LLBN  
PO Drawer A  
Loma Linda, Ca 92354  
(\*\*\*) \*\*\*-\*\*\*\*  
(\*\*\*) \*\*\*-\*\*\*\*  
(\*\*\*) \*\*\*-\*\*\*\*

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*\*) \*\*\*-\*\*\*\*  
(618) 627-4651 (wk)

Linda Sue Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*\*) \*\*\*-\*\*\*\* (home)  
(\*\*\*) \*\*\*-\*\*\*\* (cell)

Brian Drew  
Drew & Drew

Dinzey, Yoneide & Idalia  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890  
(\*\*\*) \*\*\*-\*\*\*\*

Dolores Dee Hildebrand  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*\*) \*\*\*-\*\*\*\*



Gloria Wilson

P.O Box 486

\*\*\*\*\*

Weimar, Ca 95736

(\*\*) \*\*\_\*\*

(\*\*) \*\*\_\*\*

**InterAlia, Allegations Regarding Child Molestation and Gender Preference relationships of Tommy Shelton**

Tommy & Carol Shelton

\*\*\*\*\*

Marion, KY 42064-5567

(\*\*) \*\*\_\*\*

Ronnie & Teresa Shelton

\*\*\*\*\*

Okmulgee, OK 74447

(\*\*) \*\*\_\*\*

Duane Clem

(\*\*) \*\*\_\*\*

Roger Clem

\*\*\*\*\*

West Frankfort, IL 62896

(\*\*) \*\*\_\*\* (hm)

(\*\*) \*\*\_\*\* (cell)

Rodney Laney

\*\*\*\*\*

Herrin, IL 62948

(\*\*) \*\*\_\*\*

Scott Clem

(\*\*) \*\*\_\*\*

Tracy Clem (Call after 8pm)

(\*\*) \*\*\_\*\*

Troy Deason

(\*\*) \*\*\_\*\* (cell)

Glenn Dryden

\*\*\*\*\*

Dunn Loring, VA 22027

(\*\*) \*\*\_\*\*

David Cronin

(\*\*) \*\*\_\*\* (wk)

Jerry Cullum

Larry & Brenda Cullum

(\*\*) \*\*\_\*\*

Brad Dunning

(\*\*) \*\*\_\*\*

Gary & Barbara Hall

(\*\*) \*\*\_\*\*

Bill & Charlotte Hopper

(\*\*) \*\*\_\*\*

Greg Houseworth

(\*\*) \*\*\_\*\*

Frank Pitts

Unknown

Vicki Barnard

\*\*\*\*\*

West Frankfort, IL 62896

(\*\*) \*\*\*\_\*\*

Alex Walker

(\*\*) \*\*\*\_\*\*

Gary & Sherry Avery

(\*\*) \*\*\*\_\*\*

Alice Loucks

(\*\*) \*\*\*\_\*\*

Joel Noble

(\*\*) \*\*\*\_\*\*

Dude & Judy Wood

(\*\*) \*\*\*\_\*\*

Charlie & Sue Meadows

(\*\*) \*\*\*\_\*\*

Jack & Pat Barwick

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\*\_\*\*

Ben Jordan

(\*\*) \*\*\*\_\*\*

(\*\*) \*\*\*\_\*\*

Holly Price

Unknown

Dorothy Mitchell

(\*\*) \*\*\*\_\*\*

Leland Hale

(\*\*) \*\*\*\_\*\*

Byford & Doris Barnard

\*\*\*\*\*

West Frankfort, IL 62896

(\*\*) \*\*\*\_\*\*

Roger Deason

(\*\*) \*\*\*\_\*\*

Janet McLerren

(\*\*) \*\*\*\_\*\*

Mark Rogers

\*\*\*\*\*

Herrin, IL 62948

(\*\*) \*\*\*\_\*\*

**Cease & Desist, Misuse of Process,  
Misuse of 3ABN Property, and Other Attorney-Related Issues**

D. Michael Riva  
226 East Main St  
West Frankfort, IL 62896  
(618) 937-2404

Nick Miller  
Director, International Religious Liberty Institute  
c/o Andrews University  
SDA Theological Seminary  
Berrien Springs, Mi 49104-1500  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\*  
(\*\*) \*\*\*\_\*\*

Follett, Herald  
\*\*\*\*\*  
Hillsboro, OR 97124  
(\*\*) \*\*\*\_\*\*

Gerald Duffy  
100 Washington Avenue South, Suite 1300  
Minneapolis, MN 55401  
(612) 337-6100

Brian Drew  
Drew & Drew  
905 W. Washington Street  
Benton, IL 62812  
618-439-9406

Walter C. Thompson  
\*\*\*\*\*  
Lake Geneva, WI 53147  
(\*\*) \*\*\*\_\*\* (cellphone)

Gregory Thompson  
\*\*\*\*\*  
Madison, Wi 53704  
(\*\*) \*\*\*\_\*\*

May Chung  
\*\*\*\*\*  
San Bernardino, Ca 92408

Robert O. Ford, MD  
\*\*\*\*\*  
Centralia, Wa 98531  
(\*\*) \*\*\*\_\*\*

Robert O. Ford, MD  
\*\*\*\*\*  
Chehalis, Wa, 98532

ELora Ford  
Aka Ma Ford  
\*\*\*\*\*  
Centralia, Wa  
(\*\*) \*\*\*\_\*\*

William "Bill" Hulsey  
P. O. Box 596  
Collegedale, Tn. 37315

Ellsworth McKee  
\*\*\*\*\*  
Ooltewah, Tn. 37363

G. Ralph Thompson  
12501 Old Columbia Pike,  
Silver Springs, Md. 20904

Owen Troy  
\*\*\*\*\*  
Thompsonville, Ill

Carmelita Troy  
\*\*\*\*\*  
Pacific Grove, Ca

Carmelita Troy  
c/o US Naval Academy  
Monterey Bay, Ca

Larry Welch  
Linda Welch  
\*\*\*\*\*  
Christopher, Ill 62822

Kenneth A. Denslow  
724 Philadelphia Ave.  
Westmont, IL 60559

J. Wayne Coulter  
724 Philadelphia Ave.  
Westmont, IL 60559

Merlin Fjarli  
\*\*\*\*\*  
Medford, Or 97501

Phipps, Wintley  
\*\*\*\*\*  
Vero Beach, FL 32963-3418  
( \*\*\*) \*\*\*-\*\*\*\*

Danny Lee Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)  
Aka Tomatoe; aka Steffan; aka wwjd; aka bystander;  
Aka Irene; aka eyewitness;

Derrell Mundall  
c/o LLBN  
PO Drawer A

Loma Linda, Ca 92354

(\*\*) \*\*\_\*\*

(\*\*) \*\*\_\*\*

(\*\*) \*\*\_\*\*

Mollie Steenson

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\_\*\*

(618) 627-4651 (wk)

Linda Sue Shelton

\*\*\*\*\*

Springfield, IL 62704

(\*\*) \*\*\_\*\* (home)

(\*\*) \*\*\_\*\* (cell)

Scott Tanner – Video Production

Brad Walker

c/o 3ABN

3391 Charley Good Road

Thompsonville, IL 62890

(\*\*) \*\*\_\*\*

Dave Turner

3ABN Facilities and Construction

\*\*\*\*\*

Thompsonville, IL 62890

(\*\*) \*\*\_\*\*

Walter L. Wright

Seventh-day Adventist Church

Lake Union Conference

P.O. Box C

8903 US Hwy 31

Berrien Springs, MI 49103

PH 269-473-8200

FX 269-473-8209

**Financial Issues**

Larry Ewing  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890  
(618) 627-4651 (wk)

Robert & Joan Russell  
\*\*\*\*\*

Chicago, IL  
(\*\*) \*\*\*\_\*\* (cell)

Alan Lovejoy  
Gray Hunter Stenn  
2602 W. DeYoung  
P.O. Box 1728  
Marion, Illinois 62959  
Phone: 618-993-2647

Bill Whittington  
(\*\*) \*\*\*\_\*\*

Ema Lou Shelton  
(618) 627-4651 (wk)  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890

Kim Smith  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890

Greg Morikone  
\*\*\*\*\*  
Thompsonville, IL 62890  
(\*\*) \*\*\*\_\*\*

Lynda Welch  
\*\*\*\*\*  
Christopher, IL 62822  
(\*\*) \*\*\*\_\*\*

**Phone Card Phone Records**

John Lomacang

\*\*\*\*\*

Thompsonville, IL 62890-3416

(\*\*) \*\*\_\*\*

(618) 627-2065 (wk)

Mollie Steenson

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\_\*\*

(618) 627-4651 (wk)

Danny Lee Shelton

\*\*\*\*\*

\*\*\*\*\*

West Frankfort, IL 62896

(618) 627-4651 (wk)

Aka Tomatoe; aka Steffan; aka wwjd; aka bystander;

Aka Irene; aka eyewitness;

Linda Sue Shelton

\*\*\*\*\*

Springfield, IL 62704

Larry Ewing

c/o 3ABN

3391 Charley Good Road

Thompsonville, IL 62890

(618) 627-4651 (wk)

Robert Russell

\*\*\*\*\*

Chicago, IL

(\*\*) \*\*\_\*\* (cell)



**Recording of Conversation**

Hal Steenson

\*\*\*\*\*

Johnston City, IL 62951

(\*\*) \*\*\_\*\*

Kenneth A. Denslow

619 Plainfield Rd., 3rd Floor

Willowbrook, IL 60521

(\*\*) \*\*\_\*\*

Garwin McNeilus

\*\*\*\*\*

Dodge Center, MN 55927

(\*\*) \*\*\_\*\*

Denzil McNeilus

\*\*\*\*\*

Dodge Center, Mn 55927

(\*\*) \*\*\_\*\*

Walter C. Thompson

\*\*\*\*\*

Lake Geneva, WI 53147

(\*\*) \*\*\_\*\* (cellphone)

William "Bill" Hulsey

P. O. Box 596

Collegedale. Tn. 37315

Linda Sue Shelton

\*\*\*\*\*

Springfield, IL 62704

Larry Ewing

c/o 3ABN

3391 Charley Good Road

Thompsonville, IL 62890

(618) 627-4651 (wk)

Robert & Russell

\*\*\*\*\*

Chicago, IL

(\*\*) \*\*\_\*\* (cell)

Rob Shelton & Bob Shelton

\*\*\*\*\*

Benton, IL 62812

(\*\*) \*\*\_\*\*

**Allegations of Adultery, Spiritual Adultery and Extramarital Relationships**

Linda Sue Shelton  
\*\*\*\*\*  
Springfield, IL 62704  
(\*\*) \*\*\*\_\*\* (home)  
(\*\*) \*\*\*\_\*\* (cell)

Everlina Germany  
(\*\*) \*\*\*\_\*\*

Brandy Murray Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896

Brenda Walsh  
\*\*\*\*\*  
Knoxville, TN 37922  
(\*\*) \*\*\*\_\*\* (cell)

Fred Millea  
(\*\*) \*\*\*\_\*\*

Alyssa Moore  
\*\*\*\*\*  
Springfield, IL 60386

Gregory Matthews  
(303) 399-8020 Ex 2242 (wk)  
(\*\*) \*\*\*\_\*\* (hm)

John Lomacang  
\*\*\*\*\*  
Thompsonville, IL 62890-3416  
(\*\*) \*\*\*\_\*\*  
(618) 627-2065 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\*\_\*\*  
(618) 627-4651 (wk)

Danny Lee Shelton  
\*\*\*\*\*  
\*\*\*\*\*  
West Frankfort, IL 62896  
(618) 627-4651 (wk)  
Aka Tomatoe; aka Steffan; aka wwjd; aka bystander;  
Aka Irene; aka eyewitness;

Larry Ewing  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890  
(618) 627-4651 (wk)

Robert Russell

\*\*\*\*\*

Chicago, IL

(\*\*) \*\_\*\* (cell)

ELora Ford

Aka Ma Ford

\*\*\*\*\*

Centralia, Wa

(\*\*) \*\_\*\*

**Inter Alia, Use of Broadcasts to Malign Danny's Critics**

Shelley Quinn  
P.O. Box 220  
West Frankfort, IL 62896  
(618) 627-4651 (wk)

John Lomacang  
\*\*\*\*\*  
Thompsonville, IL 62890-3416  
(\*\*) \*\*\_\*\*\*\*  
(618) 627-2065 (wk)

Mollie Steenson  
\*\*\*\*\*  
Johnston City, IL 62951  
(\*\*) \*\*\_\*\*\*\*  
(618) 627-4651 (wk)

C J Murray  
Director / Producer  
3ABN Today / 3ABN Today Live  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890

Larry Ewing  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890  
(618) 627-4651 (wk)

Robert Russell  
\*\*\*\*\*  
Chicago, IL  
(\*\*) \*\*\_\*\*\*\* (cell)

Robert 'Bob' Davis  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890  
(618) 627-4651 (wk)

**Inter Alia, Allegations of Unwed Pregnancy**

Melody Shelton Mundall Firestone

\*\*\*\*\*

Thompsonville, IL

own

Joe O'Brien

(618) 627-4651 (wk)

Nancy O'Brien

(\*\*) \*\*\*\_\*\* (wk)

Kevin Paulson

(\*\*) \*\*\*\_\*\*

**Inter Alia, Trust Services Related Issues**

Leonard Westphal  
\*\*\*\*\*  
Loma Linda, CA 92354  
(\*\*) \*\*\_\*\*

Ervin Thomsen  
(\*\*) \*\*\_\*\*

Kathi Bottomley  
Loma Linda University Medical Center  
\*\*\*\*\*  
Loma Linda, CA 92354-2804  
(\*\*) \*\*\_\*\* ext. \*\*  
(\*\*) \*\*\_\*\* \*\*\*\*\*

Frost, Trenton  
\*\*\*\*\*  
Avon Park, FL 33825-7838  
(\*\*) \*\*\_\*\*  
(\*\*) \*\*\_\*\* (cell)

Lou Westphal  
(\*\*) \*\*\_\*\*

Hope LeBrun  
\*\*\*\*\*  
Lake Isabella, CA 93240  
(\*\*) \*\*\_\*\*

**Inter Alia, ASI Tribunal**

Mark Finley  
(\*\*) \*\*\*-\*\*\* \*\*

Cindy Tutsch  
(\*\*) \*\*\*-\*\*\* \*\*

Harold Lance  
\*\*\*\*\*

Ukiah, CA 95482  
(\*\*) \*\*\*-\*\*\*

Deb Young  
\*\*\*\*\*

Ypsilanti, MI 48198-9514  
(\*\*) \*\*\*-\*\*\*

ASI  
Ron Christman, Exec Director  
12501 Old Columbia Pike  
Silver Spring , MD 20904  
(301) 680-6450 (wk)

Elder Jan Paulsen  
Office of the President  
General Conference of Seventh-day Adventists  
12501 Old Columbia Pike  
Silver Spring , MD 20904  
Phone: (\*\*) \*\*\*-\*\*\*

Douglas Batchelor  
Office of the President  
Amazing Facts  
1203 West Sunset Boulevard  
Rocklin, CA 95765

**Inter Alia, Misc. Issues**

Greg Owen  
Character Witness for May Chung  
(\*\*) \*\*\_\*\*

David Everett  
C/O 3ABN Sound Center  
Charley Good Road  
Thompsonville, Il  
(618) 627-4651 (wk)

Ethel T.Everett  
C/O 3ABN Sound Center  
Charley Good Road  
Thompsonville, Il

Absher-Arnold Motors  
3203 West DeYoung St.  
Marion, IL 62959  
(618) 993-5000

Ronnie & Teresa Shelton  
\*\*\*\*\*  
Okmulgee, OK 74447  
(\*\*) \*\*\_\*\*

Kenny Shelton  
Nashville, Tn

Shelton, Melody A  
\*\*\*\*\*  
West Frankfort, IL 62896  
(\*\*) \*\*\_\*\*

Steven Shelton  
Phoenix, Ar

Bruce & Tammy Chance  
\*\*\*\*\*  
West Frankfort, IL 62896  
(\*\*) \*\*\_\*\*

Hartland Investigative Services

Hodds Investigations

James Pederson  
Northern California Conference  
401 Taylor Blvd,  
Pleasant Hill, Ca  
925-685-4300  
Fax 925-685-4380



Cindy Conard aka Rosie 55 aka Alethia Aka

\*\*\*\*\*

Oxford, Indiana 47971

(\*\*) \*\*\_\*\*

Douglas Batchelor  
Bonnie Ensminger  
c/o Amazing Facts  
P. O. Box 1058  
Roseville, Ca 95678

Amazing Facts  
1203 West Sunset Blvd  
Rocklin, Ca 95765  
916-434-3880

Tammy Larson  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890

CD's of 3ABN  
Johann Thorvaldson

Arild Abrahamsen

Barbara Kerr  
William Kerr

Nathan Moore  
c/o  
West Frankfort, IL

Dava

Dee Hildebrand  
c/o 3ABN  
3391 Charley Good Road  
Thompsonville, IL 62890

The Greers

Stan Jensen,

Brian Dodge  
Christian Radio Expert

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting  
Network, Inc., an Illinois non-profit  
corporation, and

Danny Lee Shelton, individually,

Plaintiffs,

v.


Gailon Arthur Joy and

Robert Pickle,

Defendants.

Case No.: 4:07-cv-40098 FDS

Notice of Self Discovery Pursuant to FRCP 26(1)

 The Defendant, Gailon Arthur Joy gives notice of production of Hard Copies of defendants Exhibits 1-27, all 3ABN digitalized documents found on the defendants computer, CD of all stored and saved e-mails relating in any way to 3ABN From August 2006 to July 18, 2007 on MS Outlook e-mail data storage format.

The Hard Copies of Exhibits 1-27 are Documents accumulated in anticipation of the ASI Ecclesiastical Hearing regarding 3ABN and Danny Lee Shelton / Linda Sue Shelton. An Index is attached hereto.

The witness List is still incomplete as we are trying to establish a list of individuals, the last known addresses and telephone numbers and will be produced separately.

Gailon Arthur Joy  
Pro Se

**Ex. Q**

1354 County Highway 21  
Halstad, MN 56548  
(218) 456-2568  
January 3, 2008

Tommy Shelton  
\*\*\*\*\*

Marion, KY 42064

3ABN Officers and Directors  
c/o J. Lizette Richards  
64 Gothic Street  
Northampton, MA 01060

3ABN Officers and Directors  
c/o Jerrie M. Hayes  
100 Washington Avenue South, Suite 1300  
Minneapolis, MN 55401

Dear Tommy and 3ABN Officers and Directors:

Pursuant to Local Rule 15.1 of the District Court for the District of Massachusetts, which concerns amending the pleadings in order to add new parties, we are serving “in the manner contemplated by Fed. R. Civ. P. 5(b), the motion to amend upon the proposed new party at least ten (10) days in advance of filing the motion.”

Please find enclosed our contemplated motion, a memorandum, and the proposed addition to our answer to the plaintiffs’ complaint, which would have the effect of adding you as party plaintiffs if granted by the court.

Since today’s date is the 3rd, the motion would be filed on January 13 (10 days from now), or after the court grants leave to file this motion, whichever is later.

Sincerely,

Bob Pickle

cc: D. Michael Riva

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting Network, Inc.,  
an Illinois non-profit corporation, and  
Danny Lee Shelton, individually,  
  
Plaintiffs,  
  
v.  
  
Gailon Arthur Joy and Robert Pickle,  
  
Defendants.

**DEFENDANTS' MOTION TO JOINER ESSENTIAL PARTIES TOMMY RAY  
SHELTON AND 3ABN OFFICERS AND DIRECTORS**

Pursuant to Federal Rule of Civil Procedure 19, Defendant Joy moves the Honorable Court to joinder essential Party Plaintiffs, Tommy Ray Shelton, retired 3ABN production manager, of Marion, Kentucky, and the officers and directors of Three Angels Broadcasting Network, Inc. (hereinafter “3ABN”).

The Defendants have directly related claims against the essential party, Tommy Ray Shelton and the court could not accord complete relief to the Defendants without Tommy Ray Shelton being a named plaintiff. Also, upon information and belief, essential Party Plaintiff Tommy Ray Shelton is materially interested in the issues at bar.

The Defendants have directly related claims against the essential parties, the officers and directors of 3ABN, and the court could not accord complete relief to the Defendants without the officers and directors being named plaintiffs. Also, upon information and belief, these essential Party Plaintiffs are materially interested in the issues at bar.

For the economy of adjudication and to preserve certain statutes of limitations, these essential parties should be joined so that the claims may be heard to afford a complete disposition of the issues at bar.

Therefore, the Defendants pray the Court to joinder an essential Party Plaintiff, Tommy Ray Shelton, the Defendants pray the Court to joinder essential Party Plaintiffs, officers and directors of 3ABN, and the Defendants pray the Court to allow the Defendants to amend their answers to the Plaintiffs' complaint to include, immediately following their Affirmative Defenses and any claims against Third Party Defendants, the text found in Exhibit A.

Respectfully submitted,

Dated: January \_\_\_, 2008

---

Gailon Arthur Joy, *pro se*  
P.O. Box 1425  
Sterling, MA 01564  
Tel: (978) 422-3464  
Fax: (206) 203-3751

and

---

Robert Pickle, *pro se*  
1354 County Highway 21  
Halstad, MN 56548  
Tel: (218) 456-2568  
Fax: (206) 203-3751

**AFFIDAVIT OF SERVICE**

Under penalty of perjury, I, \_\_\_\_\_, do certify that I am over the age of 18 years of age and on this day I have caused service of this document to the Court and have served by first class mail, postage prepaid, a copy of this document and this Certificate of Service to Plaintiffs' counsel at Siegel, Brill, Greupner, Duffy & Foster, and Fierst, Pucci & Kane, LLP.

Dated: January \_\_\_\_, 2008

\_\_\_\_\_

7006 2150 0002 8298 2071

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
OFFICIAL USE	
Postage	\$ 1.14
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.79

Sent To  
Tommy Shelton  
Street, Apt. No.,  
or PO Box No. [REDACTED]  
City, State, ZIP+4  
Marion, KY 42064

PS Form 3800, August 2006 See Reverse for Instructions

7006 2150 0002 8298 2064

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
OFFICIAL USE	
Postage	\$ 1.14
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.79

Sent To  
Jerrie Hayes  
Street, Apt. No.,  
or PO Box No. 100 Washington Ave S, Suite 300  
City, State, ZIP+4  
Minneapolis, MN 55401

PS Form 3800, August 2006 See Reverse for Instructions

**Ex. R**

1354 County Highway 21  
Halstad, MN 56548  
(218) 456-2568  
January 3, 2008

Linda Sue Shelton  
c/o Laird J. Heal  
P.O. Box 365  
Sterling, MA 01564

Nicholas P. Miller  
\*\*\*\*\*  
Niles, MI 49120

Derrell Mundall  
\*\*\*\*\*  
Loma Linda, CA 92354

Dear Linda, Nick, and Derrell:

Pursuant to Local Rule 15.1 of the District Court for the District of Massachusetts, which concerns amending the pleadings in order to add new parties, we are serving “in the manner contemplated by Fed. R. Civ. P. 5(b), the motion to amend upon the proposed new party at least ten (10) days in advance of filing the motion.”

Please find enclosed our contemplated motion, a memorandum, and the proposed addition to our answer to the plaintiffs’ complaint, which would have the effect of adding you as third party defendants.

Since today’s date is the 3rd, the motion would be filed on January 13 (10 days from now), or after the court grants leave to file this motion, whichever is later.

Looking forward to when this is all behind us,

Sincerely,

Bob Pickle



UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Three Angels Broadcasting Network, Inc.,  
an Illinois non-profit corporation, and  
Danny Lee Shelton, individually,  
  
Plaintiffs,  
  
v.  
  
Gailon Arthur Joy and Robert Pickle,  
  
Defendants.

## DEFENDANTS' MOTION TO ADD THIRD PARTY DEFENDANTS

Pursuant to Rule 19 and Rule 14, Defendants pray the court to permit them to amend their answers to the Plaintiffs' Complaint to add Third Party Defendants.

Linda Sue Shelton, of \*\*\*\*\*, Springfield, Illinois, is the ex-wife of Danny Lee Shelton, the terminated Vice President of Three Angels Broadcasting Network, Inc., and a party to the ecclesiastical hearing process that requested the Defendants to assist in the development and presentation of her claims at the ecclesiastical hearing tribunal, that led to the Defendants becoming parties to this action.

Derrell Mundall, of \*\*\*\*\*\*, Loma Linda, California, is the ex-husband of the daughter of Danny Lee Shelton and the terminated Marketing Director for Three Angels Broadcasting Network, Inc. who supported Linda Sue Shelton's statements and claims of innocence, and who preserved much of the documentation upon which the Defendants relied in their investigative journalism. Mr. Mundall was and is a substantial source of original claims and

allegations relating to the Defendants.

Nicholas Miller, of \*\*\*\*\*, Niles, Michigan, is the former General Counsel and former director of Plaintiff Three Angels Broadcasting Network, Inc. and a business acquaintance of Plaintiff Danny Lee Shelton. Nicholas Miller was the source of substantial information, stated and in writing, that led the Defendants to give serious attention to the business irregularities of the Plaintiffs, particularly as it related to tax exempt status and allegations of private inurement by Plaintiff Danny Lee Shelton, as well as certain irregularities relating to Plaintiff Shelton's relationship and support of Brandy Elswick Murray, later to become Brandy Shelton.

All three parties are indispensable as they were the source of substantive information and/or documentation upon which the Defendants relied to serve as the basis for investigative journalism and reports of findings. Therefore, the Defendants' best interest is served by the addition of the Third Party Defendants to preserve the Defendants' right of recovery, if any, for the detrimental reliance of the Defendants upon the veracity of statements and certification of documentation essential to the defense of this action.

Therefore, the Defendants pray the Honorable Court for leave to add Linda Sue Shelton, Derrell Mundall, and Nicholas Miller as Third Party Defendants by allowing them to amend their answers to Plaintiffs' Complaint to include, immediately following their Affirmative Defenses, the text of Exhibit A.

Respectfully submitted,

Dated: January \_\_\_, 2008

---

Gailon Arthur Joy, *pro se*  
P.O. Box 1425  
Sterling, MA 01564  
Tel: (978) 422-3464  
Fax: (206) 203-3751

and

---

Robert Pickle, *pro se*  
1354 County Highway 21  
Halstad, MN 56548  
Tel: (218) 456-2568  
Fax: (206) 203-3751

### **LOCAL RULE 15.1 CERTIFICATE**

The undersigned hereby attests that Defendants have complied with the requirements of Local Rule 15.1 by serving this motion upon the proposed new parties in the manner contemplated by Fed. R. Civ. P. 5(b) 10 days or more before the filing of this motion.

Dated: January \_\_\_, 2008

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### **AFFIDAVIT OF SERVICE**

Under penalty of perjury, I, \_\_\_\_\_, do certify that I am over the age of 18 years of age and on this day I have caused service of this document to the Court and have served by first class mail, postage prepaid, a copy of this document and this Certificate of Service to Plaintiffs' counsel at Siegel, Brill, Greupner, Duffy & Foster, and Fierst, Pucci & Kane, LLP.

Dated: January \_\_\_, 2008

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**Ex. S**

1354 County Highway 21  
Halstad, MN 56548  
(218) 456-2568  
June 10, 2008

Deanna Litzenburg  
P.O. Box 307  
Belleville, Illinois 62220

Dear Ms. Litzenburg:

My apologies for not getting back to you quite as quickly as I had hoped.

***Confidentiality***

Magistrate Judge Hillman's confidentiality order of April 17, 2008, which covers all discovery materials produced in our case, states in part:

Whenever the designating party determines that a disclosure of the Subject Discovery Materials will reveal matters that such party believes in good faith are not generally known or readily available to the public, and that such party deems to constitute proprietary information, confidential business or commercial information, and/or trade secrets relating to its business, such party has the right to designate such information as confidential.

Our understanding is that Gray Hunter Stenn LLP has deemed the documents we have subpoenaed as being confidential. That being so, as parties to this case, Mr. Joy and myself are bound by the terms of Magistrate Judge Hillman's confidentiality order, and must and will use those documents and the information they contain only as allowed by that order.

I would point out a notable exception to a blanket designation of confidentiality. Some of the subpoenaed documents are required by federal and state statutes to be open to public inspection. For example, the tax return filed by a non-profit organization known as a Form 990 is required by federal law to be open to public inspection. That being so, it would not fit the description of Magistrate Judge Hillman's order.

Another example is 3ABN's audited financial statements which, because of 3ABN's non-profit status, are required by 225 ILCS 460 § 2(f), § 4(a) to be open to public inspection.

I know of and anticipate finding no other examples of this kind of thing.

***Dates for Inspection and Copying***

We are planning to arrive with our experts at Gray Hunter Stenn LLP to begin inspection and copying on June 24, 2008. We still anticipate that the reasonable amount of time necessary to properly inspect the documents to decide what needs to be copied will be three days.

June 10, 2008  
Page 2

***Copying Protocol***

We will bring our own copier, along with toner and paper.

We understand that you will provide someone to make the copies on our equipment. We are also open to any other proposals that avoid expense or trouble as long as they meet the requirements of the confidentiality order.

***Signed Stipulations***



Please find attached the signed stipulations of our three forensic accounting/auditing experts.

Sincerely,

A handwritten signature in black ink that reads "Bob Pickle".

Bob Pickle, *pro se*

A handwritten signature in black ink that appears to read "Gailon Arthur Joy".

Gailon Arthur Joy, *pro se*