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PETERSON & BRYNAN
ATTORNEYS AT LAW
8530 WILSHIRE BOULEVARD, SUITE 407
BEVERLY HILLS, CALIFORNIA 90211
(213) 859-9965

ATTORNEYS FOR: Plaintiff,
CHURCH OF SCIENTOLOGY OF CALIFORNIA

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

CHURCH OF SCIENTOLOGY OF CALIFORNIA,)	CASE NO. <u>C 420153</u>
Plaintiff,)	
vs.)	DECLARATION OF JOHN G. PETERSON IN OPPOSITION TO MOTION FOR ATTORNEY'S FEES
GERALD ARMSTRONG,)	
Defendant.)	DATE: August 2, 1984
)	TIME: 8:00 a.m.
)	DEPT: 57
<hr/>		
MARY SUE HUBBARD,)	
Intervenor.)	
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I, JOHN G. PETERSON, declare:

1. This declaration is submitted in opposition to defendant's Motion for Attorney's Fees, pursuant to Code of Civil Procedure Section 1021.5. Plaintiff, CHURCH OF SCIENTOLOGY OF CALIFORNIA, joins in and adopts by reference the Memorandum in Opposition to Motion for Attorney's Fees filed herein by intervenor, MARY SUE HUBBARD.

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2. Defendant's motion can best be described as a poor attempt to add insult to injury. The defendant's moving papers are an affront to the intelligence and integrity of this Court

1 and the legal profession. This fee request is an insult to
2 good intentioned legislators who enacted Code of Civil Procedure
3 Section 1021.5, and is ironic since this case was pursued by
4 GERALD ARMSTRONG'S attorneys primarily to use this Court as a
5 discovery tool for other litigation and as an avenue for media
6 coverage to extort settlement of other litigation against
7 Mr. Hubbard and the CHURCH.

8 3. GERALD ARMSTRONG'S moving papers transparently and
9 despicably use a quote from the Bible and a reference to
10 Jonestown all on the front page. The papers go on to paint
11 GERALD ARMSTRONG as a great protector of truth who risked life
12 and limb to expose the "illegal and unconstitutional actions"
13 of the plaintiffs all to a "significant public benefit and will
14 further constitutional freedoms." However, nowhere does GERALD
15 ARMSTRONG ever state exactly what these public benefits are and
16 how the fact that he stole documents and invaded a person's pri-
17 vacy can further constitutional freedoms.

18 4. GERALD ARMSTRONG'S unsupported claims of public benefit
19 should not come as a surprise since all of his trial allegations
20 were never supported by evidence. GERALD ARMSTRONG'S attorney,
21 on page 9, lines 20 through 28, and page 10, lines 1 and 2,
22 attempt to explain the claim for public benefit and constitutional
23 significance. After reading these lines several times, anyone
24 with any first year of law school education would be compelled to
25 conclude: (1) It is incoherent; (2) the person writing the lines
26 does not understand constitutional law; (3) the person writing
27 these lines is audacious in seeking fees for "legal" work; and
28 (4) any response is impossible and would only dignify the lines

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1 by educating the person who wrote them.

2 5. The Court should examine what the attorneys for GERALD
3 ARMSTRONG really sought in this case. They argued that there was
4 a novel and heretofore unheard of in law defense called "justi-
5 fication". This is, GERALD ARMSTRONG because he believed his
6 life was in danger and that "harassing lawsuits" were forthcoming
7 he could steal evidence and send it to his lawyer for use in this
8 "potential" litigation. Defendant's attorneys also asserted
9 that if a person feels he may be physically harmed, he can steal
10 materials and threaten to or even publicize these private
11 materials as a deterrent.

12 6. While these purported "defenses" advocate the worst
13 kind of lawlessness and vigilantism, defense counsel totally
14 failed at trial to produce any evidence to support these novel
15 defenses. First, GERALD ARMSTRONG had no reasonable belief he
16 was going to be sued. ARMSTRONG himself testified that he knew of
17 no one who had ever left the CHURCH and been sued. It is un-
18 reasonable to conclude and foolish to believe that the incident
19 where his ex-wife told him to "get a lawyer" could mean anything
20 other than advice that if ARMSTRONG wanted the photos returned,
21 ARMSTRONG would have to sue the CHURCH. How strange that this is
22 the person found to be fearful of his life and terrified of this
23 organization, yet he was marching up to the CHURCH'S main offices
24 shouting and demanding "his pictures". Did defendant produce
25 witnesses who said they had left the CHURCH, been critical and
26 then been sued? No evidence was produced at trial, simply be-
27 cause none exists. The only thing the Court heard was the
28 ravings of Flynn.

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1 7. The only reasonable way to view the evidence clearly
2 shows that GERALD ARMSTRONG stole the documents for use in his
3 case against the CHURCH. He left the CHURCH, was unskilled,
4 had no job and he visited Flynn, a notorious anti-Scientology
5 plaintiff's lawyer, who obviously conspired with ARMSTRONG to
6 steal the documents for use in their cases. It is naive to think
7 that ARMSTRONG'S massive theft of marginally relevant documents
8 is simply overkill. That is also why Flynn argued so strenuously
9 that the Court do his discovery for him and hold the documents
10 for use in the Cross-Complaint and other litigation Flynn is
11 involved in.

12 8. Defense counsel claim they have exposed the CHURCH'S
13 policy of blackmailing former members by use of PC material
14 (page 4, lines 9 through 10). Flynn argued that the CHURCH
15 blackmailed people. However, no witness was ever produced who
16 testified that they had been either threatened with or black-
17 mailed by the CHURCH. Defense counsel, without legal support
18 or evidence, asked this Court to find that the CHURCH practices
19 this policy. Also, how could ARMSTRONG reasonably fear blackmail
20 when he had no knowledge of any instances of it prior to his
21 theft of the documents?

22 9. Defense counsel should not be compensated for conducting
23 a heresy trial. This Court took judicial notice of the fact that
24 Scientology is a religion and has rights under the First Amendment.
25 This Court correctly ruled that it could not inquire into or
26 evaluate the merits, accuracy or truthfulness of Scientology. Yet
27 defense counsel sought to try the religion, its Founder and its
28 policies. An example of the dishonesty of defense counsel is

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1 when they submitted to this Court Exhibit 500-HHHHH. This 1970,
2 French Government investigation report was authoed by an ex-Nazi,
3 who admitted doing no first hand investigation but relied on
4 other sources. Also, defense counsel failed to inform the Court
5 that the French court had reversed its findings that Scientology
6 was a fraud.

7 10. Julia Dragojevic's dishonesty with this Court is shown
8 by her Declaration. At the beginning of the trial, she said
9 that GERALD ARMSTRONG needed Flynn because Flynn knew the case
10 better, was more experienced and knowledgeable; and we were told
11 she had never tried a jury case. Now she is the "Scientology
12 expert" who is deserving of \$150.00 per hour. She is even claim-
13 ing \$150.00 per hour for the time she just sat in the Courtroom
14 during Flynn's trial. Julia Dragojevic's hours are inflated,
15 refex time spent on other matters and not relevant to this case
16 (see attached Exhibit "A").

17 11. Attorney fees could not be properly claimed because
18 GERALD ARMSTRONG thinks he exposed Scientology and L. Ron Hubbard
19 as frauds. This Court clearly ruled in the beginning of the
20 trial that Scientology was not on trial and that the Court would
21 not consider the truth or falsity of the contents of the
22 documents but only how they were relevant to ARMSTRONG'S "state
23 of mind." If the Court correctly followed this stated ruling,
24 it could not properly reach any conclusions regarding Scientology
25 or L. Ron Hubbard, and defense counsel could not receive fees for
26 this improper presentation.

27 12. At the beginning of the trial, plaintiff's counsel
28 warned the Court about allowing Michael Flynn to conduct the

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1 trial. Plaintiff made a motion to disqualify Flynn. Plaintiff
2 warned this Court that Flynn would conduct a heresy trial
3 against the CHURCH and a personal attack against L. Ron Hubbard.
4 Flynn did this under the pretext that he was going to show this
5 person and organization had unclean hands and was not entitled to
6 equitable relief. Defense counsel argued that an old order by
7 MARY SUE HUBBARD (G0-121669) gave her unclean hands that should
8 deny her relief in this case. This ridiculous legal position
9 is so contrary to black letter law that it does not deserve
10 further comment. What is incredulous is that defense counsel
11 seeks fees for presenting and arguing such a patently unsupported
12 legal position.

13 13. Defense counsel point repeatedly to what they call the
14 unclean hands of plaintiffs. This Court should be aware of the
15 true character and motives of Michael J. Flynn.

16 14. Plaintiff can not ignore Flynn's efforts to prejudice
17 this Court. Plaintiff also asks the Court to admonish counsel
18 for defendant and their client to immediately cease these
19 improper tactics, such as filing this fees motion, in their effort
20 to prejudice this Court. Plaintiff also requests the Court to
21 impose sanctions in the amount of attorneys' fees incurred by
22 plaintiff in replying to this frivolous motion for fees.

23 15. According to sworn declarations filed by attorney
24 Michael J. Flynn of Boston, Massachusetts, he is an attorney of
25 fourteen years experience in the State of Massachusetts who has
26 tried 40 to 50 jury trials since 1972. Approximately one-third
27 of Mr. Flynn's career, since mid-1979, has involved litigating
28 against the Church of Scientology and/or its Founder, L. Ron

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1 Hubbard. Mr. Flynn has been counsel of record, or counsel but
2 not of record, in cases being litigated in at least the states of
3 Massachusetts, New York, Florida, Nevada, Oregon and California
4 involving the Church. He has made appearances as counsel pro hae
5 vice in California three times in the past two years in suits
6 involving either Mr. Hubbard or the CHURCH.

7 16. Due to Mr. Flynn's legal attacks upon the Church of
8 Scientology, its members, practices and Founder, investigative
9 actions were undertaken by professional investigators. These
10 investigations revealed the following facts:

11 17. In early 1981 a document that laid out a scheme to
12 sell shares in litigation against the Church of Scientology was
13 drawn up in the law offices of Michael Flynn in Boston.

14 18. This document referred to Flynn Associates Management
15 Corporation, a for-profit Massachusetts corporation incorporated
16 on August 28, 1980 by Kevin Flynn, Michael Flynn and Cheryl
17 Flynn. (See attached Exhibit "B"). Kevin Flynn is the brother
18 of Michael Flynn and, at that time, worked as an investigator
19 or researcher for Michael. Cheryl Flynn is Kevin Flynn's wife.

20 19. The document stated: "Description: Flynn Associates
21 Management Corp. is a management consultant company. It was or-
22 ganized to manage and oversee the operations and strategy of
23 all Scientology litigation of Michael Flynn Associates." (See
24 attached Exhibit "C"). Other documents discarded at about the
25 same time from Mr. Flynn's office revealed that investors were
26 to be promised "a \$2.00 return for each \$1.00 invested."

27 20. Despite claims to the contrary by Michael Flynn,
28 attempts were made to sell shares. In an affidavit executed on

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1 October 13, 1981, Jim Grey of Clearwater, Florida, stated that
2 on October 2, 1981, Michael Flynn "offered me the position of
3 Trustee of Flynn Associate Management Corporation (FAMCO) in the
4 Clearwater area and told me that as a trustee, I would receive,
5 raise and disburse monies which would be used to file suits
6 against the CHURCH OF SCIENTOLOGY around the country and therefor
7 breack the CHURCH financially." (See attached Exhibit "D").

8 21. A FAMCO document obtained around the same time, en-
9 titled "Scientology - Review and Planning", demonstrated that the
10 above was an "All Out" strategy which included:

- 11 "a) closing orgs (orgs - Scientology organizations)
- 12 b) adverse media
- 13 c) adverse public
- 14 d) Fed & State attacks".

15 Following this "all out" strategy, Michael Flynn and FAMCO
16 engaged in the "adverse media" actions. From the deposition
17 testimony of both Kevin Flynn and deprogrammer Joseph Flanagan in
18 Garrison v. Kevin Flynn, et al. and Miller v. Kevin Flynn, et al.
19 the initiation of the "adverse public" strategy was also imple-
20 mented with the creation of new potential litigants. Kevin Flynn
21 operating out of the 12 Union Wharf offices of FAMCO and Michael
22 Flynn, solicited, organized and carried out several "deprogram-
23 mings" of Scientology parishioners. Following each successful
24 deprogramming, Kevin Flynn had the victim transported to the
25 Boston offices of Michael Flynn where the person was solicited
26 to join the suits filed against the CHURCH they had just departed

27 22. This all out effort continued on into early 1982. Affi-
28 davits show that through co-conspirators, Michael Flynn obtained

1 access to the Bank of New England where Church of Scientology
2 Founder L. R. Hubbard maintained a Cash Reserve Management account.
3 The conspirators obtained copies of several of Mr. Hubbard's
4 checks, as well as several checks from an unrelated Florida com-
5 pany, and hired Ala Fadili Al Tamimi to counterfeit and forge
6 these checks in the amount of \$2 million.

7 23. In a sworn statement, Ala Tamini has detailed how Mr. Flynn
8 promised him \$400,000 to pass the forged checks and pass the monies
9 received to an overseas account established by Mr. Flynn in the
10 Cayman Islands. Mr. Tamimi also related, in this same statement,
11 the treatening remarks made by Mr. Flynn regarding the safety of
12 Mr. Tamini's family. (See attached Exhibit "E").

13 24. Following the failure of the attempt to forge and pass
14 Mr. Hubbard's checks, Mr. Flynn then filed suit on behalf of
15 Ronald DeWolf, the estranged son of Mr. Hubbard, in Riverside,
16 California. The suit claimed that Mr. Hubbard was a missing
17 person under California probate codes and included charges that
18 Hubbard's business affairs were being mismanaged as evidenced
19 by the failed attempt to forge one of his checks. Flynn accused
20 Church officials of forging the check.

21 25. The investigation also discovered evidence that such
22 behavior by Mr. Flynn was not limited solely to litigation against
23 the CHURCH.

24 26. According to the Declaration of George Edgerly, executed
25 on March 5, 1984, in Bridgewater, Massachusetts, Mr. Flynn both
26 offered to pay Edgerly for his silence during two 1976 trials and
27 made intimidating statements regarding the safety of Mr.
28 Edgerly's children.

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1 27. Mr. Edgerly was the defendant in a criminal case for
2 fraud in Lowell, Massachusetts, in February and March, 1976. In
3 approximately March, 1976, Mr. Flynn approached Mr. Edgerly and
4 suggested that Edgerly not testify in his own defense, offering to pa
5 Edgerly's wife \$500.00 a week for every week that Edgerly spent
6 in prison. Edgerly accepted this proposal, was paid \$1,000.00 by
7 Mr. Flynn about two weeks later, and was sentenced to three to five
8 years in prison.

9 28. Between October and December, 1976, Mr. Edgerly was
10 again on trial, this time as a defendant to a charge of
11 conspiracy. One of his co-defendants was represented by Mr.
12 Flynn, both in this criminal suit and in a civil suit against
13 General Motors Corporation.

14 29. Again, during this trial, Mr. Flynn proposed to
15 Edgerly that he not testify and Edgerly agreed. Mr. Flynn
16 promised Edgerly a share of the recovery from General Motors
17 in exchange for his silence.

18 30. Later, during the trial, subsequent to Mr. Edgerly's
19 attorney being removed for a conflict of interest and Edgerly
20 beginning to represent himself, Edgerly decided that he was
21 being set up as the "fall guy" by Mr. Flynn and his co-defendants.
22 He began aggressively cross-examining his co-defendants. They,
23 and Mr. Flynn, became upset by this, resulting in Mr. Flynn's
24 offering to pay Edgerly \$18,000.00 immediately. The money was
25 not immediately forthcoming; Edgerly continued his aggressive
26 cross-examination; and Mr. Flynn then mentioned that he knew of
27 Edgerly's concern for his family, that he knew Edgerly had a lot
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1 of children who were little and that "one of them could be
2 hit by a car." Mr. Flynn made similar threatening remarks to
3 Edgerly's wife. (See attached Exhibit "F").

4 31. A fee request by defense counsel is not supported by
5 law as more fully discussed in the Opposition filed by inter-
6 venor. A request for fees is inappropriate in this case because
7 of counsel's conduct of this litigation and other attacks on
8 Scientology. It is plain to see that this litigation was not
9 brought and pursued for any public interest, but was part of
10 a general plan of attack on Scientology and an attempt by Flynn
11 to get documents for use in his other litigation.

12 I declare under penalty of perjury under the laws of the
13 State of California that the foregoing is true and correct.

14 Executed on July 30, 1984, at Beverly Hills, California.

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17 JOHN G. PETERSON
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A. MEDIA CONTACTS:

10/07/82	Long distance call to <u>Channel 10</u> news reporter re hearing on Motion for Preliminary Injunction.	.30 hrs.
10/07/82	Letter to <u>Channel 10</u> news reporter enclosing papers filed in Armstrong, Order and newspaper clipping.	.20 hrs.
10/07/82	Two telephone calls from <u>The Enterprise Press</u> re meeting with Armstrong.	.30 hrs.
10/07/82	Telephone call from <u>The Enterprise Press</u> requesting copy of Order in Armstrong case.	.10 hrs.
10/07/82	Letter to <u>Executive Editor of The Enterprise Press</u> enclosing Preliminary Injunction Order in Armstrong.	.10 hrs.
10/27/82	Telephone call to Gerry re schedule for meeting with the <u>Enterprise Press</u> .	.10 hrs.
10/27/82	Telephone call from Gerry Armstrong re meeting with <u>The Enterprise Press</u> and status.	.20 hrs.
10/27/82	Telephone call to <u>The Enterprise Press</u> confirming meeting with Gerry Armstrong.	.10 hrs.
11/09/82	Conference with Armstrong and representatives of <u>The Press Enterprise</u> .	3.50 hrs.
11/19/82	Telephone call from <u>The Enterprise Press</u> re new developments and possible contacts.	.40 hrs.
11/30/82	Telephone call to <u>The Enterprise Press</u> re OK on <u>Kansas City Star</u> and status of recent developments in L. Ron Hubbard cases.	.40 hrs.
05/02/84	Telephone call from <u>The Press Enterprise</u> .	.50 hrs.
11/15/82	Telephone call from <u>St. Petersburg Times</u> , Mr. Cornwell, re article on Scientology.	.30 hrs.
11/16/82	Telephone call from <u>St. Petersburg Times</u> re setting up meeting with Gerry.	.20 hrs.
11/16/82	Telephone call to Gerry re meeting with <u>St. Petersburg Times</u> .	.10 hrs.

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11/16/82	Telephone call to <u>L.A. Times</u> re development on Mary Sue Hubbard filing.	.10 hrs.
11/16/82	Conference call with <u>L.A. Times</u> and Gerry Armstrong re L. Ron Hubbard.	1.00 hrs.
11/24/82	Conference with <u>KNBC</u> news reporter.	2.50 hrs.
11/30/82	Telephone call from <u>Kansas City Star</u> re interview with Armstrong.	.20 hrs.
11/30/82	Telephone call to Gerry re interview with <u>Kansas City Star</u> .	.25 hrs.
11/30/82	Telephone call to <u>Kansas City Star</u> giving OK to talk to Gerry.	.10 hrs.
12/02/82	Telephone call from <u>London Times</u> .	.30 hrs.
12/28/82	Telephone call from <u>Daily Breeze</u> , re interview with Armstrong.	.20 hrs.
12/28/82	Telephone call to Gerry re <u>Daily Breeze</u> and status of case.	.30 hrs.
12/28/82	Telephone call to <u>Daily Breeze</u> re no information from Armstrong.	.10 hrs.
01/04/83	Telephone call from <u>ABC News</u> re interview with Gerry.	.20 hrs.
01/04/83	Telephone call to Gerry re interview with <u>ABC News</u> ; status.	.30 hrs.
01/06/83	Telephone call from <u>Lynn Hare of Cable News Network</u> . (NB: This is approximately the same date that Vaughn Young and Paulette Cooper were interviewed on CNN re the Probate case.)	.20 hrs.
01/06/83	Telephone call to Gerry re appearance on <u>Cable News Network</u> .	.10 hrs.
01/06/83	Telephone call to <u>Cable News Network</u> to advise Gerry could not be on show.	.10 hrs.
01/17/83	Telephone call from <u>Herald Examiner</u> re Armstrong.	.20 hrs.
06/15/83	Telephone call from Gerry re contact with <u>California Magazine</u> .	.10 hrs.
03/20/84	Telephone call from <u>City News</u> re story.	.30 hrs.

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03/21/84	Telephone call from <u>Henry Under, City News</u> , re article.	.30 hrs.
04/04/84	Telephone call from <u>City News</u> re story.	.20 hrs.
04/05/84	Telephone call from <u>City News</u> .	.40 hrs.
06/25/84	Telephone call from <u>City News</u> .	.30 hrs.
04/04/84	Telephone call from <u>Sacramento Bee</u> re statement.	.20 hrs.
04/05/84	Conference with reporter from <u>Sacramento Bee</u> .	.50 hrs.
05/02/84	Telephone call from <u>Dale Maharidge of Sacramento Bee</u> .	.20 hrs.
04/30/84	Telephone call to <u>Doug Bruckner</u> re story on Armstrong trial.	.20 hrs.
06/25/84	Telephone call from <u>New York Times</u> re judgment.	.30 hrs.
06/27/84	Telephone call from <u>Clearwater Sun</u> re Laurel testimony.	.30 hrs.
06/27/84	Telephone call from <u>Clearwater Sun</u> re developments.	.20 hrs.

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E. OTHER CASES:

10/14/82	Telephone call to Armstrong re status and possibility of deposition in <u>Cooper</u> case.	.20 hrs.
10/19/82	Telephone call from Armstrong re his deposition in the <u>Cooper</u> case and status in his case.	.20 hrs.
11/17/83	Telephone call from Flynn re settlement meeting; Motion for Summary Judgment; <u>Cooper</u> motion to get documents.	.40 hrs.
12/07/83	Telephone call from Flynn re status on <u>Cooper</u> and Armstrong.	.40 hrs.
02/06/84	Telephone call from Gerry Armstrong re <u>Cooper</u> deposition; Motion to Compel Production of Documents and L. Ron Hubbard appeal.	.40 hrs.
02/08/84	Telephone call to Barry Litt confirming Armstrong deposition for 2/21 and 2/22. (<u>Cooper</u> case)	.10 hrs.
02/15/84	Telephone call from Mike re deposition of Armstrong. (<u>Cooper</u> case)	.30 hrs.
02/21/84	Attendance at deposition of Gerry Armstrong. (<u>Cooper</u> case)	8.00 hrs.
11/10/82	Telephone call to Mike Flynn re sealed documents for <u>Peterson v. Scientology</u> cases.	.20 hrs.
11/15/82	Telephone call to Flynn re documents. (<u>Peterson v. Scientology</u> cases)	.30 hrs.
11/23/82	Telephone call from Walter Cochran-Bond re viewing documents at courthouse. (<u>Peterson v. Scientology</u> cases)	.10 hrs.
04/25/83	Telephone call from Magnuson re Stipulation on <u>Peterson</u> case; transcript of Mary Sue Hubbard deposition.	.40 hrs.
11/04/83	Court appearance in Department 85, Los Angeles Superior Court, pursuant to Motions to Initiate Discovery. (<u>Peterson</u> case)	2.50 hrs.

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11/04/83	Preparation of memo to file re hearing on Motions to Initiate Discovery. (<u>Peterson</u> case)	.20 hrs.
03/02/84	Preparation of Motion to Initiate Discovery for Armstrong, <u>Peterson</u> , <u>Garrity</u> , <u>Jefferson</u> , <u>Lockwood</u> and <u>Christofferson</u> .	1.00 hrs.
03/05/84	Review and edit Motion to Initiate Discovery. (<u>Peterson</u> cases)	.30 hrs.
03/06/84	Telephone call to messenger to arrange for hand delivery and filing of our Motion. (<u>Peterson</u> cases)	.30 hrs.
03/06/84	Telephone call to messenger to further arrange delivery and filing of our Motion. (<u>Peterson</u> cases)	.20 hrs.
01/25/83	Telephone call from Walt Logan re Gerry's deposition in the <u>McLean</u> case.	.25 hrs.
01/26/83	Telephone call to Walt Logan re deposition of Gerry Armstrong in <u>McLean</u> .	.20 hrs.
01/26/83	Telephone call to Gerry re deposition on February 8 and 9. (<u>McLean</u>)	.20 hrs.
01/26/83	Telephone call to Magnuson re location of <u>McLean</u> deposition.	.10 hrs.
03/31/83	Telephone call to Walt Logan re materials he needs to get Armstrong documents. (<u>McLean</u>)	.10 hrs.
04/12/83	Telephone call from Walt Logan. (<u>McLean</u>)	.40 hrs.
11/16/83	Receive and review portions of deposition transcript in <u>McLean</u> , as well as Gerry's letter.	.40 hrs.
11/16/83	Letter to Flynn re Armstrong deposition transcript in <u>McLean</u> case.	.20 hrs.
12/28/83	Receive and review deposition transcripts of Gerry from <u>McLean</u> .	.50 hrs.
01/27/83	Telephone call from Wilkie Cheong re Armstrong deposition in <u>Estate of L. Ron Hubbard</u> case.	.10 hrs.
04/06/83	Telephone call from Wilkie Cheong requesting Order of Preliminary Injunction and copy of Armstrong deposition in <u>Estate</u> case.	.10 hrs.

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04/06/83	Letter to Wilkie Cheong enclosing Order re discovery of Armstrong documents with explanation of procedure and interpretation of Cole's handwriting. (<u>Estate</u> case)	.40 hrs.
05/05/83	Letter to Wilkie Cheong enclosing Gerry's deposition transcript in <u>Estate of L. Ron Hubbard</u> case.	.20 hrs.
05/10/83	Telephone call from Wilkie Cheong re Armstrong declaration for <u>Estate</u> case.	.30 hrs.
05/10/83	Telephone call from Gerry re status and declaration he did for Flynn. (<u>Estate</u> case)	.20 hrs.
05/11/83	Telephone call to Flynn re Armstrong declaration to be filed in <u>Estate</u> case.	.30 hrs.
05/11/83	Telephone call to Wilkie Cheong re Armstrong declaration to be filed in <u>Estate</u> case.	.30 hrs.
05/12/83	Receive and review declaration and letter from Flynn re our depositions. (<u>Estate</u> case)	.30 hrs.
05/12/83	Telephone call from Gerry re signing of declaration in <u>Estate</u> case.	.10 hrs.
06/28/83	Preparation of declaration for contempt proceedings in <u>Estate</u> case.	1.00 hrs.
08/18/83	Letter to Court Clerk requesting certified copies of Hubbard Declaration. (<u>Estate</u> case)	.20 hrs.
04/04/83	Telephone call from John McNamara requesting Affidavit re letter we received from Heller on L. Ron Hubbard. (<u>Omaha</u> case)	.30 hrs.
04/05/83	Preparation of Affidavit for case in Omaha, Nebraska, re Flynn referral. Letter to Mr. McNamara enclosing Affidavit. (<u>Omaha</u> case)	.40 hrs.
05/20/83	Telephone call from Gary McMurry re interview of Gerry. (<u>Christofferson</u> case)	.30 hrs.
05/20/83	Telephone call to Gerry re meeting with Gary McMurry on 5/27 for interview. (<u>Christofferson</u> case)	.20 hrs.

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05/20/83	Telephone call to Gary McMurry confirming 5/27 for meeting and interview of Gerry. (<u>Christofferson</u> case)	.20 hrs.
05/25/83	Telephone call from Armstrong re confirmation of meeting with Gary McMurry. (<u>Christofferson</u> case)	.10 hrs.
05/26/83	Telephone call from Gary McMurry re cancellation of morning meeting. (<u>Christofferson</u> case)	.20 hrs.
05/27/83	Conference with Gary McMurry and Gerry. (<u>Christofferson</u> case)	3.50 hrs.
06/10/83	Receive and review correspondence from Gary McMurry re client. (<u>Christofferson</u> case)	.10 hrs.
09/02/83	Preparation of Motion to Initiate Discovery. (<u>Christofferson</u> case)	1.00 hrs.
09/02/83	Preparation of Notice of Appearance. (<u>Christofferson</u> case)	.40 hrs.
09/07/83	Telephone call from McMurry's office re Motion to Initiate Discovery. (<u>Christofferson</u> case)	.30 hrs.
09/07/83	Review Motion to Initiate Discovery. (<u>Christofferson</u> case)	.40 hrs.
09/07/83	Telephone call to attorney McMurry in Oregon re Titchbourne Motion; with letter forwarding copy of same. (<u>Christofferson</u> case)	.25 hrs.
09/23/83	Telephone call to Gary McMurry re Request for Continuance. (<u>Christofferson</u> case)	.20 hrs.
09/27/83	Telephone call to attorney Wade re Proof of Service on Titchbourne. (<u>Christofferson</u> case)	.10 hrs.
09/29/83	Telephone call from Magnuson re Order to Show Cause to continue hearing on Titchbourne. (<u>Christofferson</u> case)	.10 hrs.
09/29/83	Telephone call from attorney service re incorrect Notice as to Motion to Initiate Discovery; prepare, serve and file Amended Notice. (<u>Christofferson</u> case)	.50 hrs.

700212

09/29/83	Telephone call to Mike Magnuson re Order Shortening Time to get continuance on Discovery Motion. (<u>Christofferson</u> case)	.20 hrs.
09/29/83	Telephone call to Ron Wade re Order Shortening Time to get continuance. (<u>Christofferson</u> case)	.20 hrs.
09/29/83	Telephone call from Ron Wade re Motion for Discovery. (<u>Christofferson</u> case)	.40 hrs.
09/29/83	Telephone call from Michael Magnuson re Motion for Continuance. (<u>Christofferson</u> case)	.30 hrs.
09/29/83	Telephone call to Judge Savitch re Continuance. (<u>Christofferson</u> case)	.30 hrs.
09/29/83	Telephone call to Magnuson re Continuance. (<u>Christofferson</u> case)	.30 hrs.
09/30/83	Telephone call from Magnuson confirming court appearance. (<u>Christofferson</u> case)	.20 hrs.
09/30/83	Court appearance in Department 85, Los Angeles Superior Court, pursuant to Motion to Continue Motion of Titchbourne to Initiate Discovery. (<u>Christofferson</u> case)	3.50 hrs.
10/03/83	Telephone call from attorney service re new date for Motion to Initiate Discovery. (<u>Christofferson</u> case)	.10 hrs.
10/03/83	Long letter to Ron Wade re Motion to Continue Motion to Initiate Discovery. (<u>Christofferson</u> case)	.50 hrs.
10/11/83	Telephone call to Mike Magnuson re <u>Christofferson</u> Motion.	.30 hrs.
11/01/83	Receive and review letter and Notice of Appearance from Charles Merten. . (<u>Christofferson</u> case)	.20 hrs.
11/02/83	Telephone call from Ron Wade re hearing on Motion to Initiate Discovery. (<u>Christofferson</u> case)	.40 hrs.
11/04/83	Court appearance in Department 85, Los Angeles Superior Court, pursuant to Motions to Initiate Discovery. (<u>Christofferson</u> case)	2.50 hrs.

700213

11/04/83	Telephone call to Ron Wade re outcome on Titchbourne Motion. (<u>Christofferson</u> case)	.30 hrs.
11/04/83	Preparation of memo to file re hearing on Motions to Initiate Discovery. (<u>Christofferson</u> case)	.20 hrs.
03/02/84	Preparation of Motion to Initiate Discovery for Armstrong, Peterson, Garrity, Jefferson, Lockwood and <u>Christofferson</u> .	1.00 hrs.
03/05/84	Review and edit Motion to Initiate Discovery. (<u>Christofferson</u> case)	.30 hrs.
03/06/84	Telephone call to messenger to arrange for hand delivery and filing of our Motion. (<u>Christofferson</u> case)	.30 hrs.
03/06/84	Telephone call to messenger to further arrange delivery and filing of our Motion. (<u>Christofferson</u> case)	.20 hrs.
03/19/84	Telephone call to Ron Wade re continuance of Motions. (<u>Christofferson</u> case)	.10 hrs.
03/19/84	Telephone call to Gerry re continuance of hearing. (<u>Christofferson</u> case)	.30 hrs.
03/19/84	Telephone call to Charles Merten re continuance of hearing. (<u>Christofferson</u> case)	.10 hrs.
03/01/84	Receive and review Motion to Initiate Discovery by Martin <u>Samuels</u> .	.40 hrs.
03/02/84	Telephone call to Clerk to get hearing date for Motion of Oregon attorneys. (<u>Samuels</u> case)	.20 hrs.
03/02/84	Telephone call to attorney Wade re filing and service of Motion. (<u>Samuels</u> case)	.30 hrs.
03/19/84	Telephone call to Ron Wade re continuance of Motions. (<u>Samuels</u> case)	.10 hrs.
03/19/84	Telephone call to Gerry re continuance of hearing. (<u>Samuels</u> case)	.30 hrs.
03/19/84	Telephone call to Marc Blackman re continuance of hearing. (<u>Samuels</u> case)	.10 hrs.
03/05/84	Telephone call to Walt Logan re case on Pre-Clear files. (<u>Wakefield</u> case)	.30 hrs.

700214

04/12/84	Telephone call from Greene & O'Reilly re copies of Motion to Initiate Discovery. (<u>Hollersheim</u> case)	.20 hrs.
04/12/84	Letter to Greene & O'Reilly forwarding Motion to Initiate. (<u>Hollersheim</u> case)	.20 hrs.

700215

C. GOVERNMENT CONTACTS:

09/26/82	Telephone call from <u>Martin Cohen, IRS attorney.</u> (NB: Jim Morrow believes that Cohen was just finishing a brief for filing about the first of October.)	.40 hrs.
05/06/83	Telephone call to <u>Florida Assistant State Attorney</u> re Motion to obtain Armstrong documents.	.20 hrs.
05/06/83	Letter to <u>Assistant State Attorney</u> in Florida, re Preliminary Injunction and Motion to Intervene re documents with enclosures.	.40 hrs.
09/20/83	Telephone call from <u>Ray Emmons</u> re obtaining Scientology materials.	.30 hrs.
09/20/83	Letter to <u>Ray Emmons</u> with enclosures.	.50 hrs.
06/25/84	Telephone call from <u>Rose Zoltek of Attorney General's office in Toronto.</u>	.30 hrs.

700216

D. UNKNOWN PERSONS, SQUIRRELS, ETC.:

01/18/84	Telephone call from <u>Tom Koustner</u> re deposition of Armstrong.	.30 hrs.
06/15/84	Telephone call from <u>Valerie Stansfield</u> re status.	.20 hrs.
06/21/84	Receive and review Court's Intended Decision; telephone calls from and telephone calls to <u>numerous individuals</u> re judgment.	3.00 hrs.
06/22/84	Numerous telephone calls to and from <u>various individuals</u> re judgment; office conferences.	6.00 hrs.
06/26/84	Telephone call from <u>Brenda Yates</u> re copies of exhibits.	.30 hrs.
06/27/84	Telephone call from <u>individual</u> re case.	.10 hrs.

700217

E. MISCELLANEOUS NON-BILLABLE ITEMS:

09/10/82	Office conference re use of Lexis for research.	.20 hrs.
10/08/82	Long distance call to Mike Flynn re most recent Armstrong declaration. (NB: NO case is given and this may well be for the McLeans or another case.	.10 hrs.

700218

RE: INVOLVEMENT BY JOCELYN:

08/05/82	Reviewed documentation provided by Gerry and <u>Jocelyn</u> , and statements of involvement re Scientology.	1.00 hrs.
04/19/83	Conference with <u>Jocelyn</u> re Declarations of Gerry and Omar.	.50 hrs.
05/02/84	Telephone call from <u>Jocelyn</u> re service of Writ.	.20 hrs.
05/17/84	Telephone call from <u>Jocelyn Armstrong</u> .	.20 hrs.

700219

CONTACTS WITH AFFILIATED OPPOSITION ATTORNEYS:

01/25/83	Telephone call from <u>Walt Logan</u> re Gerry's deposition in the McLean case.	.25 hrs.
01/26/83	Telephone call to <u>Walt Logan</u> re deposition of Gerry Armstrong in McLean.	.20 hrs.
03/31/83	Telephone call to <u>Walt Logan</u> re materials he needs to get Armstrong documents. (McLean)	.10 hrs.
04/12/83	Telephone call from <u>Walt Logan</u> . (McLean)	.40 hrs.
03/05/84	Telephone call to <u>Walt Logan</u> re case on Pre-Clear files. (Wakefield case)	.30 hrs.
01/27/83	Telephone call from <u>Wilkie Cheong</u> re Armstrong deposition in Estate of L. Ron Hubbard case.	.10 hrs.
04/06/83	Telephone call from <u>Wilkie Cheong</u> requesting Order of Preliminary Injunction and copy of Armstrong deposition in Estate case.	.10 hrs.
04/06/83	Letter to <u>Wilkie Cheong</u> enclosing Order re discovery of Armstrong documents with explanation of procedure and interpretation of Cole's handwriting. (Estate case)	.40 hrs.
05/05/83	Letter to <u>Wilkie Cheong</u> enclosing Gerry's deposition transcript in Estate of L. Ron Hubbard case.	.20 hrs.
05/10/83	Telephone call from <u>Wilkie Cheong</u> re Armstrong declaration for Estate case.	.30 hrs.
05/11/83	Telephone call to <u>Wilkie Cheong</u> re Armstrong declaration to be filed in Estate case.	.30 hrs.
04/04/83	Telephone call from <u>John McNamara</u> requesting Affidavit re letter we received from Heller on L. Ron Hubbard. (Omaha case)	.30 hrs.
05/20/83	Telephone call from <u>Gary McMurry</u> re interview of Gerry. (Christofferson case)	.30 hrs.
05/20/83	Telephone call to <u>Gary McMurry</u> confirming 5/27 for meeting and interview of Gerry. (Christofferson case)	.20 hrs.
05/26/83	Telephone call from <u>Gary McMurry</u> re cancellation of morning meeting. (Christofferson case)	.20 hrs.

7C0220

05/27/83	Conference with <u>Gary McMurry</u> and Gerry. (Christofferson case)	3.50 hrs.
06/10/83	Receive and review correspondence from <u>Gary McMurry</u> re client. (Christofferson case)	.10 hrs.
09/07/83	Telephone call from <u>McMurry's office</u> re Motion to Initiate Discovery. (Christofferson case)	.30 hrs.
09/07/83	Telephone call to attorney <u>McMurry</u> in Oregon re Titchbourne Motion; with letter forwarding copy of same. (Christofferson case)	.25 hrs.
09/23/83	Telephone call to <u>Gary McMurry</u> re Request for Continuance. (Christofferson case)	.20 hrs.
06/25/84	Letter to <u>Gary McMurry</u> re Intended Decision.	.30 hrs.
08/03/83	Telephone call to <u>Paul Morantz</u> re Armstrong case.	.80 hrs.
09/27/83	Telephone call to attorney <u>Wade</u> re Proof of Service on Titchbourne. (Christofferson case)	.10 hrs.
09/29/83	Telephone call to <u>Ron Wade</u> re Order Shortening Time to get continuance. (Christofferson case)	.20 hrs.
09/29/83	Telephone call from <u>Ron Wade</u> re Motion for Discovery. (Christofferson case)	.40 hrs.
10/03/83	Long letter to <u>Ron Wade</u> re Motion to Continue Motion to Initiate Discovery. (Christofferson case)	.50 hrs.
11/02/83	Telephone call from <u>Ron Wade</u> re hearing on Motion to Initiate Discovery. (Christofferson case)	.40 hrs.
11/04/83	Telephone call to <u>Ron Wade</u> re outcome on Titchbourne Motion. (Christofferson case)	.30 hrs.
03/02/84	Telephone call to attorney <u>Wade</u> re filing and service of Motion. (Samuels case)	.30 hrs.
03/19/84	Telephone call to <u>Ron Wade</u> re continuance of Motions. (Samuels case)	.10 hrs.

700221

EXHIBIT A

04/12/84	Telephone call from <u>Greene & O'Reilly</u> re copies of Motion to Initiate Discovery. (Wollersheim case)	.20 hrs.
04/12/84	Letter to <u>Greene & O'Reilly</u> forwarding Motion to Initiate. (Wollersheim case)	.20 hrs.

700222

RE: WITNESSES:

04/12/83	Telephone call from Gerry re status of Opposition to Motion; getting declarations from Omar and <u>Sullivan</u> .	.20 hrs.
04/28/83	Telephone call from <u>Laurel Sullivan</u> re Armstrong case.	1.00 hrs.
04/28/83	Telephone call to Flynn re <u>Laurel Sullivan</u> .	.60 hrs.
05/02/83	Telephone call to Gerry re Plaintiffs' case; re conversation with <u>Laurel Sullivan</u> .	.40 hrs.
04/26/84	Conference with <u>Sullivan</u> , Flynn and Armstrong re Sullivan deposition.	1.00 hrs.
04/27/84	Telephone call to <u>Laurel Sullivan</u> .	.50 hrs.

700223

The Commonwealth of Massachusetts

MICHAEL JOSEPH CONNOLLY

Secretary of the Commonwealth

STATE HOUSE

BOSTON, MASS. 02133

ARTICLES OF ORGANIZATION

(Under G.L. Ch. 156B)

Incorporators

NAME

POST OFFICE ADDRESS

Include given name in full in case of natural persons; in case of a corporation, give state of incorporation.

Kevin Mark Flynn	12 Union Wharf	Boston, Massachusetts
Cheryl Flynn	12 Union Wharf	Boston, Massachusetts
Michael J. Flynn	12 Union Wharf	Boston, Massachusetts

The above-named incorporator(s) do hereby associate (themselves) with the intention of forming a corporation under the provisions of General Laws, Chapter 156B and hereby state(s):

1. The name by which the corporation shall be known is:

Flynn Associates Management Corporation

2. The purposes for which the corporation is formed are as follows:

1. To carry on and entertain any business, undertaking, transaction, or operation commonly carried on or undertaken by capitalists, promoters, financiers, contractors, merchants, commission men, and agents, and in the course of such business to draw, accept, indorse, acquire, and sell all or any negotiable or transferable instruments and securities, including debentures, bonds, notes and bills of exchange.

2. To issue on commission, subscribe for, acquire, hold, sell, exchange, and deal in shares, stocks, bonds, obligations, or securities of any public or private corporation, government, or municipality, and to hold, purchase or otherwise dispose of shares of the capital stock, bonds, debentures, or other evidences of indebtedness created by any other corporation or corporations, and while the owner thereof to exercise all the rights and privileges of ownership, including the right to vote thereon.

(continued on page 2A)

60-211031

NOTE: If provisions for which the space provided under Articles 2, 4, 5 and 6 is not sufficient additions should be set out on continuation sheets to be numbered 2A, 2B, etc. Indicate under each Article where the provision is set out. Continuation sheets shall be on 8 1/2" x 11" paper and must have a left-hand margin 1 inch wide for binding. Only one side should be used.

EXHIBIT B

700224

2A.

3. To form, promote, and assist financially or otherwise, companies, syndicates, partnerships, and associations of all kinds, and to give any guaranty in connection therewith or otherwise for the payment of money, or for the performance of any obligations or undertaking.

4. To acquire, improve, manage, work, develop, exercise all rights in respect of, lease, mortgage, sell, dispose of, turn to account, and otherwise deal with property of all kinds, and in particular business concerns and undertakings.

700225

3. The total number of shares and the par value, if any, of each class of stock which the corporation is authorized is as follows:

CLASS OF STOCK	WITHOUT PAR VALUE	WITH PAR VALUE		
	NUMBER OF SHARES	NUMBER OF SHARES	PAR VALUE	AMOUNT
Preferred				\$
Common	100			

4. If more than one class is authorized, a description of each of the different classes of stock with, if any, the preferences, voting powers, qualifications, special or relative rights or privileges as to each class thereof and any series now established:

None.

5. The restrictions, if any, imposed by the Articles of Organization upon the transfer of shares of stock of any class are as follows:

None.

6. Other lawful provisions, if any, for the conduct and regulation of the business and affairs of the corporation, for its voluntary dissolution, or for limiting, defining, or regulating the powers of the corporation, or of its directors or stockholders, or of any class of stockholders:

None.

700226

EXHIBIT B

7. By-laws of the corporation have been duly adopted and the initial directors, president, treasurer, and clerk, whose names are set out below, have been duly elected.
8. The effective date of organization of the corporation shall be the date of filing with the Secretary of the Commonwealth or if later date is desired, specify date, (not more than 30 days after date of filing.)
9. The following information shall not for any purpose be treated as a permanent part of the Articles of Organization of the corporation.
- a. The post office address of the initial principal office of the corporation in Massachusetts is:

12 Union Wharf Boston Mass

- b. The name, residence and post office address of each of the initial directors and following officers of the corporation are as follows:

NAME	RESIDENCE	POST OFFICE ADDRESS
President: Kevin M. Flynn	12 Union Wharf	Boston, Massachusetts
Vice President: Cheryl Flynn	12 Union Wharf	Boston, Massachusetts
Treasurer: Kevin M. Flynn	12 Union Wharf	Boston, Massachusetts
Clerk: Michael J. Flynn	12 Union Wharf	Boston, Massachusetts

Directors:

Kevin M. Flynn
Cheryl Flynn
Michael J. Flynn

- c. The date initially adopted on which the corporation's fiscal year ends is:
December 31
- d. The date initially fixed in the by-laws for the annual meeting of stockholders of the corporation is:
January 30
- e. The name and business address of the resident agent, if any, of the corporation is:
None.

IN WITNESS WHEREOF and under the penalties of perjury the above-named INCORPORATOR(S) sign(s) these Articles of Organization this _____ day of _____ 19 _____

700227

[Signature]
Cheryl Flynn
Michael J. Flynn

The signature of each incorporator which is not a natural person must be by an individual who shall show the capacity in which he acts and by signing shall represent under the penalties of perjury that he is duly authorized on his behalf to sign these Articles of Organization.

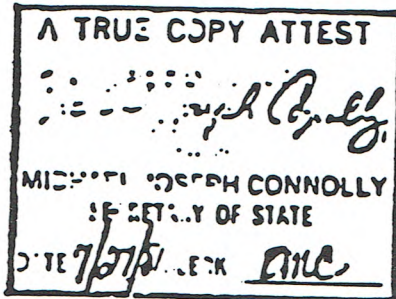
SECRETARY OF
THE COMMONWEALTH

THE COMMONWEALTH OF MASSACHUSETTS

20 AUG 27 PM 3 53

CORPORATION DIVISION

ARTICLES OF ORGANIZATION
GENERAL LAWS, CHAPTER 156B, SECTION 12



I hereby certify that, upon an examination of the within-written articles of organization, duly submitted to me, it appears that the provisions of the General Laws relative to the organization of corporations have been complied with, and I hereby approve said articles; and the filing fee in the amount of \$ 125 having been paid, said articles are deemed to have been filed with me this

August 28th day of 1980.

Effective date

Michael Joseph Connolly
MICHAEL JOSEPH CONNOLLY
Secretary of the Commonwealth

TO BE FILLED IN BY CORPORATION
PHOTOCOPY OF ARTICLES OF ORGANIZATION TO BE SENT

Michael J. Flynn
13
Boston Mass 02119

FILING FEE: 1/20 of 1% of the total amount of the authorized capital stock with par value, and one cent a share for all authorized shares without par value, but not less than \$125.00 General Laws, Chapter 156B. Shares of stock with a par value of less than one dollar shall be deemed to have par value of one dollar per share.

700228

Copy Mailed SEP 11 1980

EXHIBIT B

FLYNN ASSOCIATES MANAGEMENT CORPORATION
CLASS ACTION CASE DEVELOPMENT PROGRAM

TABLE OF CONTENTS

ABOUT THIS PROPOSAL

- I. INTRODUCTION BY ATTORNEY MICHAEL J. FLYNN
- II. PRESENT CASES
- III. PRESENT CLIENTS - CASES TO BE FILED
- IV. MAY CONFERENCE
- V. SCIENOTOLOGY LOSS OF INCOME
- VI. CONSERVATIVE COST OF DEFENDING A PROTOTYPE CASE
- VII. SUMMARY
- VIII. INVESTORS PROSPECTUS TO PURCHASE SHARES IN FLYNN ASSOCIATES MANAGEMENT CORPORATION
 - 1. DESCRIPTION
 - 2. THE PROBLEM IN CLEARWATER
 - 3. THE PROPOSAL
 - TABLE A - EXPENSE SCHEDULE
 - TABLE B - BALANCE SHEET
 - TABLE C - REVENUE MODELS
- IX. CONTRACT

MAY 12-20 (81)
PACK
(FRANCO Docs)

700229

77

ABOUT THIS PROPOSAL...

THE FOLLOWING PROPOSAL WAS PREPARED FOR THE LAW FIRM OF MICHAEL FLYNN BY FLYNN ASSOCIATES MANAGEMENT CORPORATION... (F.A.M.CO) ~~IT IS A...~~

~~THE PROPOSAL IS AS FOLLOWS~~

THE PROPOSAL ~~IS~~ BEGINS WITH A SHORT HISTORY OF THE LITIGATION FOLLOWED BY AN ANALYSIS OF PAST AND FUTURE CASES. ~~THE~~ ^{THE} ~~AN~~ EVALUATION OF THE ~~THE~~ ^{IMPACT} ~~THE~~ LITIGATION HAS HAD ON SCIENTOLOGY, RELATIVE TO SCIENTOLOGY COSTS AND ^{WIFE} INCOME. ~~LOSS IS...~~

FINALLY, FLYNN ASSOCIATES MANAGEMENT CORPORATION ~~(F.A.M.CO)~~ ^{A NETWORK} ~~IS~~ ORGANIZED. ~~GENERAL THESIS~~ OF LAWYERS THROUGHOUT THE U.S. AND PREPARED A SYSTEM OF "TURN KEY" LAWSUITS IN STRATEGIC GEOGRAPHIC AREAS. DISCUSSION OF THIS IS INCLUDED WITHIN THE PROPOSAL UNDER THE SECTION ENTITLED "MAY CONFERENCE". THE MAY CONFERENCE IS A MEETING OF ~~THE~~ ^{LITIGATING SCIENTOLOGY CASES,} LAWYERS TO DISCUSS OVERALL SCIENTOLOGY STRATEGY.

700230

ALSO
COULD
1962

INVEST ^{AS} PROSPECTUS TO
PACHASK SHARLS IN ⁴² PAN CO

DESCRIPTION: ~~FLYNN ASSOCIATES~~ IS A
MANAGEMENT ^{CO.} ~~COMPANY~~, ~~AS~~ IT
WAS ORGANIZED TO ~~STRENGTHEN~~
MANAGE AND OVERSEE ^{THE} OPERATIONS
AND STRATEGY OF ALL SCIENTOLOGY
LITIGATION OF MICHAEL FLYNN &
ASSOCIATES, ~~THE~~

MICHAEL FLYNN ASSOCIATES
FOR A GROUP OF LAWYERS ~~WITH~~
~~WHICH~~ ^{WHO} ~~ON~~
DEVELOP OF ~~THEIR~~ ^{SCIENTOLOGICAL} ~~CHURCH~~, ~~THE~~
LITIGATION AND/OR ~~AGAINST~~
THE CHURCH OF SCIENTOLOGY
NATIONWIDE.

^{Writeout} ~~FLYNN ASSOCIATES~~ CONTRACT WITH
MICHAEL FLYNN ASSOCIATES
INCLUDES ^{THE FOLLOWING 3 AREAS} ~~COORDINATION AND~~
DEVELOPMENT; ~~OF WHICH~~ ~~OVER~~
THE PAST TWO YEARS HUNDREDS OF
CLIENTS, LAWYERS, INSURERS, BANKS,
ETC., HAVE CONTACTED MICHAEL
FLYNN ASSOCIATES FOR HELP AND
INFORMATION. ^{AS A RESULT,} ~~IN ORDER TO~~
~~HANDLE~~ MICHAEL FLYNN ASSOCIATES
HAS BECOME ~~THE~~ BASE OF
INFORMATION AND OPERATIONS OF
SCIENTOLOGY LITIGATION. ~~IT ALSO~~
ADMINISTRATES ^{THIS} INFLOW AND
OUTFLOW OF ~~PROPER~~ AND
INFORMATION.

700231

② PLANNING

HISTORY - AT THE INCEPTION
OF SCIENTOLOGY LITIGATION,
MICHAEL FLYNN AND ASSOCIATE
LAWYERS HAD ONE LAWSUIT
AGAINST THE CHURCH OF SCIEN-
TOLOGY. ~~AT THE TIME~~ WHEN
THE SUIT WAS FILED, THE MEDIA
PICKED UP ON IT ~~AND~~ ^{RESULTING}
~~WENT~~ IN A BARRAGE OF
LOCAL MEDIA ATTENTION. THE
LOCAL CHURCH OF SCIENTOLOGY
IMMEDIATELY RESPONDED, ^{ISSUING} ~~THE~~
~~STATEMENT~~ DETAILING STATEMENTS
AND ~~THE~~ FILING BOARD OF OUR
OVERSHEER COMPLAINTS AGAINST
MICHAEL FLYNN, THE PUBLICITY
CAUSED WENT DISTRACTED
SCIENTOLOGIST TO COME FORWARD
ASKING FOR ATTORNEYS FLYNN'S
HELP. THE NEWS OF ^{EXERCISES} ~~THE~~
~~LITIGATION~~ ^{WENT} ~~ON~~ ^{ONLY}
~~WENT~~ ^{NOT} ~~UNTIL~~ ^{UNTIL} FLYNN'S
OFFICE DECLINED IN ^{ACCORD} ~~ACCORD~~
OF HANDLING THE ^{PROBLEM} ~~PROBLEM~~,
MATERIAL, AND DOCUMENTS IT
WAS DESIGNED WITH.

coming
forward

700232

TAL

AT 11-11-11

~~مجلس شورای اسلامی~~

A hand-drawn diagram of a roof structure. It shows a central horizontal line representing the ridge, with two sloping lines extending downwards from it, forming a triangular shape. The lines are drawn with a dark pen on a light background.

~~_____~~

Handwritten musical notation on a five-line staff. The notation includes various notes, rests, and a double bar line. The ink is dark and the handwriting is fluid.

FUTHER

FILED ON BEHALF OF EXSCA

72. COS T / DIT - 5/11/1961

1007 18 1900 1902 1904 1906 1908 1910

✓ LAUREY ~~THOMAS~~, COURT AND ASSOC.

RELATIVE VALUE ^{IN 1950} ~~BASED ON~~

NO VALUE AND APPROPRIATE



11. 7/11/50

STATION AND PROPOSED

~~Handwritten scribbles and signatures~~

• A PLANT WATER

(Euler's and Gauss) or

81

THE MEDIA GOT WIND OF
THREE AVAILABLE STORIES, ~~FOR~~
~~FORWARDED TO~~ RESULTING IN
OBJECTIVE BEING LOST AND
THE SCIENTOLOGIST STAFF BEING
~~REPORT~~ THE LAWYER AND THE
MEDIA, ~~AND~~ EFFECTIVELY
DISRUPTING THE LAWYER
OBJECTIVE AND DOMINATION
OF THEIR LAW SUITS

700234

EVALUATION OF REACHABLE
ASSETS IN ~~ALL~~ THE
MAJOR GEOGRAPHIC LOCATIONS
WHERE LAWSUITS ARE FILED,
AND ANALYSIS OF THE OPTIONS
CONCERNING "WHERE DO
(THAT) WE GO FROM HERE" ~~AND~~

4/24
FINALLY UNDER THE HEADING
OF PLANNING, PARCO ~~WILL~~
~~CONSIDERATION OF THE~~
~~REACHED LOCATIONS WITH WHICH DIRECTION~~
~~TO DETERMINE THE DIRECTION~~
SHOULD PROCEED, PREPARED
A FINANCIAL COST PROFILE
LOOKING AT EACH OPTION
OPEN TO THE LAWYERS CON-
CERNING WHICH DIRECTION
TO PROCEED.

700235

CLEARWATER

SINCLAIR, 1976. CHA. COPY

OF CLEARWATER, FLORIDA HAS
BECOME DESERT WITH THE PRO-
BLEM OF ~~HAVING~~ THE HAVING
THE SCIENTOLOGY CULT ~~INFLUENCING~~
~~AFFECTING~~ INFLUENCING
THE RADICAL OF THE COMMUNITY.
~~TEN PERCENT OF THE~~ ^{SIXTY} FIVE YEAR TREASURY ~~IN~~
THE COMMUNITY. ~~AS A RESULT~~
~~FOR~~ CHARACTER EXTERNAL
ILL FEELING, AS OVER THE YEARS
THE ~~MANY~~ ^{MANY} HAVE INVOLVED
MANY STORIES OF SCIENTOLOGY
ACTIVITIES IN CLEARWATER,
~~WITH SUBJECTS BEING A BLACK~~
~~AND~~ AS A RESULT OF THIS
NEGLECT ATTENTION THE CITY
HAS RECEIVED A "BLACK RISK"
OF JOBS, LOSING THE ABILITY
OF NEW TAXPAYERS -
AND BUSINESS TO LOCATE THEM.
SCIENTOLOGY PROPRIETARY HAS
CLEARWATER FROM ~~MAINTAINING~~ MAINTAINING
PRIOR BUSINESS AND REAL
ESTATE VALUES RESULTING IN
A DYING DOWN TOWN. ~~THIS IS~~

700236

WHY THIS HAPPENS ^{CAN} BE SHOWN BY LOOKING AT A
SIMILAR EXPERIENCE ON FOUNTAIN
AVE IN HOLLYWOOD CALIFORNIA.
~~THE SCIENTOLOGY CENTER FOR~~
SCIENTOLOGY PURCHASED ~~THE~~
NUMBER OF BUILDINGS IN
HOLLYWOOD IN THE SIXTH
AND EARLY SEVENTIES AND RE-
CONVERTED THEM ~~TO~~ TO HOUSE
AND TRAIN SCIENTOLOGISTS.
~~THE~~ SCIENTOLOGIST ~~WAS~~ ON THE
WAGE DIRECT MOST OR ALL OF
THEIR INCOME TO THE
SCIENTOLOGY ~~WAGE~~ ORGANIZATION
AS A RESULT THESE SCIENTOLOGISTS
HAVE LITTLE OR NO INCOME
TO DISPERSE WITHIN THE ~~SCIENTOLOGY~~
BUSINESS COMMUNITY. ~~THEY~~ ^{THEY}
GO ON WELFARE IN ORDER TO
SURVIVE. HEARIN LIES THE
ROOT OF THE PROBLEM. AS
MORE SCIENTOLOGIST MOVE INTO
THE AREA THE SCIENTOLOGY
ORGANIZATION PURCHASES
SURROUNDING REAL ESTATE
AT DEERSED PRICES DRIVING
PRODUCTIVE REVENUE PRODUCERS
OUT TO MORE AFFLUENT ~~AREAS~~ ^{AREAS}
WHERE MONEY ~~STILL~~ STILL
FLOWS BETWEEN PROPER AND
BUSINESS.

700237

A LOOK AT HOLLYWOOD TODAY
VENUS TWENTY YEARS AGO STANK
TWENTY YEARS AGO HOLLYWOOD
CALIFORNIA WAS THE HOME
OF MIDDLE AND UPPER CLASS
CITIZEN. TO DATE IT HAS
BEEN TRANSFORMED INTO
A WELFARE COMMUNITY, ~~FOR~~
WELFARE OR LOW INCOME.
NON SCIENTOLOGIST HAVE NOW
MOVED INTO THE AREA
AS A RESULT OF DEVALUED
REAL ESTATE VALUES. ~~THE~~ ^{THE}
EXPECTED INCREASE IN CRIME
RATE FOLLOWED SWIFTLY.
INTERESTINGLY, SCIENTOLOGY
MOVED IN QUIETLY WITH
MOST PEASONS NOT KNOWING
WHO THEY WERE OR BELIEVING
THEY WERE A CHURCH, AS
MOST PEOPLE UNDERSTAND A
CHURCH TO BE.

~~IT~~ NATURALLY, IT WOULD
BE DIFFICULT TO PROJECT
A SIMILAR ~~SCENARIO~~ SCENARIO
OCCURRING IN CLEARWATER, BUT
CERTAINLY ALL THE KEY
INGREDIENTS ARE THERE.
~~THE~~ THE CONGRU, HOWEVER
LIES NOT IN THOSE PLACES
SCIENTOLOGY, BUT ~~THE~~

700238

~~15/11/2020~~

三

4.

THE PROPOSAL

NOTE: FLYNN ASSOC. MGMT. CORP.
~~THE~~ SUPPLEMENTING THIS
PROPOSAL WITH THE
CLASS ACTION DEVELOPMENT
PROGRAM ~~AND~~ ^{TO} WHICH IT
RELATES FROM TIME TO TIME.

~~THE PURPOSE~~

THE PURPOSE OF THIS PROPOSAL
~~IS TO OFFER~~
IS ~~TO~~ ^{TO} OFFER ~~THE~~ SHARES
IN FLYNN ASSOCIATE MGMT. CORP.
FOR SALE. FLYNN ASSOCIATE
MGMT. CORP. IS A REVENUE
CONSULTING FIRM. ~~WHICH~~
PRESENTLY UNDER CONTRACT WITH
MICHAEL FLYNN ~~AND~~ ^{TO WHICH}
ASSOCIATE LAWYRS. ~~PROVIDES~~
~~IT PROVIDES~~ SERVICES.
THE SERVICES ENCOMPASS THOSE
DISCUSSED IN THE DESCRIPTION
SECTION OF THIS PROPOSAL.
MICHAEL FLYNN AND ASSOCIATE
LAWYRS HAS CONTRACTED WITH
FLYNN ASSOCIATE MGMT. CORP.
TO ~~THE~~ ASSIST IN ORGANIZING
~~AND~~ CARRYING OUT THE
DEVELOPMENT OF ~~THE~~
NEW LAWSUITS TO BE FILED IN

700240

CLEARWATER SCOTSDALE, BRING
BROUGHT ON BEHALF OF
CLIENTS OF MILHAR FLENN
LAWYERS, DELIVER OF A
VARIETY OF CONSTRAINTS, THE
~~THE~~ LAW FIRM OF MILHAR
FLENN AND OTHER ASSOCIATE
LAWYERS HAS CONTRACTED
FLYNN ASSOC. MGMT CORP TO
~~THE~~ ORGANIZE ~~THE~~ AND ~~OPERATE~~
THE DEVELOPMENT PROJECT.
THE CONSTRAINTS MENTIONED
ABOVE INCLUDE: ① GEOGRAPHIC
SEPARATION OF BOTH CLIENTS
AND LAWYERS FROM EACH OTHER
AS WELL AS FROM CLEARWATER.
EDUCATION, ~~AND~~ ^{COMMUNICATION} AND
ON GOING LEGAL ASSISTANCE OF
THE NEW COUNSEL TO BE DEVELOPED
IN THE CLEARWATER AREA.
THIS INCLUDES DRAWING UPON
FIVE YEARS OF UNCLASSIFIED
DOCUMENTS, CLIENTS, FORMER MEMOR-
AND FROM HUNDREDS OF TO BRITAIN
OFFICE (THE ~~STEP~~ ^{CIA} OF SCIENTISTS)
DETECTORS, LEGAL MEMORANDUM
FROM CASES FILED (THE TURN-
KEY LAWSUIT), GOVERNMENT AND
MEDIA CONTACTS, LEGAL CONSULTING
AND REVIEW, ETC.

①

THOUSANDS
IF

WITH PROPER ORGANIZATION
AND ADMINISTRATION MICHAEL
FLYNN AND ASSOCIATE LAWYERS
HOPE TO BRING ON BEHALF...
OF AGRICULTURE FOR SCIENTOLOGISTS
A SERIES OF LAWSUITS IN
CENTRAL WATER, FLORIDA, THE
LAWSUITS IN QUESTION ARE
DESCRIBED IN THE CENS ACTU-
OR DISCLOSURE PROGRAM IN
SECTION ENTITLED PARENT
CASES AND PARENT CLIENTS
THE PARENT WORTH ~~WORTH~~
OF THEIR CASES RANGE FROM
A LOW OF \$412,600 WHICH
REPRESENTS JUST TIME AND
MONEY LOST TO A HIGH OF
\$2,104,904 WHICH REPRESENTS
MODERATE PUNITIVE DAMAGES.
PRESENTLY, THE ^{ONLY} EXPERIENCE
SUBJECT TO ANALYSIS IS THE
JULIE TICHBOURNE CHRISTOFFERSON
CASE IN PORTLAND, OREGON.
THIS CASE WAS BROUGHT AGAINST
THE SCIENTOLOGIST BY THE
LAW FIRM OF M. B. B.
 ON BEHALF OF JULIE
CHRISTOFFERSON. AS CHRIS-
TOFFERSON WAS IN SCIENTO-
LOGY FOR A PERIOD OF
APPROXIMATELY NINE MONTHS
AND LOST JUST OVER \$2000.

ANALYSIS OF

700242

EXHIBIT C

90

(5)

ADDITIONALLY, DOCUMENTS, WITNESSES AND FOREMAN WOULD PROVIDE FAR GREATER INFO THAN THE LIMITED RESOURCES AVAILABLE TO ^{THE} ~~AN~~ ~~ANNUAL~~ FIRM. ~~THREE YEARS LATER~~. THREE YEARS LATER THE COUNTRY AND CERTAINLY THE ^{POWER} ~~THE~~ OF CLEARWATER ~~WILL BE~~ ~~THE~~ ~~PROVIDE~~ ~~A~~ HOSTILE ENVIRONMENT FOR THE SCIENTOLOGIST TO DEFEND & LAISSEZ.

IN ORDER TO ^{CONSTITUTE} ~~THE~~ ~~DEVELOPMENT~~ PROGRAM IN CLEARWATER, FLORIDA AND CALIF. CORP. REQUIRES ~~THE~~ FINANCING, ~~THE~~ ~~NECESSARY~~ TO EXPAND, ~~AND~~ ~~EXPANSION~~ ~~WILL~~ ~~PROVIDED~~ ~~STAFF~~

SEALERS TO LAWYERS IN CLEARWATER ^{STILL AS TO} ~~AS~~ ~~DESCRIBED~~ EARLIER FINANCING WOULD PROVIDE THE NECESSARY WORKING CAPITAL FOR THIS TO TAKE PLACE. AN OFFERING IS THEREFORE ~~WATER~~ TO SELL AN APPROPRIATE AMOUNT OF SHARES TO RAISE \$100,000.

(C)

THE 100,000 WILL COVER
EXPENSES FOR AN 18-MONTH
PERIOD. ~~THESE~~ EXPENSES
~~WILL~~ WILL CONSIST OF OPER-
ATING EXPENSES, - RENT-UTILITIES
~~AND~~ SALARIES, MATERIAL, ETC.,
LAWYERS' ^{COURT COST} AND OTHER ASSOCIATED
EXPENSES. THE 100,000 FIGURE
WAS EXTRAPOLATED FOR THE
EXPENSE OF MICHAEL FLYNN
AND ASSOCIATE LAWYERS 24 MONTH
PERIOD ~~OF~~ ^{OF} LITIGATION
IN WHICH \$232,000 WAS EXPENDED
~~THIS IS FOR~~ THEIR COSTS
WERE INCURRED AS A RESULT
OF LITIGATION OVER A BROAD
GEOGRAPHICAL AREA ^{THE} AND STARTED
COSTS ASSOCIATED WITH THE
LITIGATION.

5% SHARES AND NO.I.

PRESENTLY, 21.6% OF THE
COMPANY IS OFFERED FOR
SELL. ~~AT~~ A 21.6% PROFIT
OWNERSHIP PROVIDES A
2.5% RETURN FOR EACH \$1.00 INVESTED
~~FOR RETURN~~

700245

(2)

REVENUE ASSETS OF FLINN RESOURCES
MANAGEMENT CORPORATION
ARE THE FOLLOWING: ~~THE~~
22000 CASH ON HAND
~~21,000~~ 21,000 ACCOUNTS RECEIVABLE
130,000
REVENUE 240,000 FUTURE ACCOUNTS REC.
REVENUE 197,500 ~~INDIVIDUAL~~ INDIVIDUAL CORP. ACCT.
1,040,000 25% OF PROJECTED
1,147,500 FEE, ~~WARRANT~~

THERE ARE PRESENTLY NO
LIABILITIES.

~~THESE ARE ASSETS~~
IN FLINN RESOURCES MANAGEMENT
CORPORATION EQUITY IS
SUBJECT TO SUCCESSFUL CONCLUSION
OF SECURITIES LITIGATION
~~AND CLEARANCE~~

BASED ON THE ABOVE ASSETS AND
PROJECTED REVENUE SCENARIO
21.6% OF THE COMPANY IS OFFERED
FOR SALE. A 21.6% ~~WARRANT~~ ^{SHARE} HOLDER
PROVIDES A 2.00 RETURN
FOR EACH 1.00 INVESTED. AS
~~THE CONCLUSION OF THE LITIGATION~~
SUCCESSFULLY CONCLUDED, INVESTORS
WILL ~~BE~~ BE DISINCLINED TO SATISFY
THEIR ~~WARRANT~~ RETURN SCENARIO.

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF PINELLAS

Jim Grey, having first been duly sworn, hereby deposes and says:

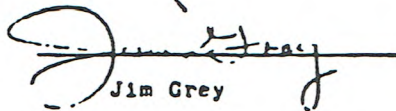
1. I am a resident of Clearwater, Florida.
2. On October 2, 1981, I received a visit at my office from Jay Keyes, Michael Flynn, and two other people. Beverly Hyde, my secretary was in the room during the visit, and witnessed it.
3. Jay Keyes made the introductions and told me that because I was courageous and outspoken and had once publically said that "the place to handle Scientology is in the courts", he thought I would be interested in what Michael Flynn and his associates had to propose.
4. Michael Flynn then offered me the position of Trustee of Flynn Associate Management Corporation (FAMCO) in the Clearwater area and told me that as a Trustee, I would receive, raise and disburse monies which would be used to file suits against the Church of Scientology around the country and therefore break the Church financially.
5. I told Michael Flynn that I would most surely be asking to be sued if I accepted that, to which the latter said that it was likely that I was correct, but then that is what the money was for.
6. Michael Flynn and one of the other gentlemen said that they would have to disassociate themselves from Richard Tenney publically as it would hurt them to be connected with him.
7. Although there were no outright statements made to me to the effect that I would make any money out of this, it was however distinctly clear to me that Michael Flynn and others were soliciting money for their suits.
8. When I pointed to Mr. Flynn and his associates that I had no desire to be a guinea pig for his lawsuits and take part in an operation which, in my judgment, could be

EXHIBIT D

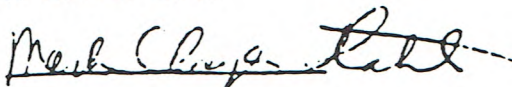
700248

In violation of Constitutional rights, Mr. Flynn became agitated, whereupon he asked me how I would like it if my daughter got mixed up with Scientology and shot herself in the head. I asked Michael Flynn, if my daughter had gone into the Baptist Church and shot herself, did that mean that the Baptist Church was responsible, and Michael Flynn walked out in disgust.

The above is a true and correct statement to the best of my recollection.


Jim Grey

Subscribed and sworn to
before me this 13th day
of October 1981.


Notary Public

Notary Public, State of Florida at Large
My Commission Expires April 2, 1984
Should have been four business days

700249

Tamimi affidavit omitted as it is included
as an exhibit in the Miller v. Flynn Motion to
Strike Affidavit of Kevin Flynn filed July 23, 1984.

700250

DECLARATION OF GEORGE EDGERLY

GEORGE EDGERLY declares as follows:

I am presently incarcerated at Massachusetts Correctional Institution in Bridgewater serving a sentence for murder under case number 81811, Commonwealth v. Edgerly.

I was first introduced to attorney Michael J. Flynn in late 1975 or the first two months of 1976. He was introduced to me by Theodore Kemos as the lawyer for Kemos.

I was the defendant in a criminal case for fraud. Trial began in Lowell, Massachusetts in February, 1976. Attorney Flynn attended the trial almost every day. I was free on bail, and generally had lunch at a sandwich shop on Gorham Street. In March, 1976, during lunch break, I was approached by Flynn. He requested that I go with him over to a corner of the sandwich shop out of earshot of others, which I did.

Flynn asked me if I had been offered a deal. I told him that Lt. Peter Agnus had talked to me, but no deal had been directly offered, and that the Assistant District Attorney Danny O'Connell had offered a deal through my lawyers. The deal offered was that if I would testify against Theodore Kemos and R. Gordon Butler, I would get eighteen months in prison and another eighteen months probation. I told Flynn I had refused this deal.

Flynn then asked me if I was going to testify in my own defense, and I told him that I didn't intend to at this time. He then told me that I would probably be convicted and do time. He said that if I didn't testify in my own defense, they would give my wife Linda five hundred dollars a week for every week I

700251

witness. *Andy L...*

cc: [unclear] [unclear]

1 spent in prison.

2 Flynn also warned me that if I did testify, the judge would
3 allow the prosecutor to bring in the pending murder charge or ask
4 me questions about it which would affect my credibility. I told
5 Flynn that I agreed with him, and would not testify, and that I
6 accepted their offer.

7 About four days before the end of the trial, I began thinking
8 that I could win the case if I testified. I communicated this to
9 one of my lawyers, Patrick J. Piscatelli. Piscatelli told me
10 that I could not testify because of the deal I had made not to
11 testify. Later the same day, Flynn asked me to meet him
12 downstairs from the courtroom.

13 When I met with Flynn, he reminded me of the conversation he
14 and I had in the sandwich shop about two weeks before, and asked
15 if I could use some money. I replied that I could, and he then
16 surreptitiously handed me ten one hundred dollar bills folded
17 together. He said that this was two weeks at five hundred a week
18 and that I could see that "our word is good." I placed the
19 thousand dollars in a suit pocket in a closet in my home, and
20 later, after I was sentenced, directed my wife to the money.

21 I did not testify, and was convicted and sentenced to three
22 to five years.

23 Between October and December, 1976, I was in trial as a
24 defendant on a charge of conspiracy. My codefendants were R.
25 Gordon Butler and Theodore Kemos. Flynn represented Kemos. At
26 the beginning of the trial, Flynn told me that he was also
27 representing Kemos in a big civil case against General Motors.
28 He told me that Butler was also suing General Motors. Flynn said

700252

witness. Andy Lerner

George E. Lerner

1 that if they were acquitted, Butler and Kemos would win their
2 civil suits, but if convicted they would definitely lose. He
3 then told me that Butler and Kemos would cut me in on their
4 recovery from General Motors so long as I did not testify. I
5 agreed not to testify.

6 During the trial, after I had complained to my lawyer about
7 his representation of me, the trial judge found a conflict of
8 interest and removed my lawyer. I wound up representing myself.
9 In that capacity, I was privy to chambers conferences between the
10 attorneys. On one occasion, the judge called us all into
11 chambers and said that a prosecution witness, James Dolson, had
12 spoken with him about what Dolson felt was an attempt by Flynn to
13 intimidate him.

14 As the judge related it, Dolson told him that Flynn had
15 approached Dolson on the back stairs of the courthouse and
16 engaged him in conversation. According to Dolson, Flynn tried to
17 implant in Dolson's mind that Kemos and Butler were not guilty
18 and that only I was guilty. Dolson felt that Flynn was trying to
19 influence Dolson's testimony. The judge said that Dolson claimed
20 that Flynn threatened him and then offered him a reward if he
21 would change his testimony. Flynn told the judge that he had
22 been misunderstood by Dolson and denied any improper behavior.
23 The judge admonished Flynn and made mention of the Bar Overseers.

24 Because I felt as though Kemos and Butler were making me the
25 fall guy, I began aggressively cross-examining the witnesses in
26 the case. Flynn took me to an adjoining room of the courthouse
27 out of earshot of the guards. Flynn told me that Kemos was angry
28 at me and wanted to know why I was doing this. He told me that

700253

witness: Andy Luvain

George E. Luvain

1 if I agreed he would feed me cross-examination questions that
2 would help Kemos and Butler. He told me to remember that a lot
3 of money had been put away for me. I told Flynn that all I had
4 were promises. Flynn then said that they would give me eighteen
5 thousand dollars right away. I told Flynn to give my wife the
6 eighteen thousand dollars right then or there was no more deal.
7 Flynn then told me that Butler's lawyers had said not to give the
8 money in a lump sum. Flynn left.

9 We then met again in the prisoners' room adjoining the
10 courtroom. This time Flynn told me that Butler and Kemos wanted
11 me to back off on my cross-examination. He said that they would
12 be found not guilty, and would not forget what I was doing. He
13 then told me that he knew I was concerned about my family and
14 that I had a lot of children who were little. He said that one
15 of them could be hit by a car, and that anything like that might
16 happen to my children.

17 I felt very intimidated by this conversation; I told Flynn
18 that he had already been admonished by the judge about his
19 conversation with Dolson, and told him that I would tell the
20 judge about this conversation. Flynn told me that the judge
21 would not believe anything I said, and left.

22 One or two days later, I had a conversation with my wife,
23 Linda. She told me that earlier that day Flynn had approached
24 her in the courtroom. Linda said that Flynn told her that he had
25 noticed she was at the courthouse every day watching the trial.
26 He then told her that while she was at court she had children at
27 home, and inquired of her whether someone was watching them and
28 whether she knew if they were safe. He then told her that I was

700254

witness: Andy Luvinski

237 c. r. y. c. E. L. G. L. L.

1 going against Kemos and Butler and that she should speak to me
2 about this. He ended off by telling her that he hoped someone
3 was watching the children properly because something could happen
4 to them. Thereafter, except for the verdict, Linda did not come
5 back to court.

6 I reported these threats to the judge in chambers with all of
7 the attorneys present. Flynn denied making any threats to me and
8 told the judge that Linda must have misunderstood him. He
9 claimed he only had a friendly conversation with her about her
10 kids and their welfare. The judge asked Flynn whether he had
11 talked with Linda before the conversation about her children and
12 Flynn said he had not. The judge told me that I did not have to
13 talk with Flynn, and told Flynn not to talk to Linda again.

14 Kemos, Butler and I were convicted of conspiracy, and
15 sentenced. I never saw Flynn again.

16 I declare under penalty of perjury that the foregoing is true
17 and correct.

18 Executed this ^{5th} day of March, 1984 at Bridgewater,
19 Massachusetts.

20
21 w.itness. *Andy Luvaci*

George Edgerly
George Edgerly

22 The foregoing statement and admission was signed in my
23 presence and the person George Edgerly, who signed it declared
24 that he had carefully read it and the contents were thoroughly
25 understood and that each and every one of the statements there-
26 in contained are absolutely true.

Andrew J. Palermo
Andrew J. Palermo
Massachusetts Justice of
The Peace

27
28 700255

March ^{5th} 1984

STATE OF CALIFORNIA, COUNTY OF

I have read the foregoing _____

_____ and know its contents.

☒ CHECK APPLICABLE PARAGRAPH

☐ I am a party to this action. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

☐ I am ☐ an Officer ☐ a partner _____ ☐ a _____ of _____

a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I have read the foregoing document and know its contents. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

☐ I am one of the attorneys for _____ a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I have read the foregoing document and know its contents. I am informed and believe and on that ground allege that the matters stated in it are true.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Executed on _____, 19 _____, at _____ California.

Signature

ACKNOWLEDGMENT OF RECEIPT OF DOCUMENT

(other than summons and complaint)

Received copy of document described as _____

on _____, 19 _____.

Signature

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California.

I am over the age of 18 and not a party to the within action; my business address is: 8530 Wilshire Blvd., #407, Beverly Hills, CA 90211

On July 30 19 84, I served the foregoing document described as DECLARATION OF JOHN G. PETERSON IN OPPOSITION TO MOTION FOR ATTORNEY'S FEES

_____ on the interested parties

in this action by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail at: Beverly Hills, California

addressed as follows:

JULIA DRAGOJEVIC
CONTOS & BUNCH
5855 Topanga Canyon Blvd.
Suite 400
Woodland Hills, CA 91367

BARRETT S. LITT
LITT & STORMER
Paramount Plaza
3500 Wilshire Blvd., Suite 1200
Los Angeles, CA 90010

700256

☒ (BY MAIL) I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Beverly Hills, California.

(BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee.

☒ Executed on July 30, 19 84 at Beverly Hills, California.

☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☐ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Signature

DIANE L. MCMAHON