

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

IN RE COMMUNITY CHAPEL AND
BIBLE TRAINING CENTER, a non-
profit corporation organized
under the laws of the State
of Washington.

ORIGINAL

No. 88-2-05272-7

DEPOSITION UPON ORAL EXAMINATION OF

E. SCOTT HARTLEY

Taken at 216 First Avenue, #260
Seattle, Washington

DATE: April 12, 1988

REPORTED BY: Cindy Young

THIS DEPOSITION BEEN
May 9, 1988
3 MAY 16 June 1988

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SEATTLE, WASHINGTON; TUESDAY, APRIL 12, 1988

11:25 A.M.

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E. SCOTT HARTLEY, called as a witness, having been first duly sworn to tell the whole truth, was examined and testified as follows:

EXAMINATION

BY MR. PIERCE:

Q. Mr. Hartley, you've indicated that you had not followed directions of Donald Barnett because it violated your conscience; is that correct?

A. Yes.

Q. Can you explain to me what you mean by violated your conscience.

A. If it pertained to something from a scriptural standpoint, he didn't have the right to ask of me since he has been disbarred from the church. Therefore, he wouldn't have any right to request or ask or tell me to do certain things.

Q. And what would be the areas of those certain things? Is it limited or is it broad in scope of those certain things that you talked about?

A. I guess I would have to hear a specific question. I wouldn't know what you would be asking for.

1 Q. Let me see if I can help you out on this. Are we
2 talking in the area of the church matters as
3 compared to the corporation matters?
4 A. As far as I'm concerned, they are both equal.
5 They are not a separate entity. That's one in the
6 same.
7 Q. Okay. Well, we have him as the pastor of the
8 church pursuant to Judge Bates' order that's to be
9 maintained in that order.
10 A. Well, the judge said that.
11 Q. Now, you don't believe that?
12 A. I don't hold to that, no.
13 Q. You don't believe that he is your pastor?
14 A. Oh, he is not, right.
15 Q. In those areas of spirtual leadership, you do not
16 believe you should be required to follow his
17 direction; is that correct?
18 A. That's right.
19 Q. With regards to the business operation of the
20 church or -- excuse me -- with regard to the
21 business direction of the corporation, is there
22 something there that would prevent you from
23 following his directions as ordered by Judge Bates?
24 A. Well, I said -- I corrected the first thing as the
25 business operation of the church because I don't

1 look at it as the business corporation is separate
2 from the church. They are all one in the same and
3 I'm sure that there would be some things that we
4 could agree on, but I don't know exactly what they
5 might be at this point in time. I'd have to take
6 it one issue at a point in time from him.

7 I know last week we did end up agreeing on a
8 bylaws change that we had originally voted on last
9 fall, so there was something.

10 Q. You said you did reach some agreement with Donald
11 Barnett last week?

12 A. Yes.

13 Q. Was this the meeting of the senior elders?

14 A. No, again, it was typical of our fashion in the
15 past. We pass a set of bylaws around and we sign
16 them off. But there had been a meeting of senior
17 elders last fall where we agreed to these changes
18 to the bylaws.

19 Q. And do you have documents that relate to that?

20 A. I have documents regarding the meeting we held
21 last fall. I did not bring a copy of the changes
22 because it only involved satellite churches.
23 It didn't involve our internal operation at all.

24 Q. What occurred with Donald Barnett involving the
25 bylaws?

1 A. Well, I received a copy of the bylaws from the
2 publications department that said that Donald
3 Barnett had agreed to sign these changes regarding
4 the satellite churches. And after reading them I
5 saw no reason to sign them, myself. And then I
6 signed them, and then Jack DuBois signed them also.

7 Q. Do you have documents that involve the bylaw
8 changes?

9 A. I could get them for you.

10 Q. You don't have them at the present time?

11 A. No.

12 Q. Your deposition was last taken on April 5, 1988 in
13 these proceedings; do you recall that?

14 A. A week ago, yes.

15 Q. And at that time you were requested to bring the
16 originals and copies of the bylaws and any changes
17 to this deposition; do you recall that?

18 A. Yes.

19 Q. And you didn't bring those originals and copies
20 at that time, but did you bring the originals and
21 copies of the bylaws to this deposition today?

22 A. No, I didn't. I guess I had forgotten you said
23 originals and copies of the bylaws. I thought you
24 said original copies of something else, and when I
25 looked, I did not have the originals.

1 Q There was a meeting between the dates of March 4th
2 and March 11th of Jack DuBois, Jim Hicks and
3 Scott Hartley involving the bylaws.

4 A I'm sorry, say that again.

5 Q There was a meeting between the dates of March 4th
6 and March 11th of John DuBois, Jack Hicks and
7 Scott Hartley involving the bylaws; is that correct?

8 A I'm sorry, say that again.

9 Q There was a meeting between the dates of March 4th
10 and March 11th between Hicks, DuBois and Hartley
11 involving the bylaws; is that correct?

12 A Yes.

13 Q And did you bring copies of the documents that
14 related to your discussions with Mr. Hicks and Mr.
15 DuBois?

16 A I brought a copy of that resolution that we signed
17 off to the minute bylaws. (Witness hands document
18 to counsel.)

19 MR. PIERCE: Would you please mark that.

20 (Exhibit No. 121 was marked
21 for identification.)

22 Q (By Mr. Pierce) I show you what has been marked
23 as Exhibit 121. Is this the bylaw changes that
24 were adopted by Hicks, Hartley and DuBois on March
25 10, 1988?

1 A. Yes.

2 Q. Do your attorneys know about these proceedings of
3 yourself and Mr. DuBois and Mr. Hicks on this date?
4 A. I don't recall.

5 Q. Did you communicate the content of these bylaw
6 amendments that are shown on Exhibit 121 to any
7 individual subsequent to March 10, 1988?
8 A. I personally don't recall that I did. I don't know
9 about any of the others.

10 Q. What was the purpose of this Exhibit No. 121?
11 A. To -- well, it's basically to revise various
12 sections of Division 1 of the bylaws, to more
13 reflect -- Division 2, and we also have Division 4 --
14 to more closely reflect the scriptural position
15 we feel that the bylaws should have had from the
16 beginning, and it brings it more into compliance
17 with what we feel, which would represent the
18 scriptures. So that's one of the primary reasons.

19 Q. Are there any final versions of the bylaws of
20 Community Chapel and Bible Training Center
21 maintained by any individual?
22 MR. ANDERSEN: Could you define the word
23 final, Rod.
24 Q. (By Mr. Pierce) Is there a current version of the
25 bylaws of Community Chapel and Bible Training Center

1 maintained by any individual at the corporation?

2 A. I believe the originals are kept up in our

3 publications department under the direction of

4 Melinda Erickson.

5 Q. Has Melinda Erickson been directed to include

6 these resolutions that are in Exhibit 21 as a

7 portion of the bylaws of Community Chapel?

8 A. I would think so.

9 Q. Do you know?

10 A. Not firsthand, no.

11 Q. Do you know if somebody else was going to tell her?

12 A. I would presume Jack Hicks would.

13 Q. Why would you presume that?

14 A. Because he was the vice-president and general

15 manager at that time; that was typical.

16 Q. Are these bylaws updated on a periodic basis when

17 amendments are made to the bylaws?

18 A. I don't know. The only thing I know is that these

19 are attached, so I don't know that there is any.

20 Q. Well, where are the final bylaws of Community Chapel

21 and Bible Training Center at the present time?

22 A. They are located in the publication department.

23 Q. Did you bring those to this deposition?

24 A. No.

25 Q. When can I get those documents?

1 A. As far as I know, you have got a copy of everything
2 we have. These were the only other things that I
3 don't think you had copies of (indicating).

4 Q. Well, we'll have to go through your subpoena and
5 get an understanding of what documents you have
6 brought and what documents are available. The
7 subpoena directed to you as secretary of the
8 corporation was attached as exhibits to this
9 proceeding, however is not available at the present
10 time. Do you happen to have a copy of the subpoena
11 that was presumably to you at the present time?

12 Well, I'm going to show you my copy of the
13 subpoena and I want you to review it so as we go
14 through that we can make sure that this is a correct
15 document that we are referring to. (Counsel hands
16 document to witness.)

17 A. Looks like what I received.

18 Q. I'm looking at Item No. 1. It says, "All documents
19 relating in any manner to any deadlock in
20 management." Can you tell me what documents relate
21 in any manner to any deadlock in management?

22 A. The last time I was here, a week ago, I had all my
23 documents laid out based on each number. After
24 turning all that material in to you last week, they
25 are not in a numbered sequence at this point.

1 I would have to go back to all the various papers
2 I gave you to try to relocate them and show them to
3 you.

4 Q I'm going to show you, Mr. Hartley, Volume 2 of your
5 deposition which has all of the exhibits that you
6 provided to us at that deposition. I want you to
7 tell me which relate to the deadlock in management.

8 A Well, I feel like that's somewhat -- if you want to
9 take the time I'll go back and try to reorganize
10 it all so I'll remember everything, but having
11 everything mixed up in this fashion, I cannot off the
12 top of my head just instantly identify everything.

13 I do know that when I came here last week that
14 I had things numbered. So that if you would have
15 gone through them at that time in order, I could
16 have showed them to you and handed them to you.
17 I'm not prepared to -- other than the few documents
18 I was not able to get last week that I do have now,
19 I cannot off the top of my head -- there are 120
20 different documents to remember.

21 Q Well, there was not 120 documents brought by you,
22 Mr. Hartley, at that deposition.

23 A Well, 70-some-odd or whatever.

24 Q The documents that you provided are right in front
25 of you at the present time, and I want you to note

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which ones relate to the deadlock.

A. Well, if you want to wait.

MR. ANDERSEN: Were they kept in the same order that he brought them in last week?

THE WITNESS: No, he did not utilize the subpoena in question. I had them organized in that order.

MR. ANDERSEN: And he brought them in under the subpoena.

THE WITNESS: I went through and handed him different pieces of paper which took them all out of sequence. If you want me to, I'll sit down and go back through and organize them again. It's going to take me time to do that.

Q. (By Mr. Pierce) Go ahead.

A. That could take me a couple of hours.

MR. ANDERSEN: One by one it looks like.

THE WITNESS: I'll need a yellow marking pen so that I can go back and identify them.

A. Do you want me to just find No. 1 or every one?

Q. (By Mr. Pierce) I want you to identify every document in response to the subpoena.

MR. ANDERSEN: Well, the first question was --

MR. JOHNSON: The first one relates to

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the deadlock in management.

MR. PIERCE: Exactly, that is Item No. 1. He's asking, I think, are we going to go through and do all the documents and the answer is yes. If it assists him to mark his documents 1, 2, 3 and if that's going to expedite them, that's fine with me. But my question was in regard to No. 1 and we will move to No. 2 after that.

THE WITNESS: I need a copy of the petition so that I can compare with your generalized statements.

A. Do you have a copy of that petition?

Q. (By Mr. Pierce) You need a copy of the petition to aid you?

A. Yes.

Q. I'm showing you Exhibit 11 to your deposition, Mr. Hartley, which is the petition.

A. Okay.

THE WITNESS: Can I borrow a couple sheets of paper?

MR. ANDERSEN: There is one. If you need more I'll give them to you.

I think the record should reflect that Mr. Hartley did comply with the request for production.

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MR. PIERCE: Actually, the record should reflect that in the last deposition he did not bring all of the documents. He said he brought what he could find at that time. However, he did not bring the original notebook because it was back in his file. He didn't bring that. The original bylaws were back there. He didn't bring that. And there was a never items as we went through the deposition that he did not bring, and you know, he indicated that he didn't have time to do that.

We have had an additional week in allowing him to do that, and so I don't --

MR. ANDERSEN: Would it be more helpful to look at the documents that he brought this week, because to some extent last week he complied with producing the documents requested.

MR. PIERCE: He did produce some documents, however, whether or not that was complete, is not the question.

We can go off the record.

(A lunch break was taken from 12:00 noon until 1:30 p.m.)

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1 SEATTLE, WASHINGTON; TUESDAY, APRIL 12, 1988

2 4:00 P.M.

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5 EXAMINATION (Continued)

6 BY MR. PIERCE:

7 Q. Approximately at 12:00 o'clock we broke in order to
8 allow a short period for lunch and to review the
9 documents in response to the subpoena, the documents
10 that you have in your possession or under your
11 control that would be responsive to the subpoena
12 which has been served upon you.

13 Mr. Hartley, have you had an opportunity to
14 review that subpoena that was delivered to you?

15 A. Yes.

16 Q. And there was two subpoenas. There was Exhibit No.
17 5 which was the subpoena delivered to the Community
18 Chapel and Bible Training Center which was served
19 upon you as the secretary of the corporation.
20 And there was Exhibit No. 4 which was served upon
21 you personally; is that right?

22 A. Yes.

23 Q. And did you make a list of the documents that you
24 have that are responsive to the declaration or
25 responsive to the subpoenas?

1 A. Yes.

2 Q. And are those marked on the yellow sheets, sir?

3 A. Yes.

4 Q. Can I see those, please.

5 A. (Witness hands document to counsel.)

6 Q. Rather than going through each individual item,

7 Mr. Hartley, what I propose to do is have this

8 marked as an exhibit by the court reporter and

9 then we'll go over each of these areas to the extent

10 that further clarification is necessary.

11 MR. PIERCE: Would you mark this as

12 Exhibit 122.

13 A. Those only covered the documents on that yellow

14 paper which I had time to review which is up through

15 Document No. 78. I haven't had an opportunity to

16 review those over there. I did not review Loren

17 Krenelka's and Jack DuBois'. They may have

18 documents that are under their control that are

19 responsive as well.

20 (Exhibit No. 122 was marked

21 for identification.)

22 Q. (By Mr. Pierce) Mr. Hartley, I show you what's

23 been marked as Exhibit No. 122, which appears to be

24 your four pages of notations of documents that are

25 responsive to the declaration which was either

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in the possession of you or under your control or in the control of Mr. Drake Pesce, the accountant for Community Chapel; is that correct?

A. Yes.

Q. Now, are there any other documents to your knowledge other than the documents that are identified on this Exhibit No. 122 which you are in possession or control of, you or any agent or employee of the corporation other than what is specified in this Exhibit No. 122?

A. I am currently not aware of it. There may be but I don't know.

Q. Item No. 1 requested in the subpoenas, in both of the subpoenas, Exhibits Nos. 4 and 5, have the same attachments to them. Document Request No. 1 is for any document relating in any manner to any deadlock in management; is that correct?

A. Yes.

Q. On your Exhibit No. 122, you've listed church tapes here, 3-6-88 DLB. Can you tell me what that is.

A. That's a service tape that I remembered that Don talked about the subject. You have those tapes.

Q. Can you explain a little bit more. What do you mean by service tape? Would this be a worship service tape of Donald Barnett that occurred on March 6,

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1988?

A. Well, you use the word worship. I don't know how you are using that in that context, but there is a tape that exists of a meeting he had on the 6th which I've given you a copy of.

Q. What type of meetings occurred that are taped at Community Chapel?

A. Well, this wasn't at Community Chapel. It was at a bowling alley. I think it was at a bowling alley.

Q. Who taped that meeting at the bowling alley?

A. Somebody for Don Barnett.

Q. And then somebody gave it to you?

A. Yes.

Q. And who was that?

A. Actually, Young checked it out from the West Campus checkout tape.

Q. Who did?

A. Ashley Young checked it out for me.

Q. Who is Ashley Young?

A. He's the manager of our tape and sound ministries.

Q. What, did you make a request for him to give you this specific tape?

A. No, I asked him to give me a copy of all the tapes that had been made at the West Campus or with Don, and also with the East Campus, to provide us all the

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tapes that were available.

Q. And when did you make this request?

A. Probably a little over a week ago.

Q. And did you listen to all the Don Barnett tapes at that time a little over a week ago?

A. I did --

Q. Excuse me for interrupting you. First, there was an April 5 deposition taken of you; is that correct?

A. Yes.

Q. And at that time you provided a number of cassette audiotapes.

A. Yes.

Q. And would it have been on April 5 that you requested Ashley Young?

A. It was before that weekend, Thursday or Friday before the weekend so that would make it, what, the day before April the 1st?

Q. Thursday, March 31st or Friday, April 1st?

A. Yes.

Q. And then did you listen to all of these Donald Barnett tapes between March 31 and April 5 when your deposition was taken?

A. No. I had listened to many of them or had seen excerpts from many of them prior to that time.

Q. The excerpts are typed up or written versions of

1 what is on those tapes?

2 A. Parts of those tapes, yes.

3 Q. And where are those excerpts at the present time?

4 A. The copies that I have are still in my office.

5 Q. And is there a reason that you haven't produced

6 those at the present time?

7 A. My attorney told me that if I could not produce a

8 complete transcript of something for you that you

9 would prefer to have something that's complete,

10 and, therefore, the tape would represent the most

11 complete document available and not just a few

12 excerpts that were taken out of those meetings.

13 Q. How many documents are there that are excerpts

14 from tapes?

15 A. Well, all those meetings from March 6 on up through

16 last week.

17 Q. And how many excerpt sessions are typed up or

18 written up at the present time?

19 A. Oh, probably six, seven or eight, something like

20 that.

21 Q. And the attorney that advised you, this is Jim

22 Leach?

23 A. Yes.

24 Q. And this occurred when?

25 A. Yesterday. I do have some here if you want them

1 A. Don was in the service.

2 Q. I show you what's been marked as Exhibit 124. Can
3 you tell us what that is.

4 A. This was a message by Alice Ricks on Friday,
5 March 4th, and this one Donald wasn't in, I think.
6 No, he wasn't there that day.

7 Q. Why have you given me Exhibits Nos. 123 and 124
8 which are supposedly portions of the taped
9 proceedings of Donald Barnett?

10 A. Let me see. Well, Question No. 1 here on the
11 subpoena is documents relating in any manner to the
12 deadlock of management, and so I guess that's why
13 it is down there. These are some of the different
14 things that have been argued about.

15 Q. Maybe you can explain to me what the deadlock is
16 with regards to Exhibit No. 123.

17 A. Well, there has been discussion apparently between
18 members of the church and Don and other members of
19 the other church that is following Don regarding
20 how these prophecies and messages from the Lord
21 apply --

22 Q. Okay.

23 A. -- to him being pastor or not being pastor and
24 whether or not he should be or shouldn't be or
25 whether or not he has any legal authority,

1 scripturally or not, and those are the kinds of
2 arguments I have heard.

3 MR. PIERCE: Can I have this marked.

4 (Exhibit No. 126 was marked
5 for identification.)

6 Q. (By Mr. Pierce) I show you what's been marked as
7 Exhibit 126. Can you tell me what that is, please.

8 A. It appears to be a fairly current copy of our
9 bylaws.

10 Q. Was that adopted at a Board of Directors meeting?

11 A. This particular document?

12 Q. Yes.

13 A. In itself?

14 Q. Yes.

15 A. Well, only the section that I can see here at the
16 back that applied to satellite churches was recently
17 adopted.

18 Q. A partial -- excuse me, what portion? Can you
19 describe what portion of that document was adopted
20 at a Board of Directors meeting?

21 A. We seem to be missing some sections here.

22 Q. I'll represent to you, Mr. Hartley, that I
23 personally made copies of that document from the
24 original document that was provided to me which
25 counsel now has in his hand, and I believe the

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pages run consecutively. Are there other pages that should be a part of that document?

A. It appears that there are. It's not here. Just a minute, let me just look here.

Q. Excuse me, my question is: Are there other pages that should be part of that document and you need further time to look?

MR. ANDERSEN: Can we go off the record for a second.

(A break was taken.)

Q. (By Mr. Pierce) Is your answer to this question that there are other parts to this document?

A. It appears to me that there should be more to this document than what is here in front of me.

Q. Okay; and the other portion that should be attached relates to satellite churches?

A. Yes.

Q. And is that the amendment portion of the bylaws that was approved by the Board of Senior Elders of Community Chapel?

A. Yes, the copy that I gave to you.

Q. You are referring to Exhibit No. 121.

(A short break was taken.)

Q. (By Mr. Pierce) Mr. Hartley, I show you what's been marked as Exhibit 116, which is the March 13

1 letters signed by the employees of the corporation.
2 Before you signed that letter, Exhibit 116,
3 did you talk to anybody with regards to that letter?

4 A. We went over all of that last week.

5 Q. I'm asking you now whether there was discussions
6 that did occur. I'm asking you whether or not you
7 actually talked to anybody about that letter?

8 A. You mean, as far as me initiating a conversation or
9 someone asking me?

10 Q. Either way.

11 A. I think David Motherwell was the one that showed me
12 a copy of the letter.

13 Q. That's one person. Was there anyone else? Without
14 getting into what the discussion was, we are
15 talking about before you signed the letter.

16 A. Yes, that's the only person that I can think of
17 right now. I don't know of anybody else.

18 Q. After you signed the letter, did you talk to
19 anybody about this letter, Exhibit 116?

20 A. Yes, I talked to Loren Krenelka and Steve Gurr, and
21 I think David Motherwell again.

22 Q. Can you define for me what is legalism.

23 MR. PIERCE: Let the record reflect
24 that counsel is having a discussion with his
25 client.

1 A. I'm sorry, what was your question?

2 Q. (By Mr. Pierce) Was there some difficulty with
3 regards to your answer that you had to the last
4 question?

5 A. No. I thought of something that I had to remind him
6 of. It had nothing to do with your question.

7 Q. What is legalism?

8 A. Oh, would you --

9 Q. In a general term without being specific.

10 A. Okay; typically, it's the enforcement of the letter
11 of the law instead of the spirit of the law.

12 Q. Would that include action by yourself, Hicks and
13 DuBois?

14 A. Well, it could include anybody.

15 Q. Would it include the specific action by you,
16 DuBois and Hicks between March 4 and March 11 to have
17 the bylaws amended before the hearing of Don
18 Barnett to be reinstated as president?

19 A. Boy, I don't really understand your question.

20 Q. For an example, I'm asking if this action by you,
21 DuBois and Hicks is an example of legalism.

22 A. Okay; which example?

23 Q. Hurrying to have the bylaws amended between March 4th
24 and March 11th after you found out that Donald
25 Barnett had filed the proceedings but before the

1 hearing, which was scheduled for March 11.

2 A. Do I consider that legalism on my part, no.

3 Q. Is that a follow-up with your example of what
4 legalism is?

5 A. Boy, your question is really difficult to analyze or
6 to figure out how to answer.

7 MR. ANDERSEN: Do you understand the
8 question?

9 THE WITNESS: Not really.

10 Q. (By Mr. Pierce) How would that be different, the
11 actions that you took from legalism as you defined
12 it?

13 A. Boy, I really am having a hard time in trying to
14 figure out what you mean by that and how to answer
15 it.

16 Q. Are you unable to provide a response?

17 A. I really don't understand the question.

18 Q. You indicated that legalism was going by the spirit
19 of the law -- I mean, going by the letter of the
20 law rather than the spirit of the law; is that
21 right?

22 A. Yes.

23 Q. And isn't that what you did by hurrying up and
24 having a meeting of the Board of Directors between
25 March 4th and March 11th when you knew that Donald

1 Barnett had a motion to have himself reinstated as
2 the president of the corporation?
3 A. No, I don't think so at all.
4 Q. Why not? Why don't you think so?
5 A. Because we were doing what would be normally
6 expected of us under the conditions that existed,
7 at least that's what I thought.
8 Q. Did Donald Barnett request on April 11 for his
9 telephone service to be restored?
10 A. Let's see, that's yesterday. Yes, he did.
11 Q. And did you respond at that point in time that you
12 were not going to do it?
13 A. I told him I was not going to take any action to
14 have it restored. I indicated to him that he could
15 push an extra few buttons.
16 Q. Excuse me?
17 A. For me to push an extra three or four buttons on his
18 telephone and still reach the staff or he could
19 come down and have an office there at headquarters
20 and be there where he would have a telephone.
21 Q. Did he ask you if he could get his check for the
22 payroll periods that had been not paid since March?
23 A. Yes, he did.
24 Q. And did you tell him you were not going to allow
25 him to have that check?

1 A. According to current policy I told him and with the
2 restraining orders that stood, that I didn't see
3 how that was possible.

4 Q. Well, you told him you were not -- you said not at
5 this time, didn't you?

6 A. Right, right.

7 Q. Now is Melinda Erickson assembling documents for
8 you into separate files?

9 A. She's trying to gather as much information as we can
10 get our hands on since it's scattered all over the
11 place, and I have four different subpoenas that I am
12 trying to respond to and she is assisting me.

13 Q. And does she have those separate files on her desk
14 in her office?

15 A. We are in the process of putting everything together.
16 I don't know where everything is at this point,
17 and I don't think she --

18 Q. Did you ask her if she had any documents in response
19 to the subpoena?

20 A. Did I ask her? The only thing I asked her about
21 was the bylaws, the section that was changed.

22 Q. Did you discuss on April 11 with Donald Barnett
23 the 1985 memo about gifts to ministers?

24 A. Yes.

25 Q. And did Donald Barnett indicate to you that that

1 did not apply, was not intended to apply to Donald
2 Barnett?
3 A. Yes, he did.
4 Q. And your response was that it did apply to him?
5 A. Yes.
6 Q. How did you know what he meant by that memo when he
7 told you that it didn't apply to him?
8 A. Because it says right on there that it has to apply
9 to all paid ministers.
10 Q. And he indicated to you that it did not apply to the
11 pastor and you said it did.
12 A. Yes.
13 Q. And how did you know what applied to him?
14 A. The memo intends to apply.
15 Q. But you don't know what was intended to apply to
16 him at that time, did you?
17 A. No.
18 Q. Now when he explained to you that that was not to
19 cover the pastor, did that explanation assist you
20 in understanding what was intended by the pastor?
21 A. No.
22 Q. What further information do you need to find out
23 what was the intent to cover that memorandum of
24 1985 with regards to ministers and gifts?
25 A. If he would have intended it to not apply to himself

1 he would have said so.

2 Q. But he told you on April 11th --

3 A. I don't believe him because the memo is pretty

4 self-explanatory.

5 Q. Is there a reason that you don't believe him?

6 A. Yes. The memo is pretty self-explanatory.

7 Q. But he indicated to you yesterday that it did not

8 apply to him and now you say that you don't believe

9 him?

10 A. That's right, I don't.

11 Q. And that's because the document that is prepared by

12 somebody else, though -- it wasn't prepared by

13 Donald Barnett, was it?

14 A. I don't know.

15 Q. Well, let's take a look at it. I believe the

16 document is Exhibit No. 14.

17 Do you know who prepared that memorandum?

18 A. Yes, Jack Hicks did.

19 Q. So that's not a memorandum prepared by Donald

20 Barnett?

21 A. Well, it could be because it says Don Barnett's

22 policies. He and Jack are interrelated and Don

23 would approve of this.

24 Q. Did you ask Don?

25 A. I know how Jack and Don always worked, and those

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things went back and forth between them.

Q. My question is: Did you ask Don?

A. No, I didn't.

Q. When Don told you that policy didn't apply to him and that was his intent in this memo here to pay the ministers, did that not explain it further to you such that he should be entitled to his paycheck?

A. No, it doesn't change what that says.

Q. You don't believe you are interfering with his position as the president by not approving his payroll at the present time?

A. I don't think I am.

Q. Okay. Have you told the individuals in the Community Chapel not to pay Don Barnett?

A. No, I told them that this memorandum needed to be put into force, or not put in force but to be applied to Don Barnett's salary since he was taking personal gifts.

Q. Now who did you tell that to?

A. I think I made a copy -- I think Jack DuBois and I told Drake Pesce.

Q. How did you find out about this Exhibit No. 14?

A. I think one of the Bible College teachers mentioned it to me.

Q. Who is that?

1 A. It was either Lanny Peterson or Mark Yokers.
2 Q. What did one or the other tell you?
3 A. They wanted to know how come Don was -- I think
4 they said that they wanted to know how come Don
5 wasn't being affected by what he was doing, taking
6 personal gifts over there when they knew of the
7 policy that affected them as well in the same
8 manner.
9 Q. Who would be making the checks out in the accounting
10 office? Who would be in charge of those?
11 A. Drake Pesce.
12 Q. And did you give any instructions to Drake Pesce
13 with regards to the amount of Donald Barnett's
14 check?
15 A. He was told to follow the restraining orders and
16 to take out whatever the normal deductions were,
17 including the loan, and he was also instructed by
18 Jack DuBois and myself to abide by this policy.
19 Q. Now this policy says that if they receive a gift
20 of any amount and if it's above a hundred dollars,
21 that that should be applied to their salary first;
22 is that correct? I mean, is that your understanding
23 of this Exhibit 14?
24 A. Anything over a hundred dollars should be
25 subtracted from their salary.

1 Q. What did you tell Drake Pesce to do with regards to
2 determining how much was received by Don Barnett
3 as a gift?
4 A. He said, how much have they been taking over there,
5 and I said they had been asking for \$12,000 one
6 week and in one of the tapes and was trying to come
7 up with \$20,000, and I think they indicated that
8 Donald, some Sunday night, that they had reached
9 that amount.
10 Q. Who indicated that?
11 A. Don Barnett.
12 Q. He indicated that?
13 A. Yes.
14 Q. On what date?
15 A. Back two or three weeks ago, back on a Sunday
16 night.
17 Q. I mean, what date is that?
18 A. I don't recall right now.
19 Q. Do you have that date?
20 A. You do. You have a copy of that.
21 Q. And can you tell me what date that is.
22 A. Probably two or three Sundays ago. It was either
23 two or three back on a Sunday evening.
24 Q. Let's take a look. Last Sunday would be April 3rd,
25 so it would be the 27th of March or the 20th of

1 March?

2 A. Let's see.

3 Q. Excuse me, actually, last Sunday was the 10th.

4 A. So it would probably have been the 3rd or the 27th,
5 probably the 27th.

6 Q. Okay.

7 A. I have to go.

8 Q. And you listened to that tape and you knew that
9 information?

10 A. I think that's one of the ones that I have seen
11 an excerpt from, but I don't recall listening to it
12 but, although, I might have.

13 Q. Did you receive a memo from Donald Barnett with
14 regards to this 1985 memorandum?

15 A. I think so, yes.

16 Q. And after you received that memo, did you take
17 any action to talk with the accounting office to
18 tell them that there was a misunderstanding or there
19 is a change in the policy or that it did not
20 apply to Donald Barnett?

21 A. No, I called the attorney and asked him -- I shared
22 with him with what Don had said, and said is there
23 any justification for changing things, and he
24 agreed with me that there wasn't.

25 Q. So what you are saying is that there is an attorney

1 who has made a determination that Donald Barnett
2 should not receive a salary?
3 A. No, he agreed with me.
4 Q. And tell me what that is.
5 A. That this memo applied.
6 Q. And that memo could not be changed?
7 A. Yes. He agreed that under the mutual restraining
8 order that Don couldn't change policy.
9 Q. I do have to find out what portion of this mutual
10 restraining order applies to this.
11 MR. ANDERSEN: I think that could wait.
12 MR. PIERCE: No. I need to have that
13 answer now because it's going to be part of this
14 contempt proceeding that will come up next week.
15 It will now come up next week. And, apparently,
16 it will also come up with the attorney.
17 Q. (By Mr. Pierce) Who is the attorney that agreed
18 with you?
19 MR. ANDERSEN: I think we need to stop.
20 Mr. Hartley has another appointment that he
21 mentioned to you earlier.
22 THE WITNESS: And it's 15 minutes over
23 that.
24 MR. PIERCE: Let him answer the
25 question.

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A. Which question?

Q. (By Mr. Pierce) Who is the attorney?

A. Jim Leach.

Q. Jim Leach?

A. Yes.

MR. PIERCE: Okay; type it up.

I want it tomorrow.

MR. JOHNSON: We will continue until
April 14th at 12:00 o'clock.

(The deposition was adjourned
at 4:50 p.m. Being agreement
between counsel and the witness,
signature was reserved.)

---o0o---

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

IN RE COMMUNITY CHAPEL AND
BIBLE TRAINING CENTER, a
nonprofit corporation organized
under the laws of the State of
Washington.

CAUSE NO. 88-2-05272-7

TO: David V. Andersen
4040 First Interstate Center
Seattle, WA. 98104

Deposition Of: E. SCOTT HARTLEY
Date Taken: 4/12/88
Today's Date: 4/13/88
Trial Date:

PLEASE TAKE NOTICE THAT:

- The above original deposition was today filed with the Clerk of the Court.
- The above original deposition is hereby released to you for filing with the Clerk of the Court.

xxxxxxx Enclosed are two forms: "Affidavit" and a Corrections Sheet. Instruct the deponent to review the deposition, record any corrections over his signature on the Corrections Sheet, and sign the Affidavit before a Notary. If there are corrections, please furnish other counsel with copies.

- Then please promptly file both forms with the Clerk of the Court.

xxxxxxx Return both forms to this office for their inclusion in the original transcript. (The transcript will be filed on 5-4-88.)

- The transcript of the above deposition is ready for your reading and signing at **405 Seattle Tower, Seattle, Washington**. You must by _____ read and sign the deposition or state in writing your reason for refusal to sign, or state in writing the fact that you waive your right to sign; failing to do so, signature will be deemed for all purposes waived and your deposition will be filed with the Clerk of the Court.

Thank you for your assistance in obtaining signature.

BY: CINDY YOUNG

CC: Rodney G. Pierce
Roger W. Johnson
Clerk of the Court

Rough & Associates
Incorporated
COURT REPORTERS

405 SEATTLE TOWER
SEATTLE, WASHINGTON 98101
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A F F I D A V I T

STATE OF WASHINGTON)
 :
COUNTY OF KING)

I have read my within deposition, and the same is true and accurate, save and except for changes and/or corrections, if any, as indicated by me on the "CORRECTIONS" flyleaf page hereof.

E. SCOTT HARTLEY

TIME EXP. FOR SIGNING
NO RESPONSIBILITY FOR WITNESS

SUBSCRIBED AND SWORN TO before me this
____ day of _____, 1988.

NOTARY PUBLIC in and for the
State of Washington,
residing at _____.

C E R T I F I C A T E

STATE OF WASHINGTON)
 :
COUNTY OF KING)

I, the undersigned officer of the Court under my commission as a Notary Public in and for the State of Washington, hereby certify that the foregoing deposition upon oral examination of the witness named herein was taken stenographically before me and thereafter transcribed under my direction;

That the witness before examination was first duly sworn by me to testify truthfully; that the transcript of the deposition is a full, true and correct transcript of the testimony, including questions and answers and all objections, motions, and exceptions of counsel made and taken at the time of the foregoing examination;

That I am neither attorney for, nor a relative or employee of any of the parties to this action; further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially interested in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 13th day of April 1988.

Cindy K. Young
NOTARY PUBLIC in and for the
State of Washington residing at
Kent

Page 2 of 2

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EXHIBIT 126 DATE 4-12-88
 WITNESS Hartley
 CINDY YOUNG 682-1027

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(continued)

(2)

Majorities Needed in Voting

L-BL-R8712,b2

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(continued)

(3)

Majorities Needed in Voting

L-BL-R8712,b2

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Community Chapel and Bible Training Center

ARTICLES OF FAITH AND BYLAWS

Originally drafted and ratified: October 18, 1967.

First revision: September 9, 1969.
Second revision: December 16, 1974.
Third revision: September 23, 1975.
Fourth revision: November 9, 1976.
Fifth revision: June 6, 1978.
Sixth revision: January 28, 1986.
Present revision: April 6, 1988.

PREAMBLE

We, members of the spiritual body of Christ desiring to unite in fellowship as a non-profit religious corporation, do hereby adopt these Bylaws and agree to be governed by their precepts.

Chapter One

DIVISION ONE

THE TOTAL CORPORATION

SECTION I

Name, Location, and Objective

ARTICLE ONE: The name of this Corporation shall be "Community Chapel and Bible Training Center."

ARTICLE TWO: The Corporation of Community Chapel and Bible Training Center is located in southern King County, Washington, at the Church of Community Chapel and Bible Training Center as described in Division Two of these Bylaws (Church of Community Chapel and Bible Training Center). The mailing address is 18635 Eighth Avenue South, Seattle, Washington 98148.

ARTICLE THREE: Community Chapel and Bible Training Center is organized as a church with the following objectives:

- A. To propagate the Christian faith and to spread the Gospel of Jesus Christ as revealed through the Holy Scriptures.

(continued)

(36)

RATIFICATION OF THE ARTICLES OF FAITH AND BYLAWS
OF
COMMUNITY CHAPEL AND BIBLE TRAINING CENTER

4/6/88
date

Donald Lee Barnett
Donald Lee Barnett, Board of Senior Elders Chairman

4-6-88
date

E. Scott Hartley
E. Scott Hartley, Board of Senior Elders member

4/6/88
date

J. H. DuBois
J. H. DuBois, Board of Senior Elders member

L-BL-R8712, b9

CURRENT OFFICERS AND MAJOR APPOINTEES OF THE CORPORATION OF
COMMUNITY CHAPEL AND BIBLE TRAINING CENTER

(revised 4/6/88)

DIVISION ONE: THE CORPORATION

Board of Senior Elders..... Donald Lee Barnett (Chairman)
John H. DuBois
E. Scott Hartley

President of the Corporation..... Donald Lee Barnett

Vice-President.....

Secretary of the Corporation..... E. Scott Hartley

General Manager.....

Treasurer and Data Manager..... Wyman J. Smalley

Accountant and Bookkeepers..... Drake Pesce
Sue Annear
Debra Gurr

Check Signers..... Donald Lee Barnett
John H. DuBois
E. Scott Hartley
Ralph Alskog
Wyman Smalley

Offering Counters..... Sue Annear
Denise Carpenter
Debra Gurr
Drake Pesce

Custodian of the Bylaws..... Melinda Erickson

DIVISION TWO: THE CHURCH

Pastor..... Donald Lee Barnett

Deacon Board..... E. Scott Hartley
Donovan Pack
Ralph Alskog

Ministerial Elders..... Ralph Alskog
John Harold
Don Lockrem
A. Russell MacKenzie
Lanny Peterson
Gerald Slaminski
Greg Thiel
Mark Yokers

Departmental Elders: Ron Myrick

(continued)

Officers and Appointees

DIVISION THREE: COMMUNITY CHAPEL PUBLICATIONS

Chief Executive Officer..... Donald Lee Barnett
Manager.....
Editor..... Jeff McGregor

DIVISION FOUR: COMMUNITY CHAPEL BIBLE COLLEGE

President (Chief Administrator)..... Donald Lee Barnett
Dean..... Jack DuBois
Business Manager.....

DIVISION FIVE: COMMUNITY CHAPEL CHRISTIAN SCHOOLS

Chief Executive Officer..... Donald Lee Barnett
Director

Assistant Director Donna Moren

L-BL-R8712,b8

EXHIBIT 9/12/ DATE 4-12-88
WITNESS Hartley
CINDY YOUNG 682-1427

RESOLUTION TO AMEND BYLAWS

WHEREAS, the directors of Community Chapel and Bible Training Center, a Washington non-profit corporation ("Chapel" herein), desire to amend the Bylaws of the Chapel to provide that the board of directors, and no one officer, is the final authority on all corporate matters and to provide that final authority for disfellowshipping rests with the board, it is hereby

RESOLVED, that the Bylaws of the Chapel be amended as follows:

1. By striking Division One, Section II, Article Four (p.3) in its entirety.

2. By striking from Division One, Section IV, Article Six, Item I (p.6), the following: "(subject to the concurrence of the original Chairman of the Board of Senior Elders if he is still presiding)."

And amending it to read as follows: "Exercising jurisdiction in any additional matter for which the Board of Senior Elders feels responsible."

3. By adding to Division One, Section IV (p.7) the following new Article Nine:

"Notwithstanding any other provision in these Bylaws regarding delegated authority, the Board of Senior Elders shall be the final authority for all corporate matters and shall have the authority, by majority vote, to override the actions and decisions of any corporate officer. The Board shall only use the authority to override when the matter is deemed serious and shall in general avoid interfering in the routine execution of duties of the corporate officers."

4. By striking from Division One, Section VI, Article One (p.8), the following: "at the discretion of the President."

And by amending it to read as follows:

"The Vice President of the Corporation shall be appointed by the President from the membership of the Board of Senior Elders. This appointment shall be ratified by a simple majority of the Board of Senior Elders. He shall act as assistant to the President as the President deems necessary. The Vice President may be removed from office by a ~~three-fourths (3/4)~~ majority vote of the Board of Senior Elders."

two-thirds (2/3)

(continued)

JM 3-10-88
JTB 3/10/88

5. By striking from Division One, Section VII, Article One (p.8), the following: "He also shall have authority to remove the Secretary of the Corporation and appoint a replacement as occasion demands."

And by amending it to read as follows:

"The Chairman of the Board of Senior Elders shall appoint one member of the Board of Senior Elders other than himself to be Secretary of the Corporation. The Secretary may be removed from office by a ~~three-fourths (3/4)~~ majority vote of the Board of Senior Elders."

*JH 3-10-88
JH 3-10-88
JH 3-10-88*

6. By striking Division Two, Section I, Article One, Item A, Paragraph 1 (p.16) in its entirety.

7. By striking from Division Two, Section I, Article One, Item A, Paragraph 2 (p.16), the following: "and Chairman of the Board of Senior Elders."

And by amending it to read as follows:

"The Pastor shall be recognized as the Spiritual Overseer of the Church, ordained and appointed of God for the ministry and to shepherd the flock of Community Chapel and Bible Training Center. In this capacity he shall be the chief Elder."

8. By amending Division Two, Section 1, Article One, Item B., Paragraph 3 (p.17) to read as follows:

"The Pastor may be removed from office by a minimum ~~three-fourths~~ majority vote of the Board of Senior Elders and a minimum two-thirds (2/3) majority vote of the entire Eldership. The Pastor shall have no vote in the case."

*JH 3-10-88 (2/3)
JH 3-10-88
JH 3-10-88*

*two-thirds JH 3-10-88
JH 3-10-88
JH 3-10-88*

(Subparagraphs a and b are deleted.)

9. By striking Division Two, Section I, Article One, Item C (p. 18) in its entirety.

10. By striking from Division Two, Section II, Article Two, Item A (p.21), the following: "under the Pastor."

And by amending it to read as follows:

"Senior Elders: Ordained Elders who collectively are responsible to be the governing body of the Corporation. All Senior Elders are members of the Board of Senior Elders and are ordained ministers. (See also

Division One, Section IV above.)"

11. By adding to Division Two, Section VI, Article Two, Item E

(p.27) the following new Paragraph 1:

"Subject to the following conditions (Paragraphs 2-8 below), the Counseling Center has authority to disfellowship individuals (and to invoke probationary special status). The security department may invoke on-the-spot special statuses for the purpose of enforcing security and protecting people and property (see Paragraph 4 below). The Senior Elders individually also have the authority to disfellowship individuals."

12. By adding to Division Two, Section VI, Article Two, Item E

(p.27) the following new Paragraph 2:

"Approval of and appeal process for disfellowships shall be according to the policies established by the Board of Senior Elders. The Board shall have the authority, by majority vote, to take or to overturn any disfellowship action. The Board shall be the final authority for all disfellowships and policies relating thereto."

13. By amending Division Two, Section VI, Article Two, Item E, Paragraph 1 (re-numbered 3), Subparagraph e (p.27) to read as follows:

"Notify the individual that either he is put out of the Church or else that a recommendation is being made to the effect that he be put out of the Church. If he is put out, he will not have fellowship with the Church."

14. By amending Division Two Section VI, Article Two, Item E, Paragraph 1 (re-numbered 3), Subparagraph f (p.27) to read as follows: "Explain to the individual that he has a right to appeal the expulsion to the church government."

15. By striking Division Two, Section VI, Article Two, Item E, Paragraph 4 in its entirety.

16. By striking Division Four, Section II, Article Seven (p.37) in its entirety.

17. By striking Division Four, Section II, Article Eight (p.37) in its entirety.

18. By amending Division Four, Section II, Article Nine (p. 37) to read as follows:

(continued)

(4)

"In the event that the ministry of the original Pastor at this Church ends, the Board of Senior Elders shall appoint another President for Community Chapel Bible College."

(Items A and B remain unchanged.)

19. By amending Division Five, Section II, Article Six (p.40) to read as follows:

"In the event that the ministry of the original Pastor at this Church ends, the Board of Senior Elders shall become responsible to appoint and remove the Director of the Christian School."

RESOLVED further, that said amendments are hereby adopted and approved this 10th day of March, 1988, at 5:00.m., at a duly held Board of Directors' Meeting by a three-fourths (3/4) affirmative majority vote.

COMMUNITY CHAPEL AND
BIBLE TRAINING CENTER

By: E. Scott Hartley
Secretary/Director

Jack A. Hicks
Senior Elder/Director

W. A. B. B. B.
Senior Elder/Director

Subpoena Request

1. Exhibit(s) : 2, 3, 6, 7a, b, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23a, b, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 43, 44, 45, 46, 47, 48, 49, 50, 52, 54, 55, 56, 67, 68

- church tapes : 3-6-88 DLB, 3-11-88 DLB, 3-14-88 DLB
- letter to SH from Ron M re: DLB @ Sunday School
- Newspaper clippings
- ~~Staff~~
- Special status letter 2-15-88
- Special meeting called by DLB 3-30-88
- Letters from deacons, Eldership, David M 3-4-88

2. Exhibit 67, 68

3. Exhibits 15, 21, 24, 27, 30³², 43, 46, 47

4. Exhibits 15, 21, 24, 27, 30, 32, 43, 46, 47

5. Church tapes 3-6-88, 3-11-88, 3-18-88, 3-14-88, 3-18-88, 3-20-88, 3-25-88, 3-27-88

Exhibits 15, 21,

6. Newspaper clippings
Exhibit 10, 39

7. Exhibit 7, 8, 12⁴, 23, 24, 25, 27, 28, 29, 30, 32, 40, 41, 44, 47, 50, 52, 53, 55

letter from Ron Myrick to Scott Hartley 3-30-88,

8. Temp. Res. Order 3-17-88 item 3

9. Exhibit 6

10. L.K.
11. L.K.
12. Exhibits: 6, 19, ~~26~~, 48
13. Exhibits: 12, 22, 24, 28, 29, 31, 32, 33, 34, 38, 44, 45, 47, 48, 49, 52
14. None exist except eldership meeting starting Jan 88
15. Already given
16. Attached
17. none exist
18. Exhibits: 35, 38, 50, 52
19. Drake P. Affidavit
Exhibit: 67, 68
20. Exhibit: 7, 9, 23, 25, 28, 29, 31, 32, 34, 37, 40, 41, 47, 48, 55
All sermons & meeting & letters to "the saints" ect.
see item 1 also
21. L.K.
Yes people, less income. Exhibits:
see item 2
22. LK or WS
23. W.S. or L.K.
see item 2
24. Drake P. Affidavit
Exhibits: 67, 68

25. Drake P. Affidavit
26. L.K.
27. L.K.
28. Exhibits: 9, 10, 15, 21, 46
29. Exhibit: 6
30. see attached by-laws of deacon board
Exhibits: 9, 10, 15, 21, 46
31. Exhibits: 15⁽²⁾, 21, 46
32. Exhibits: 15, 21, 46
Service tapes 3-4-88, 3-6-88
33. Exhibits: 12, 22, 24, 28, 31, 32, 33, 34, 44, 45, 47, 48
49, 52
34. Exhibit: 25
35. Exhibits: 9, 10, 15, 30, 43
Conversation between DLB + D.P.
36. No general mgr.
Exhibits: 9, 10, 15, 25, 30, 43
see item 1
37. Exhibits: 6, 13, 15, 16, 18, 22, 24, 26, 29, 30, 31, 32
33, 34, 36, 38, 43, 44, 45, 46, 47, 48, 49, 50,
51, 52, 53, 54, 56, 57
3-20-88 meeting DLB for Q & A.
3-14-88 meeting DLB w/ staff
3-22-88 conversation of DLB w/ D.P.

Ⓐ
S.R.

38. L.K.

39. D.P.

40. Those epist

Terri Myrick

PROPHECY GIVEN BY TERRI MYRICK, FRIDAY P.M., FEBRUARY 26: '88

My Beloved Poeples, you do not have within yourselves that which is necessary to come through this time. But as you are willing to humble yourselves before your Lord, I shall be faithful to speak unto you in that still small voice. And I shall place before each one of you that are willing to follow the small voice, I shall give you opportunities to choose for Me, or to choose for self, or to choose for man. I shall be faithful unto you. Will you be faithful unto Me? For I have been your Lord and I have sat upon My throne and you have been as a body before Me. Think not that your God has been unfaithful to you. Think not that your God has forsaken you. But yea, I shall turn the enemy upon himself and as you choose Me, I shall use you to bring his defeat. And as you choose Me, I will impart unto you that which you need to get through these difficult days. I am with you. Stand upon My Word. Open your ears to My Spirit within you. There are those among you that I have been putting Myself within in a peculiar way, and you who have been willing to listen to the voice of My Spirit within you shall be able to hear. There are those among you who have resisted and you will not be able to hear, but My love is extended to everyone of My lambs. And I shall work with each one of you individually because you belong to Me and you are precious in My sight. And if you could see all that I see, you would know that there is no where to go but into the arms of your loving Lord. And as you run into My arms, Beloved, I shall teach you what you need to have. Do not fear for I am with you.

EXHIBIT 123 DATE 4-12-88
WITNESS Hortley
CINDY YOUNG 682-7427

Little precious lambs, you are dear to Me beyond measure, and I have been building great strength in you, unbeknownst to you, for this very hour. And I have given you promises regarding your Pastor, and I have given you promises regarding yourselves, and I would confirm in your hearts this night that I shall make those promises good. For I do see your hearts for Me, and I do see his heart for Me, and I will see to it that though the days ahead be uncertain, you will be kept safe. And I shall move mightily on his behalf. If you will humble yourselves before your holy God in this hour, and if you will allow Me to move in the very depths of your being, you shall see Me move speedily and completely. But if you rise up in haughtiness, I promise you that my judgment shall come forth, and it shall be swift, and it will be dreadful. Therefore, My little ones, I am asking you to go on your faces for yourselves, and for the one that I have ordained to be your Pastor. Do not look at anything but Me, and believe that I am leading you through this very difficult time. If you will let Me take you through this time, you shall come to know Me in the manner that you have always longed for. For I am making you into a people who will depend utterly upon Me, and I am making you into a people that will be broken enough to contain the largeness of My heart. And I am making you into a people that will have an unprecedented opportunity to be ministers of reconciliation, if you will allow Me to do so. Therefore, little ones, be patient with Me, and be patient with your Pastor, and be patient with all of your brethren that I have called unto this place. For I shall work a perfect work, if I will have those who will stand in the gap for all in this place, and believe Me for full and total and glorious restoration, saith your God.

878. **Pride.**—N. dignity, self-respect, *mens sibi conscia recti*.

pride; haughtiness etc. *adj.*: high notions, *hauteur*; vainglory, crest; arrogance etc. (*assumption*) 885; pomposity etc. 882.

proud man, highflier; fine gentleman, — lady; *grande dame*.

V. be -proud etc. *adj.*: put a good face on; look one in the face, stalk abroad, perk oneself up; presume, swagger, strut; rear —, lift up —, hold up — one's head; hold one's head high, look big, take the wall, 'bear like the Turk no rival near the throne,' carry with a high hand; ride the —, mount on one's high horse; set one's back up, bridle, toss the head; give oneself airs etc. (*assume*) 885; brags etc. 884.

pride oneself on; glory in, take pride in; pique —, plume —, hug oneself; stand upon, be proud of; put a good face on; not hide one's light under a bushel, — put one's talent in a napkin; not think small beer of oneself etc. (*vanity*) 880.

Adj. dignified; stately; proud, -crested; lordly, haughty, lofty-minded; high-souled, -minded, -mottled, -handed, -plumed, -flown, -toned.

haughty, paughty, insolent, lofty, high, mighty, swollen, puffed up, flushed, blown; vain-glorious; purse-proud, fine; proud as — a peacock, Lucifer; blustered with pride.

supercilious, disdainful, bumptious, magisterial, imperious; high-handed, — and mighty; overweening, consequential; arrogant etc. 885; unblushing etc. 880.

stiff, -necked; starch; perked —, stuck-up; in buckram, straitlaced; prim etc. (*affected*) 855.

on one's high horses, — tight ropes, — high ropes; on stilts; *en grand seigneur*.

Adv. with head erect, with one's nose in the air. *Phr.* *adi profunum vulgus et arceo*.

885. **Insolence.** [Undue assumption of superiority.]—N. insolence, haughtiness etc. *adj.*: arrogance, airs; overbearance, brashness, bumptiousness, contumely, disdain, domineering etc. v.: tyranny etc. 739.

impertinence; cheek, nerve, sauciness etc. *adj.*: flippancy, dexterity, petulance, procreancy, bluster, swagger, -ing etc. v.: bounce, terrorism; jingoism, chauvinism.

as, pre-sumption; beggar on horseback; usurpation.

impudence, assurance, audacity, self-assertion, hardihood, front, face, brass; shamelessness etc. *adj.*: effrontery, hardened front, face of brass, assumption of infallibility.

malapert, saucybox etc. (*blusterer*) 887.

V. be -insolent etc. *adj.*: bluster, vapor, swagger, swell, give oneself airs; snap one's fingers, kick up a dust; swear etc. (*affirm*) 535; rap out oaths; roister.

arrogate; as, pre-sume; make -bold, — free; take a liberty, give an inch and take an ell.

domineer, bully, dictate, hector; lord it over, bulldoze; *traiter de haut, regarder de haut en bas*; exact; snub, huff, beard, fly in the face of; put to the blush; bear —, beat-down; browbeat, intimidate; trample —, tread-down, — under foot; dragon, ride roughshod over, terrorize.

out-face, -look, -stare, -brazen, -brave; stare out of countenance; brazen out; lay down the law; teach one's grandmother to suck eggs; assume a lofty bearing; talk —, look big; put on big looks, act the *grand seigneur*; mount —, ride-the high horse; toss the head, carry with a high hand.

tempt Providence, want snuffing.

Adj. insolent, haughty, arrogant, imperious, magisterial, dictatorial, arbitrary; high-handed, high and mighty; contemptuous, supercilious, overbearing, intolerant, domineering; overweening, high-flown.

flippant, pert, cavalier, saucy, forward, impertinent, fresh, malapert.

precocious, assuming, would-be, bumptious, bluff, brazen-, browed-faced, shameless, awless, unblushing, unabashed, bold-, bare-faced; dead —, lost- to shame.

impudent, audacious, presumptuous, free and easy, devil-may-care, rollicking; janty, jaunty; roistering, blustering, hectoring, swaggering, vaporing, thrasomic, fire-eating, full of sound and fury.

Adv. insolently, with a high hand; *ex cathedra*

930. **Contempt.**—N. contempt, disdain, scorn, sovereign contempt; despi-sal, -ciency, vilipendency, contumely; slight, sneer, spurn, by-word, contemptuousness etc. *adj.*: scornful eye; smile of contempt; derision etc. (*disrespect*) 929.

[State of being despised] despisedness.

V. despise, contemn, scorn, disdain, feel contempt for, view with a scornful eye, disregard, slight, not mind; pass by etc. (*neglect*) 460.

look down upon; hold -cheap, — in contempt, — in disrespect; think -nothing, — small beer- of; make light of; underestimate etc. 483; esteem -slightly, — of small or no account; take no account of, care nothing for; set no store by; not care a -straw etc. (*unimportance*) 643; set at naught, laugh in one's sleeve, snap one's fingers at, shrug one's shoulders, turn up one's nose at, pook-pook, damn with faint praise; sneeze —, whistle —, sneer at; curl up one's lip, toss the head, *traiter de haut*; laugh at etc. (*be disrespectful*) 929.

point the finger of —, hold up to —, laugh in -scorn; scout, hoot, flout, hiss, scoff at.

turn -one's back, — a cold shoulder-upon; tread —, trample-upon, — under foot; spurn, kick; fling to the winds etc. (*repudiate*) 610; send away with a flea in the ear.

Adj. contemptuous; disdain-, scorn-ful; withering, contumelious, supercilious, cynical, haughty, bumptious, cavalier; derisive.

contemptible, despicable; pitiable; pitiful etc. (*unimportant*) 643; despised etc. v.: down-trodden; unenvied.

Adv. contemptuously etc. *adj.*

Int. a fig for etc. (*unimportant*) 643; bah! never mind! away with! hang it! fiddle-de-dee!

EXHIBIT 124 DATE 4-12-88
WITNESS Hartley
CINDY YOUNG 682-1427

Complete

QUESTIONS & ANSWERS
Don Barnett
March 30, 1988

EXHIBIT 125 DATE 4-12-88
WITNESS Hartley
CINDY YOUNG 6821427

Good evening. I welcome you tonight. We've come tonight to endeavor to answer questions you may have. I feel that the flock has a right to have answers to their questions, and they have a right to ask me, and to hear what my answers are. I want to provide that tonight. I want to lead in a short prayer first.

First of all, I want to give you a principle that I think is really important. That is, whenever God's people get in a real jam, when they get in confusion, when they get into disagreements, when they get into misunderstandings, God's people should always act like God's people. God wants to do something in us, and this is one of the supreme tests: what will God's people do in the hour of duress. There are some that just go all to pieces. They get carnal, they get demonic. They fly off the handle. They act worse than the heathen. They don't trust God. They fight, accuse, backbite, attack, lie. And then there are others who keep sweet, trusting God, loving, and being careful, and leaving things in the hand of God. And I think it is very important that we maintain a Christlike spirit no matter what happens.

I can't help but feel that, you know, God has called me to pastor this church, and I've been a pastor here a long time, and I've really loved you, and I've put my heart out for you. I've loved God and the Word of God. And I've loved holiness. I've wanted just the very best for you and for me and for the work of God and for God. And no matter what happens, no matter if I make a mistake, if other people make a mistake, if I err in my thinking or if they do, if I'm deceived or if they are, that shouldn't change our love for one another. We should continue loving.

My wife and I at the present moment are quite a long ways apart as far as our thinking is concerned. And I confess that I don't really understand where she is. But I just keep loving her all the time. And I've been desperately hurt by some people. But I just keep loving them. And I truly do. I will not let my hurt go into bitterness and wild accusation and this type of thing. I don't feel that way. This is one of the most crucial things.

I feel like the Bible says that all have sinned and come short of the glory of God, and there is none righteous, no not one. And our self-righteousness is as filthy rags. We really don't have a lot to hold up before God. When you look at all the things God says: He hates pride seven things are an abomination (etc.). There are all kinds of things that are an abomination unto the Lord, including talebearing and taking the sins of somebody else out from under the blood of Christ and treating that person as though God had never forgiven them. Just a lot of things.