

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1468393-0

Total Deleted Page(s) = 2
Page 75 ~ b6; b7C;
Page 76 ~ b6; b7C;

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X For this Page X
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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

FD-340a (Rev. 1-27-03)

(Title)

1A's

b6
b7c

(File No.)

LA-249816

Item	Date Filed	To be returned		Disposition
		Yes	No	
1				E-MAIL FROM [REDACTED]
2				ORIGINAL NOTES RE INTERVIEW OF [REDACTED] AT IA STATE U
3				ORIGINAL NOTES RE INTERVIEW OF [REDACTED]
4				ORIGINAL NOTES RE INTERVIEW OF [REDACTED] DOCUMENT PROVIDED BY [REDACTED] WITH E-MAIL ADDRESSES
5				ORIGINAL NOTES RE INTERVIEW OF [REDACTED]
6				ORIGINAL NOTES RE INTERVIEW OF [REDACTED] SIGNED, FD-395, SIGNED COPY OF TITLE 18 USC 1001 COPIES OF C&D LETTERS, COS "FAIR GAME" POLICY PROVIDED BY [REDACTED]
7				ORIGINAL NOTES RE INTERVIEW OF [REDACTED]
8				ORIGINAL NOTES RE INTERVIEW OF [REDACTED]
9				ORIGINAL NOTES RE INTERVIEW OF [REDACTED]
10				ORIGINAL NOTES RE INTERVIEW OF [REDACTED] PROLEXIC
11				GJ SUBPOENA SERVED ON [REDACTED] DMV PHOTO OF [REDACTED]
12				RETURN OF SERVICE; FEDERAL GRAND JURY SUBPOENA

File Number 288A-LA-249816-1A1

Field Office Acquiring Evidence LA

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JM

Serial # of Originating Document 8

Date Received 2/19/08

From
(Name of Contributor/Interviewee)

Quimper U.
(Address)

b6
b7C

(City and State)

By

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

Title: UNSO B(s)
Church of Scientology - Victim
Computer Intrusion
OO:LA

Reference: Sub return email
(Communication Enclosing Material)

Description: Original notes re interview of

e-mail from

b6
b7C

RE: Subpoena No. CCS-0802247-A

[Redacted]

Sent: Tuesday, February 19, 2008 9:11 AM

To: [Redacted]

[Redacted]

Thanks for appearing on my behalf.

b6
b7C

PST removed – new zip available at <http://isdev.quinnipiac.edu/tools/filetransfer/pickup/nkcptiplzr>

I do not have additional info unless you find that something is missing or need additional files.

v/r,

[Redacted]

Information Security Officer
Director of Information Security and Network Operations
Quinnipiac University
Office [Redacted]
Mobile [Redacted]
Fax [Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

www.Quinnipiac.edu

From: [Redacted]

Sent: Tuesday, February 19, 2008 10:56 AM

To: [Redacted]

Subject: RE: Subpoena No. CCS-0802247-A

[Redacted]

b6
b7C

Thank you for the information. I have not yet looked at the files, but if you still need to provide information you can either burn it to a CD/DVD or email it to me at this address, which ever is easier for you.

Also, before I look at the files in the link, could you please remove the outlook pst file. I assume that is email. Email is outside the scope of the subpoena. I can only view the email content with a search warrant. One exception to this is if you or the IT department is a party to the email (to/from/cc) and you are voluntarily turning it over to me, otherwise I can not view it.

Because you provided the materials to me, you will not have to appear in front of the Grand Jury. If necessary, I can appear and say this is what was provided.

Thank you,

SA [Redacted]
Tel: [Redacted]
Fax [Redacted]

From: [redacted]
Sent: Tuesday, February 19, 2008 7:35 AM
To: [redacted]
Subject: Subpoena No. CCS-0802247-A

b6
b7C

[redacted]

Received subpoenas.
Will e-mail suffice for transfer or can I burn to CD/DVD and Fed-ex? Firewall logs alone would need over 50 3.5 inch floppies.
Also when will I know if I'm required to appear or if Grand Jury will except you providing logs?

Here is a link to pick up files.

[redacted]

b3

The call logs are from [redacted]

Our Absolute contact info below -

[redacted]
Absolute Software Inc.,
Regional Recovery Manager Law Enfor...
(631) 880-3926 Work
[redacted] Mobile
www.absolute.com

b6
b7C

I have also copied the [redacted]

Hardware details:

Name	Value
Local IP	[redacted]
Proxy IP	
Network Card 1 Description	
Network Card 1 MAC Address	
Network Card 1 IP	
Network Card 2	

b3

Description

Network Card 2
MAC Address
Network Card 2 IP

CISSP, CISM, MSIA
Information Security Officer
Director of Information Security and Network Operations
Quinnipiac University
Office 203 582 3625
Mobile
Fax 203 582.3819

b3
b6
b7C

www.Quinnipiac.edu

FD-340 (Rev. 4-11-03)

File Number

288A - LA - 249816 - 14.2

Field Office Acquiring Evidence

LA

Serial # of Originating Document

11

Date Received

3/3/08

From

[Redacted]

(Name of Contributor/Interviewee)

(Address)

(City and State)

By

[Redacted]

To Be Returned Yes

No

Receipt Given Yes

No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

Yes

No

Federal Taxpayer Information (FTI)

Yes

No

Title:

UNSUB(S)
CHURCH OF SCIENTOLOGY - VICTIM
compute intrusion
OO:LA

Reference:

[Redacted] 302

(Communication Enclosing Material)

Description:

Original notes re interview of

[Redacted]

IA State V.

3.18.08
302

b6
b7C

b6
b7C



~~SECRET~~

b6
b7c

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

- personal owned computer that
- he brought to campus.
- IP is in residence hall
- could have his machine
- in back or could have
- wireless router
- when first connects comp
- to FA Network has to
- register it use MAC
- Net ID Password
- he registers w/ FA
- b.netten = Net ID and
- first part ok
- activity from subed IP to
- two for time IP's
- No help desk trouble tickets
- router logs -
- could be missing data
- for dropped

Universal Case File Number 288A-LA-249816 - 1A3

Field Office Acquiring Evidence PH / SRA

Serial # of Originating Document 29

Date Received 7/23/08

From
(Name of Contributor)

(Address of Contributor)

Scranton PA
(City and State)

By SSA

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title: UNSUB(S)
CHURCH OF SCIENTOLOGY - VICTIM
COMPUTER INTRUSION.

Reference: FD 302 notes
(Communication Enclosing Material)

Description: Original notes re interview of

b6
b7C

6-1-08

b6
b7C

[Redacted]

Scranton PA 18505

DOB
OLN
SSN

[Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

b6
b7c

[Redacted]

approx [Redacted] wks ago

from Drexel - End of Spring

[Redacted]

- Room mate

[Redacted]

for

approx

months

[Redacted]

believes

he's Information Technology major

- [Redacted]

of anonymous - approx 30 people @

Drexel involved - no names

b6
b7c

- [Redacted]

got program from provided sites

His (roots) understanding was program sent
packets to COS. "Nifty" window you
could put IP address of ATTACK.

- Did it because a Tom Cruise video was
released by COS.

- [redacted] went on two different occasions to CAS protests in PH. Groups met @ city Hall then went over. He didn't attend.

- [redacted] talked a lot with Guy next door [redacted] thinks he's from India

- [redacted] had a Mac book and newer Dell Desktop. DDos Attacks [redacted]

- Time frame of attacks late evening after class til early morning

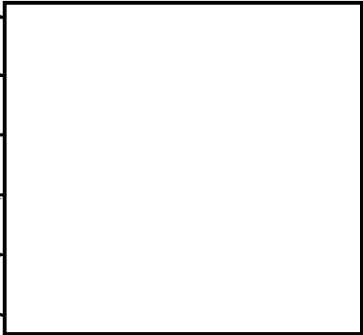
- [redacted] did it in Jan-Feb sometime. Lasted a whole wk. 2 large attack with several smaller ones

- [redacted] used AIM to chat with friends at Drexel IRC to talk with anonymous. no screen names

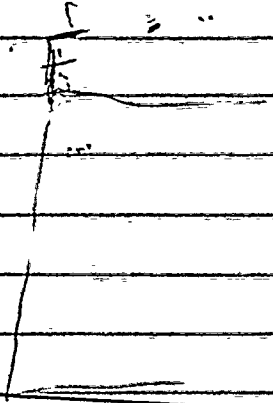
- [redacted] has Myspace Account - [redacted]

- Has account: [redacted] NOT set to private

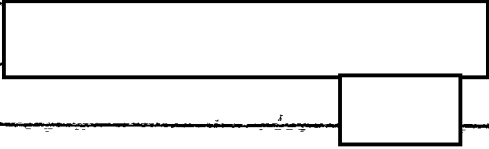
- [redacted] used his computer on classrooms network and printing.



maybe without hyphens.



ABOVE web sites written by



FD-340 (Rev. 4-11-03)

File Number

288A-LA-249816-1A4

Field Office Acquiring Evidence

OM

Serial # of Originating Document

Date Received

07/17/2008

From

[Redacted]

(Address)

Omaha, NE

By

SA [Redacted]

To Be Returned Yes

No

Receipt Given Yes

No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes

No

Federal Taxpayer Information (FTI)

Yes

No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title:

UNSUB(S);
CHURCH OF SCIENTOLOGISTS

Reference:

FD 302 dated 7/17/08

(Communication Enclosing Material)

Description: Original notes re interview of

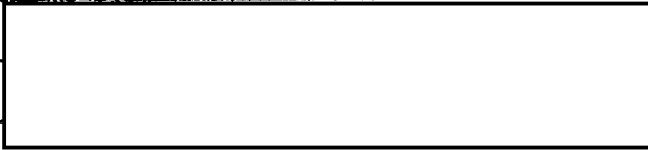
[Redacted]

Document provided by [Redacted]

with e-mail [Redacted]

8.8.08

Internet



3 people - *patricia Arquette* -

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JM

7/17/08
[Signature]

[Redacted]

9/6/88

[Redacted]

Onora, NE 68131

- Lived 2 months
- Six people next house looking for a job
- Grand Island, NE - (Went with parents [Redacted])
- Freshman at ISU
- Aerospace engineering
- Not returning to ISU
- Onora Neho in Roll - honor enrolled
- left ISU - gas internet level low expense at of state

~~LEADS~~

- "What are people as engineers"
- group of people
- wages hours
- no agents
- [Redacted]
- haven't been on Y-chip in at least two months
- [Redacted] board - computer gear, tech help equipment

2

- Windows Vista guy
- doesn't like Linux
- Agency expense board

b6
b7C

- posting on board anonymously



- Give me AS 4 char,

- no coffee

- Agency has IRC channel - not sure being
I should see policy mapping

- no password

irc.4char.org

over in base

- Pass to Agency website AS well



- several computers in house



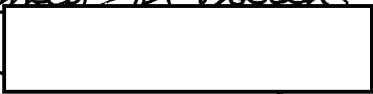
15 reg count

- walls

- 15 sent to ducts

- ports in living room

- no mail in router



use

- New Year 2008 - last time on
web site

- live on website for at least ~~five~~ years
- Started open diff.

- 2 ^{Agencies} added to IM -

Committee every now and then

- Knows they don't like the COS group
- someone tried to buy the COS website
down in about August 2007

- ^{people} posted on website to DOS about
on COS website

- DOS address on website happened
- "I was involved for a while but"

- did it once for several

- downloaded program that was posted
on yahoo.com possibly TON B. White

- Windows check

- did the check from DHS

- did for some reason check

didn't respond to post - just downloaded

- doesn't know who did it

b6
b7c

- did attacks over a weekend at least
2-3 times

- Computer 18. had



- anyone else on computer? no idea
Partners

- doesn't think hijacker compromised

- Why the attack -

has about what they believe"

- how they drug people for the
religion

think COP is wrong

Protesters - find me, not identify
for attack

- Change hands of \$ to now demand - only
not in best religion - is what

[redacted] active was unclear but didn't think
FBI would show up at door

- knew it was illegal

- Only one lock near to computer AT ISU

- no remote "locked room - no pw

- All computers in house were secured,

- understood that EPA had access to this

- denied court to search computers
asked for warrant

- returned computer level this -

- Under USA

- host committed my other files

- downloaded music

- Arranger also requested full membership
arranged ~~there~~ there

[redacted]

- doesn't know anyone else in group

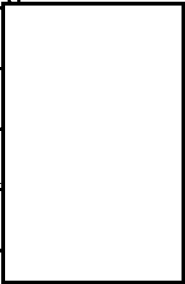
- provides help with rent



DINW -



note



(sp?)

) she is house

FD-340 (Rev. 4-11-03)

File Number 288A-LA-249816 - 1A5

Field Office Acquiring Evidence LA

Serial # of Originating Document _____

Date Received 9/13/08

From _____

(Name of Contributor/Interviewee)

(Address)

(City and State)

By SA _____

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title:

UNSUB(s)
Church of Scientology - Victim
Computer Infiltration
OO: LA

Reference: _____

(Communication Enclosing Material)

Description: Original notes re interview of

924 of

[redacted]

note of

[redacted]

- [redacted] told him what he did

= almost 500 other people involved

b6
b7c

- didn't think it was that big of deal

- [redacted] told her that they did a DOS attack on

Scientology, just kept being refresh

- over 475 kids doing this

he was in Iowa state at the time

- No real defenses only used of bandwidth

FD-340 (Rev. 4-11-03)

- 1AG

File Number 200A-CA-249816

Field Office Acquiring Evidence Newark - FTN 2

Serial # of Originating Document _____

Date Received 10/14/08

From _____

(Name of Contributor/Interviewee)

(Address)

Green Rock NJ

(City and State)

By _____

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title: UNSUB(S)
CHURCH OF SCIENTOLOGY - VICTIM
COMPUTER INTRUSION

Reference: _____
(Communication Enclosing Material)

Description: Original notes re interview of

SIGNED FD-395, SIGNED COPY

OF Title 18 USC 1001

COPIES OF (C+D) LETTERS COS "Finn Game" Policy

PROVIDED BY _____
10-27-08

b6
b7c

b6
b7c

833 West Fth Street, Suite 4000
Los Angeles, California 90071-2037
Tel: +1 213 415 1234 Fax: +1 213 691 8763
www.lw.com

LATHAM & WATKINS LLP

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Brussels	New York
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Los Angeles	Shanghai
Madrid	Siicon Valley
Milan	Singapore
Moscow	Tokyo
Munich	Washington, D.C.

March 18, 2008

VIA HAND DELIVERY



from Boston

b6
b7c

Re: Anonymous Activities

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JM

Dear

Latham & Watkins, LLP has been retained by the Church of Scientology International (the "Church") in connection with a series of terrorist threats against Church leaders and parishioners made by an internet group known as "Anonymous". Since January 2008, members of Anonymous have engaged in a campaign of violence against the Church, its members and Church property. Anonymous members have made numerous bomb threats, arson threats and committed acts of vandalism against Scientology Churches. They have made harassing phone calls, sent vulgar and threatening faxes, posted threats on the internet and publicly threatened to kill Church leaders, Church security personnel and Scientologists engaged in religious services. On January 30, 2008, Anonymous members sent letters containing simulated anthrax to over twenty Scientology Churches in Southern California.

Anonymous members have also sent threatening emails to the Church, including, "[I will] kill you... I have the authority to use lethal force"; and "I'm watching you, and I control the bombs." And on February 13, 2008 Anonymous placed a video threat on the Internet, saying:

We are an elite Anonymous. On the 13th of March 2008 ... one 5 kilogram pack of nitroglycerin will detonate in the Churches of Scientology across the United States of America ... This will be the world's biggest terrorist attack on a religion. Lives will be lost... A separate personal attack on [the President of the Church] will be launched on the 13th of March 2008 at an undisclosed time. His execution along with the deaths of other countless Scientologists will strike fear into the hearts of every member of this cult.

Law enforcement authorities have been notified of these illegal activities.

We are sending you this letter because the Church has reason to believe that you may be directing or leading some or all of the actions of "Anonymous," and have assisted in its

March 18, 2008
Page 2

LATHAM & WATKINS LLP

campaign of violence or inciting violence against the Church. In particular, you were identified at a protest outside a Church on February 10, 2008 and you further have made statements, both publicly and to others, promoting your leadership in the organization. We demand that you immediately cease all illegal activities against the Church. Should your organization continue inciting and/or engaging in violent acts against the Church or its members, we are prepared to take any and all steps necessary to protect our client, including referring any individual, including you, to Local, State and Federal authorities.

Sincerely,



b6
b7C

of LATHAM & WATKINS LLP

RABINOWITZ, BOUDIN, STANDARD, KRINSKY & LIEBERMAN, P.C.
ATTORNEYS AT LAW
111 BROADWAY, ELEVENTH FLOOR
NEW YORK, NY 10006-1901
TELEPHONE 212 254 1111
FAX 212 674 4614

b6
b7C

[redacted]
(212) 254 1111 Ex [redacted]
[redacted]

LEONARD B. BOUDIN (1913-1969)
VICTOR RABINOWITZ (1911-2007)

MICHAEL KRINSKY
ERIC M. LIEBERMAN
DAVID B. GOLDSTEIN
CHRISTOPHER I. KLAFELL

LINDSEY FRANK

COUNSEL

LEONARD I. WEINGLASS
DEBRA EVENSON
TERRY GROSS
FRANK L. O'NEILL
THOMAS R. ASHCR

May 5, 2008

[redacted]

Flushing, NY 11358

VIA HAND DELIVERY

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Re: Anonymous Activities

Dear [redacted]

This law firm has been retained by the Church of Scientology (the "Church") in connection with a series of unlawful threats made by a group of individuals known as "Anonymous" against Church leaders and parishioners.

Since January 2008, members of Anonymous have engaged in a campaign of vandalism, harassment, and threats of violence against the Church, its members and Church property. Anonymous members have made bomb threats, arson threats and committed acts of vandalism against Scientology Churches. Individuals identified as being part of Anonymous have made harassing phone calls; sent vulgar and threatening faxes, posted threats on the internet and publicly threatened to kill Scientologists engaged in religious services. As a further part of the campaign of terror, on January 30, 2008, letters containing simulated anthrax were sent by Anonymous to more than twenty Scientology Churches in Southern California.

Anonymous members have also sent threatening emails to Scientology Churches, which include the following: "[I will] kill you... I have the authority to use lethal force" and "I'm watching you, and I control the bombs." On February 13, 2008, Anonymous placed a video threat on the Internet, stating:

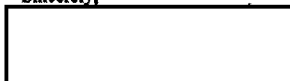
b6
b7c

We are an elite Anonymous. On the 13th of March 2008 ... one 5 kilogram pack of nitroglycerin will detonate in the Churches of Scientology across the United States of America ... This will be the world's biggest terrorist attack on a religion. Lives will be lost. . . . A separate personal attack on [the President of the Church] will be launched on the 13th of March 2008 at an undisclosed time. His execution along with the deaths of other countless Scientologists will strike fear into the hearts of every member of this cult.

Law enforcement authorities have been notified of these illegal activities.

We are sending you this letter because you have been identified as directing or leading actions of Anonymous, which may include its campaign of actual threats and incitements. You have participated in what Anonymous calls "raids" against Scientology churches, and reportedly manage the Anonymous web site Epicanon.com. We place you on notice that inciting violence against the Church and its members, and engaging in acts of terrorism (such as the simulated anthrax attack; bomb, arson and death threats) violate State and Federal law. We demand that you refrain from committing, or assisting others in committing, any illegal acts directed at the Church or its parishioners. Should Anonymous continue inciting others, and/or engage in violent acts against the Church or its members, we are prepared to take whatever steps may be required to protect the Church, including referring any individual who commits such acts, or aids or assists others who commit such acts, to State and Federal authorities.

Sincerely,



RABINOWITZ, BOUDIN, STANDARD, KRINSKY & LIEBERMAN, P.C.
ATTORNEYS AT LAW
111 BROADWAY, ELEVENTH FLOOR
NEW YORK, NY 10006-1901
TELEPHONE 212 254 1111
FAX 212 674 4614

b6
b7c

[redacted]
[redacted]
[redacted]

LEONARD B. BOUDIN (NY 10021) 1999
VICTOR RABINOWITZ (NY 10017)

MICHAEL KRINSKY
ERIC M. LIEBERMAN
DAVID B. GOLDSTEIN
CHRISTOPHER J. KLATZKA

LOUIS T. FRANK

COLANGE

LEONARD I. WEDGELAS
DEBRA SYDOROW
TERRY GAGNE
CLAUDE KAPLAN
THOMAS A. ARNER

September 4, 2008

[redacted]

Belleville, NJ 07109

Re: Anonymous Activities

Dear [redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

This law firm has been retained by the Church of Scientology (the "Church") in connection with a series of unlawful threats made by a group of individuals known as "Anonymous" against Church leaders and parishioners. We write about your activities on behalf of this group. While mere peaceful picketing, where otherwise not restricted by law, is of course protected under the First Amendment, we are concerned that, given your apparent leading role in the group, you may also be acting in furtherance of other, not so benign, activities of Anonymous.

As you undoubtedly are well aware, since January 2008, members of Anonymous have engaged in a campaign of vandalism, harassment, and threats of violence against the Church, its members and Church property. Anonymous members have interfered with the First Amendment rights of Church members to discuss their religious practices with members of the public and to distribute religious literature; in fact, this has been a continuing form of harassment in New York. We believe that you personally have engaged in such activities, in concert with others.

In addition, individuals identified as being part of Anonymous have made harassing phone calls, sent vulgar and threatening faxes, posted threats on the internet and publicly threatened to kill Scientologists engaged in religious services, made bomb threats, arson threats and committed acts of vandalism against Scientology Churches. As a further part of the campaign of terror, on January 30, 2008, letters containing simulated

Little Sister Gwend

anthrax were sent by Anonymous to more than twenty Scientology Churches in Southern California.

On February 13, 2008, Anonymous placed a video threat on the Internet, stating:

We are an elite Anonymous. On the 13th of March 2008 ... one 5 kilogram pack of nitroglycerin will detonate in the Churches of Scientology across the United States of America ... This will be the world's biggest terrorist attack on a religion. Lives will be lost, ... A separate personal attack on [the President of the Church] will be launched on the 13th of March 2008 at an undisclosed time. His execution along with the deaths of other countless Scientologists will strike fear into the hearts of every member of this cult.

Law enforcement authorities have been notified of these illegal activities.

You have been identified as directing or leading actions of Anonymous. We therefore are concerned that your activities may directly or indirectly support its campaign of actual threats and incitements. Acts such as harassing Church members to interfere with their exercise of their rights of speech or religion, let alone making threats or inciting violence against the Church and its members; and engaging in acts of terrorism (such as the simulated anthrax attack; bomb, arson and death threats) violate State and Federal law. We demand that you refrain from committing, assisting, or acting in concert with others in committing illegal acts directed at the Church or its parishioners. Should Anonymous continue inciting others, and/or engage in violent acts against the Church or its members, we are prepared to take whatever steps may be required to protect the Church.

Sincerely,

[Redacted signature]

b6
b7C

JOHNSON, POPE, BOKOR, RUPPEL & BURNS, LLP
ATTORNEYS AND COUNSELLORS AT LAW

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GUY M. BURNS
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ELIZABETH J. DANIELS
COLLEEN M. FLYNN

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RYAN C. GRIFFIN
MARION HALE
REBECCA L. HEIST
SCOTT C. EGENFRITZ
FRANK R. JAKES
TIMOTHY A. JOHNSON, JR.
SHARON E. KRICK
ROGER A. LARSON
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MICHAEL C. MARKHAM
ZACHARY D. MESSA
A. R. "CHARLIE" NEAL
F. WALLACE POPE, JR.
ROBERT V. POTTER, JR.
JENNIFER A. REH
DARRYL R. RICHARDS
PETER A. RIVELLINI
DENNIS G. RUPPEL
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911 CHESTNUT ST. • POST OFFICE BOX 1328 (ZP 33757-1328)
CLEARWATER, FLORIDA 33758
TELEPHONE: (727) 461-1010
TELECFAX: (727) 452-0365 • (727) 441-0511

File No: 19515.115757

October 8, 2008

[Redacted]

Re: Anonymous Activities

Member: Chimera

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HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Dear Mr. [Redacted]

Our law firm has been retained by the Church of Scientology of New York in connection with a series of terrorist threats against Church leaders and parishioners made by an internet group known as "Anonymous".

Since January, 2008, members of Anonymous have engaged in a campaign of violence against the Church, its members and Church property. Anonymous members have made numerous bomb threats, arson threats and committed acts of vandalism against Scientology Churches. They have made harassing phone calls, sent vulgar and threatening faxes, posted threats on the internet and publicly threatened to kill Scientologists engaged in religious services. On January 30, 2008, Anonymous members sent letters containing simulated anthrax to over twenty Scientology Churches in Southern California.

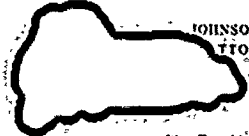
Anonymous members have also sent threatening emails to the Church, including, "[I will] kill you... I have the authority to use lethal force"; and "I'm watching you, and I control the bombs." And on February 13, 2008, Anonymous placed a video threat on the Internet, saying:

We are an elite Anonymous. On the 13th of March 2008 . . . one 5 kilogram pack of nitroglycerin will detonate in the Churches of Scientology across the United States of America . . . This will be the world's biggest terrorist attack on a religion. Lives will be lost... A separate personal attack

TAMPA

CLEARWATER

ST. PETERSBURG



JOHNSON, POPE, BOKOR, RUFFEL & BURNS, LLP
ATTORNEYS AND COUNSELLORS AT LAW

on [the President of the Church] will be launched on the 13th of March 2008 at an undisclosed time. His execution along with the deaths of other countless Scientologists will strike fear into the hearts of every member of this cult.

I enclose a brief documentary for your information, which sets forth additional evidence of criminal acts of Anonymous. Law enforcement authorities have been notified of these illegal activities.

We are sending you this letter because we have reason to believe that you are associated with and have been assisting Anonymous in its campaign against the Church. In particular, you have been an accessory by your participation in demonstrations where my church and fellow church members were violated. These include days in May, June & July 2008 and other times that you promoted and participated in "raids" against the Church.

The purpose of this letter is to place you on notice that the activities of Anonymous in inciting violence against the Church and its members and engaging in acts of terrorism (such as the simulated anthrax attack, bomb, arson and death threats) violate State and Federal law. We demand that you immediately cease all such activities that you may be engaged in. Should Anonymous continue inciting and/or engaging in violent acts against the Church or its members, we are prepared to take any and all steps necessary to protect our client, including referring the names of persons to State and Federal authorities.

Very truly yours,



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b7c

Enclosure
454234

STATEMENT ABOUT C&D's FROM

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With this C&D came one for my parents as well (not uploading that one) which was the same as mine, as well as a copy of the Anonymous Hate Crimes dvd for each C&D.

Now, my analysis.

After seeing LittleSister's C&D, then mine, I have come to the conclusion there are two different types for a reason.

Type 1: Leadership

C&D, no DVD, accuses of having a leading role in Anon activities.

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Type 2: New person

C&D, DVD, accuses of taking part in and being an accessory to Anon activities.

I noticed now for the Newperson-type C&D it had my name and handle, and mentioned a few of the global protest dates. With the DVD, as well as a C&D sent to my parents as well, I have come to the conclusion that this type is meant for people the CoS considers newer members. I also found it odd that mine came from Clearwater, FL.

Hm, the place known as Scientology's Mecca as the sender, a DVD explaining Anonymous' crimes (according to the CoS), and a letter saying how I'm considered an accessory, and my parents as well.

This is the CoS attempting to intimidate new members. If you were new and got this, wouldn't you contemplate ending your participation with Chanology? You just got a letter from the home base of Scientology saying you could be in league with some bad people! They even sent a DVD telling you what these bad people have done!

As for Leader-type C&D, I noticed how it states the recipient may be taking part in "not so benign activities of Anonymous" outside of the peaceful picketing that is protected by the First Amendment. In New-type, there is NO MENTION of the peaceful picketing or accusation of "not so benign" activities. Also, the law firm is one that's not as far away as Clearwater. There is also no DVD enclosed with it.

This is the CoS trying to take things to a more businesslike approach to supposed leaders, in my eyes. The typeface is smaller in this type of C&D as well. Though it may mean nothing, it seems like they were trying to make this letter a bit more official looking. If I'm looking too deep into the typeface, then disregard that, I suck cocks.

Let's see, an official looking letter that even SOUNDS official to the untrained eye, and it's been sent by a law firm RIGHT HERE IN NY, instead of some far away city. This is probably an attempt to get the

"leaders" of Anonymous to take the CoS seriously.

After thinking this over a bit, I was starting to realize some things:

-Anon carry their C&Ds with pride, and they compare them amongst each other.
-It seems a bit random with how certain C&Ds are sent. Members who haven't come to a protest in MONTHS have received them, members who seem to have more influence would receive a C&D calling them a leader, and members, despite the time they've spent with Anon are getting a New-type C&D (as is in my case.)

This looks like what I will refer to as the Distrust Tactic.

Scientists are sending seemingly random letters to different members. With us comparing them and stuff, people are going to question why one member got a Leader-type and why one got a New-Type. It can lead to Anons questioning the motives of their fellow members, and make us even more paranoid about each other. Paranoia leads to distrust, and distrust leads to the breaking up of the Hivemind, if it becomes rampant enough.

In my eyes, this is the CoS trying to break us apart by making us question each other's stance in the group, our motives, etc. In past conversations with Anon, it's been said that we need to stop hanging out and being friendly with each other, and if I'm right about what this tactic is attempting to do, such a move could ruin us completely.

We need to show the CoS that they can't break us apart, they can't make us lose trust in each other. To show them that we can't even trust each other is to show them that they've won.

All I can say after all that, is that I will still continue to contribute however I can, and now with this knowledge of the situation, let's show them that we mean it when we say "Anonymous is Legion."

I'll never forgive them for coming to my house with their papers.

I'll never forget hearing my mom being frantic about having a lawyer-type person at the door, and how she's worried about them coming back again.

This is the person who Hand Delivered a C&D letter to the member "First Vendetta"'s house. This person also harassed his family by slamming on the door for 20 minutes, then slipping a "Anonymous No More" flier which had First Vendetta's real name, and location, as well as his picture on it, with the words "Anonymous No More" on the bottom of the flier. This is one of the people the Church of Scientology hires as "security".

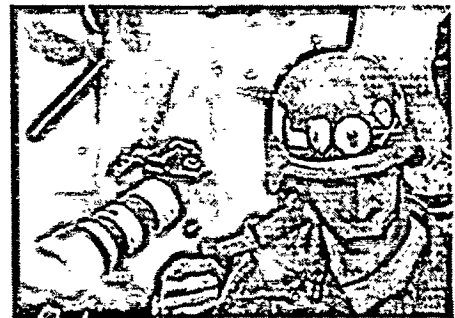
The police have been informed of this, and we are currently trying to find out this persons name so we may file a police report.



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ANONYMOUS



DIMITRY VOYCHOK
AKA
FIRST VENDETTA



NEW YORK
ANONYMOUS NO
MORE!

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DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

RABINOWITZ, BOUDIN, STANDARD, KRINSKY & LIEBERMAN, P.C.

ATTORNEYS AT LAW
111 BROADWAY, ELEVENTH FLOOR
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TELEPHONE 212 254 1111
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b6
b7c

[REDACTED]
(212) 254 1111 Ext [REDACTED]
[REDACTED]

LEONARD B. BOUDIN (1912-1989)
VICTOR RABINOWITZ (1911-2007)

MICHAEL KRINSKY
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LEONARD I. WEINGLASS
DEBRA EVENSON
TERRY GROSS
CRAIG KAPLAN
THOMAS R. ASHER

September 4, 2008

[REDACTED]

Brooklyn, NY 11230

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Re: Anonymous Activities

Dear [REDACTED]

This law firm has been retained by the Church of Scientology (the "Church") in connection with a series of unlawful threats made by a group of individuals known as "Anonymous" against Church leaders and parishioners. We write about your activities on behalf of this group. While mere peaceful picketing, where otherwise not restricted by law, is of course protected under the First Amendment, we are concerned that, given your apparent leading role in the group, you may also be acting in furtherance of other, not so benign, activities of Anonymous.

As you undoubtedly are well aware, since January 2008, members of Anonymous have engaged in a campaign of vandalism, harassment, and threats of violence against the Church, its members and Church property. Anonymous members have interfered with the First Amendment rights of Church members to discuss their religious practices with members of the public and to distribute religious literature; in fact, this has been a continuing form of harassment in New York. Anonymous members also have singled out individual staff members and parishioners of the Church for harassment, verbal abuse, internet attacks and invasions of privacy. We believe that you personally have engaged in harassment of the Church and its members.

In addition, individuals identified as being part of Anonymous have made harassing phone calls, sent vulgar and threatening faxes, posted threats on the internet and publicly threatened to kill Scientologists engaged in religious services, made bomb

threats, arson threats and committed acts of vandalism against Scientology Churches. As a further part of the campaign of terror, on January 30, 2008, letters containing simulated anthrax were sent by Anonymous to more than twenty Scientology Churches in Southern California.

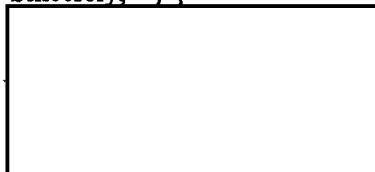
On February 13, 2008, Anonymous placed a video threat on the Internet, stating:

We are an elite Anonymous. On the 13th of March 2008 ... one 5 kilogram pack of nitroglycerin will detonate in the Churches of Scientology across the United States of America ... This will be the world's biggest terrorist attack on a religion. Lives will be lost. . . . A separate personal attack on [the President of the Church] will be launched on the 13th of March 2008 at an undisclosed time. His execution along with the deaths of other countless Scientologists will strike fear into the hearts of every member of this cult.

Law enforcement authorities have been notified of these illegal activities.

You have been identified as engaging in harassing actions of Anonymous. We therefore are concerned that your activities may directly or indirectly support its campaign of actual threats and incitements. Acts such as harassing Church members to interfere with their exercise of their rights of speech or religion, let alone making threats or inciting violence against the Church and its members, and engaging in acts of terrorism (such as the simulated anthrax attack, bomb, arson and death threats) violate State and Federal law. We demand that you refrain from committing, assisting, inciting or acting in concert with others in committing illegal acts directed at the Church or its parishioners. Should Anonymous continue inciting others, and/or engage in violent acts against the Church or its members, we are prepared to take whatever steps may be required to protect the Church.

Sincerely, 



b6

b7C

Domain name: epicanon.com

Registrant Contact:

WhoisGuard
WhoisGuard Protected
8939 S. Sepulveda Blvd. #110 - 732
Westchester, CA 90045
US

Administrative Contact:

WhoisGuard
WhoisGuard Protected (5a0cb68ffe0643bc9440d078717d784a.protect@whoisguard.com)
+1.6613102107
Fax: +1.6613102107
8939 S. Sepulveda Blvd. #110 - 732
Westchester, CA 90045
US

Technical Contact:

WhoisGuard
WhoisGuard Protected (5a0cb68ffe0643bc9440d078717d784a.protect@whoisguard.com)
+1.6613102107
Fax: +1.6613102107
8939 S. Sepulveda Blvd. #110 - 732
Westchester, CA 90045
US

Status: Locked

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Name Servers:

ns1.vaninollc.com
ns2.vaninollc.com

Creation date: 18 Mar 2008 02:34:55
Expiration date: 18 Mar 2009 02:34:55

Random Information and Links:

The Website I (Alex Vanino) runs for NYC:

<http://www.epicanon.com>

The Largest Community website for Anonymous and Protesting. I am currently helping run it:

<http://www.whyweprotest.net>

Class and Term Information on CoS:

<http://www.epicanon.com/printthread.php?t=1004>

Scientology Audited: An archive of independent research and documentation on Scientology

by

<http://www.xenu.net/archive/audit/>

Scientology's Enemys:

http://www.xenu.net/archive/enemy_names/

A Mass of Information on Scientology:

<http://www.xenu.net/>

WikiLeaks: Office public court documents on cases involving Scientology:

<http://www.wikileaks.org>

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Epic Anonymous (<http://www.epicanon.com/forum.php>)

- **General Discussion** (<http://www.epicanon.com/forumdisplay.php?f=2>)

- - **An Open Letter to the CoS** (<http://www.epicanon.com/showthread.php?t=1061>)

PokeAnon

10-13-2008 02:36 AM

An Open Letter to the CoS

Dearest "Church" of Scientology,

Cut that out. Seriously. Quit it. You have shown up to my home now on two separate occasions to hand deliver notices which accuse me of illegal activities which are hilariously far from the truth. The letters which you sent got a total of four things correct. My name, my mom's name, I am a part of anonymous, and I am site staff on EpicAnon.com.

I have never made any attempts or had any desires to harm any Scientologists. They are victims of a cult. My father is a Scientologist, as are several of his friends. I know several of these people. The idea that I would wish any malice upon any of them is absurd at best.

I have invited you to have conversations with me in the past, since you obviously know my name and address. The closest you have come to communication with me is having that horrible banshee woman shriek my name and cackle at me from across the street. For the "most ethical people on earth" and a "religion based around communication" you have failed miserably at demonstrating either of these claims.

Your only success has been covering from communication and discussion; covering from the truth. You have made bogus legal claims and attempted to intimidate me from practicing my first-amendment rights. You have done exactly the opposite in doing so. You have validated claims of your abuse and harassment of anyone who speaks the truth about your organization. Expect me.

Love,

[Redacted signature]

b6
b7C

XOXO

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COPYRIGHT DISCLAIMER: Fair use extracts of Scientology policy letters included on this page!

This is the much talked about 'Fair Game' policy in Scientology. Is this an ordinary church that we should just let go about its own business?

Here is the text from the original policy letter (emphasized by me):

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DATE 04-20-2012 BY 60322 UCLP/PLJ/JM

HUBBARD COMMUNICATIONS OFFICE
Hill Manor, East Grinstead, Sussex
HCO Policy Letter of 18 October 1967,
Issue IV

Remimeo

PENALTIES FOR LOWER CONDITIONS

(Applies both Orgs and Sea Org)

LIABILITY Suspension of pay and a dirty grey rag on left arm and day and night confinement to org premises.

TREASON Suspension of pay and deprivation of all uniforms and insignia, a black mark on left cheek and confinement on org premises or dismissal from post and debarment from premises.

DOUBT Debarment from premises. Not to be employed. Payment of fine amounting to any sum may have cost org. Not to be trained or processed. Not to be communicated or argue with.

ENEMY **SP Order** Fair game. May be deprived of property or injured by any means by any Scientologist without any discipline of the Scientologist. May be tricked, sued or lied to or destroyed.

LRH:jp
Copyright (c) 1967
by L. Ron Hubbard
ALL RIGHTS RESERVED

L. RON HUBBARD
Founder

When brought up, they often try to change the subject and for example attack you, asking what criminal acts you have on your conscience or if you are payed by the drug cartells or something. According to Scientology all critics of Scientology are criminals, that's why they are critics. Nice logic. This is only standard Scientology tech, it's part of the training they have payed a fortune to learn. Hubbard said so, period.

If you manage to see through their stupid personal attacks and

if you manage to see through their stupid personal attacks and desperate distractions, you may manage to force them to ward it off by telling you the Fair Game policy letter was cancelled in 1968. But keep in mind that Scientologists are trained to lie and never defend, always attack (and generate money).



I got the actual cancellation letter they refer to right here:

HUBBARD COMMUNICATIONS OFFICE
Saint Hill Manor, East Grinstead, Sussex

HCO Policy Letter of 21 October 1968

CANCELLATION OF FAIR GAME

The practice of declaring people FAIR GAME will cease.

FAIR GAME may not appear on any Ethics Order. It causes bad public relations.

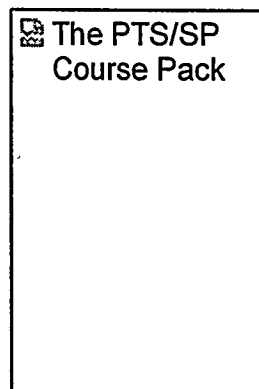
This P/L does not cancel any policy on the treatment or handling of an SP.

LRH:ci:cden
Copyright (c) 1968
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ALL RIGHTS RESERVED

L. RON HUBBARD
Founder

Comments:

1. It is bad enough that such a policy ever was made in the first place, even if it truly had been cancelled later.
2. This HCO Policy Letter (HCO P/L) does not cancel the policy, it only cancels the use of the term 'Fair Game'. It states clearly that the practice described in the policy (deprived of property, injured, tricked, sued, lied to or destroyed) is not cancelled.
3. The "Church" of Scientology does not change anything because it's wrong, no, they change it because it gives bad PR!



I personally got a copy of the course manual "PTS/SP COURSE - How to Confront and Shatter Suppression" as printed by the cult in 1989. This extract is from page 128 and shows that not even the wording was really changed after all:

If there is no agreement to be audited and the student who is found to be a suppressive person will not respond to A to E (because student has blown and can't be found or because the student flatly refuses), the student is considered terminated.

A waiver or quit claim is given or sent the student stating

Date _____

Place _____

I, _____, having refused to abide by the Code of (name and place of org) do hereby waive any further rights I may have as a Scientologist, and in return for my course fee of _____, I do hereby quit any claim I may have on (name of org) or any Scientologist personell or any person or group or organization of Scientology.

Signed _____

2 Witnesses _____

Only when this is signed the student may have his course fee returned, but no other fees as he accepted that service.

The ex-student should realize this makes him Fair Game and outside our Justice Codes. He may not have recourse of any kind beyond refund. And after signing can only return to Scientology as per policy on Fair Game.

Jon Atack writes in "The cancellation of Fair Game":

77. In *Wollersheim v. Church of Scientology of California* (the "mother church" of the Churches of Scientology at the time the suit was filed), the California Appeal Court ruled, in a decision upheld by the US Supreme Court: "Wollersheim was compelled to abandon his wife and his family through the policy of disconnect. When his mental illness reached such a level he actively planned his suicide, he was forbidden to seek professional help. Finally, when Wollersheim was able to leave the Church, it subjected him to financial ruin through its policy of 'fair game'." (JCA-147, pp.A-7, 15 & 16) At appeal, Scientology asserted that "fair game" was a "core practice of Scientology", and therefore protected as "religious expression". This position was also made on behalf of Scientology in the case against Gerald Armstrong, in 1984, by religious expert Dr. Frank Flinn (JCA-45).

JCA-45. Frank K. Flinn testimony in *Church of Scientology of California*, 1984, vol.23, pp.4032-4160.

JCA-147. *Wollersheim v. Church of Scientology of California*, Court of Appeal of the State of California, civ.no.B023193, 18 July 1989 (upheld by the U.S. Supreme Court, 7 March 1994).

In my opinion this clearly shows organized criminal activity, exactly what we try to warn people about. This cult uses the law and claims to be a "bona fide religion" only to defend its horrid organized activities! It may be hard to imagine, but there are lots more where this comes from. How far are these people really willing to go? I say it is about time we put down our foot and said: STOP!

STOP!

**Scientology claim they are the most ethical
group on the planet!!! They want to save us???**

DONALD xxxx, Respondent

vs.

LEWIS MIRANDA & LISSA UVIZL, Plaintiffs

SLAPP MOTION TO STRIKE: MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF.

(C.C.P. §527.6 and 425.16)

DATE: Friday, October 24, 2008.
TIME: 8-30 a.m.
DEPT: 76

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DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Action Filed: August 11, 2008
Trial Date: None

Filed concurrently with: (1) Evidentiary objections; (2) Declaration of Donald J. xxxx and Exhibits; (3) Declaration of Graham Berry and Exhibits; (4) Declaration of Florian Schwanert and Exhibits; (5) Declaration of Garry L. Scarff and Exhibits; (6) [Proposed] order.

TO PLAINTIFFS AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on Friday, October 24, 2008, at 8.30 am in Department 76 of this Court, located at 111 North Hill Street, Los Angeles, CA 90012, Defendant Donald xxxx will and does hereby move this Honorable Court for an order striking the Complaints of each of Plaintiff in their entirety, without leave to amend, and further awarding the Defendant his reasonable attorneys' fees and costs incurred in bringing this special motion to strike.

This special motion to strike will be and is brought upon the grounds that each Plaintiff's claims, causes of action and/or requests for relief are subject to being stricken, and are barred, in their entirety pursuant to the provisions of Code Civ. Proc. §425.16, the United States Constitution and the California Constitution.

This motion is also made pursuant to the court's equitable and inherent powers to control its own calendar and for such other and further relief that this Honorable Court may deem just and proper.

This motion is based upon this notice of motion and motion, the following memorandum of points and authorities, all other papers filed concurrently herewith, the pleadings and other documents on file in this matter, the reply memorandum Defendant intends to file, any further argument the Court might allow, and such other matters as may properly be brought before the Court prior to or at the hearing on this notice of motion and motion.

Dated: September 19, 2008

Respectfully submitted,

Graham E. Berry,
Attorney for Defendant Donald xxxxx

TABLE OF CONTENTS:

MEMORANDUM OF POINTS AND AUTHORITIES.....6

I. STATEMENT OF RELEVANT FACTS.....6

* DEFENDANT ACTED IN FURTHERANCE OF FREE SPEECH..... 6

* THERE IS NO PROBABILITY PLAINTIFFS WILL PREVAIL..... 7

II. LEGAL ARGUMENT..... 11

* THE ANTI-SLAPP STATUTE APPLIES TO C.C.P. § 527.6..... 11

* THE ANTI-SLAPP STATUTE APPLIES TO THE CASE AT BAR..... 14

DEFENDANT'S ACTIVITY IS CONSTIUTIONALLY PROTECTED... 15

* Defendant engaged in Free Speech of Public Interest in a Public Forum... 15

* Defendant's speech concerned a matter of Public Interest..... 15

THERE IS NO PROBABILITY PLAINTIFF WILL PREVAIL..... 16

- * Protected activity is not harassment..... 16
- * Plaintiffs have no right to be free from public criticism..... 17
- * Free speech includes offensive speech..... 18

FEES AND COSTS ARE PROVIDED FOR BY STATUTE.....19

III. CONCLUSION 20

TABLE OF CASES AND AUTHORITIES:

CALIFORNIA CASES

Byers v. Cathcart, 57 Cal.App. 4th 805 (1997).....8

Church of Scientology v. Wollersheim, 42 Cal.App.4th 628, 646 (1996)14, 19

City of Los Angeles v. Animal Defense League, 135 Cal.App. 4th 606 (2006) ...14

Diamond View, Ltd. v. Herz, 180 Cal.App. 3d 612, 618-619 (1986)16

Dowling v. Zimmerman, 85 Cal. App. 4th 1400, 1411 (2001) .. 15, 19

Grant v. Clampitt, 56 Cal.App. 4th 586 (1997)..... 7

Flatley v. Mauro, 39 Cal. 4th 299 (2006) 14

Huntingdon Life Science v. Stop Huntingdon Animal Cruelty, 129 Cal.App. 4th 1228 (2005)....9

Ketchum v. Moses, 24 Cal.App. 4th 1122 (2001) 20

Leydon v. Alexander, 212 Cal.App. 3d 1, 5 (1989).....16

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Robins v. Pruneyard Shopping Center, 23 Cal.3d 899 (1979) aff'd sub nom.....15

Russell v. Douvan, 112 Cal.App. 4th 399 (2003).....8

Schild v. Rubin, 232 Cal.App. 3d 755, 763 (1991).....16

Scripps Health v. Marin, 72 Cal.App.4th 324 (1999) 9

Schraer v. Berkley Property Owners Association, 207 Cal.App. 3d 719 (1989)16, 17

Terry v. Davis Community Church, 131Cal.App. 4th 1534 (2005) 14

Thomas v. Quintero, 126 Cal.App.4th 635 (2005).....8, 11, 12, 14

Weinberg v. Feisel, 110 Cal.App. 4th 1122 (2003)13

FEDERAL CASES

Collins v. Jordan, 110 F. 3d 1363 (9th Cir. 1996)15

Consolidated Edison Co. v. Public Service Comm'n of New York, 447 U.S. 530, 546-547.....19

Frisby v. Schultz, 487 U.S. 474, 101 L. Ed. 2d 420 (1988)15

McIntyre v. Ohio Elections Commission 514 U.S. 334 (1995) ...6

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NLRB v. Retail Store Employees, 447 U.S. 607, 618-61918

Organization for a Better Austin v. Keefe, 402 U.S. 415, 419-20, 29 L. Ed. 2d 1 (1971).....18

Pruneyard Shopping Center v. Robins, 447 U.S. 74, 64 L. Ed. 2d 741 (1980)15

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Simon & Schuster, Inc. v. Memb's of New York State Crime Victims Bd., 502 U.S. 105 (1991).....19

Southwestern Promotions, Ltd. v. Conrad, 420 U.S. 546, 43 L. Ed. 2d 448 (1975).....15

OTHER AUTHORITIES

West, Annotated C.C.P. §527.6.....8

Weil & Brown, Cal. Practice Guide, Civil Procedure Before Trial, 9: 708 ...17

TABLE OF STATUTES AND RULES

CALIFORNIA STATUTES

California Constitution

Article 1, Section 2.....8, 15

Article 1, Section 3.....15

Code of Civil Procedure

Section 425. 16.....11, 12

Section 425.16 (a).....14

Section 425.16 (b) (1)..... 20

Section 425.16 (e) (3)14

Section 425.16 (e) (4).....14

Section 527.66-9, 11-12, 14-15

Section 527.6 (b).....16, 17

Section 527.6 (b) (3).....8, 16

Section 527.6 (d).....17

FEDERAL STATUTES

United States Constitution

First Amendment.....15

Fourteenth Amendment.....15

MEMORANDUM OF POINTS AND AUTHORITIES

STATEMENT OF RELEVANT FACTS

This case involves a C.C.P. §527.6 Temporary Restraining Order obtained against Defendant on August 11, 2008. Accordingly, most of the Defendant's "public issue" and other evidence herein concerns events until August 20, 2008. However, subsequent abuse is included.

DEFENDANT ACTED IN FURTHERANCE OF FREE SPEECH

Defendant Donald xxxxx is a 43 year old man without any criminal convictions or record. He has never been involved in a civil harassment proceeding. Declaration of Donald xxxxx ("xxxx Decl.") ¶4. He is opposed to the Church of Scientology's wrongful and abusive conduct and not any of their copyrighted beliefs. xxxx Decl., ¶¶5-9. Declaration of Graham E. Berry ("Berry Decl.,") ¶85.

In March 2008, Defendant began his continuing participation with the group known as "Anonymous." xxxx Decl., ¶¶10-12. Anonymous is a global group of tens of thousands of Internet users who have mobilized to stop the copyright, tax, civil rights, human rights and other abuses of the Church of Scientology. Berry Decl., ¶¶ 8-86.

Most Anonymous have a strong and reasonable desire to maintain their anonymity. The Church of Scientology has a documented reputation for unmasking and punishing their critics, such as those participating in Anonymous.

Declaration of Garry Scarff ("Scarff Decl.") ¶47-51, Berry Decl. ¶¶87-366. **This is unconstitutional.**

In *McIntyre v. Ohio Elections Commission* 514 U.S. 334 (1995) the U.S. Supreme Court held that "[p]rotections for anonymous speech are vital to democratic discourse ... in particular: to protect unpopular individuals from retaliation at the hand of an intolerant society." Berry Decl., ¶¶64-65.

Indeed, after Defendant had participated in the June 14, 2008, global picket against Scientology crimes and abuses, Church of Scientology agents followed Defendant for two days and "ran the plates" of an elderly friend's car.

By July 19, 2008, Scientology's Office of Special Affairs, which includes their attorneys herein, had identified Defendant and his associates. xxxx ¶¶ 13-15, 22-25, 29. Scientology preaches that the "purpose of the lawsuit is not to win." It is to "harass" and "utterly ruin." Berry Decl., ¶84, Exh. I, p. 338. The Anonymous protests, and the Defendant's First Amendment activity at issue herein, involve public issues of great global interest. Berry Decl., ¶¶4-56, xxxx Decl., ¶3 A-0.

THERE IS NO PROBABILITY PLAINTIFFS WILL PREVAIL

The purpose of Code of Civil Procedure ("C.C.P.") §527.6 is to provide quick relief to harassment victims threatened with great or irreparable injury. *Grant v. Clappitt*, 56 Cal.App. 4th 586 (1997). Section 527.6 is not designed to be a sword to silence critical speech. Evidencing such, C.C.P. §527.6 (b) provides that constitutionally protected activity, as in the case at bar, is excluded from its scope. C.C.P. §527.6 states its injunctive relief is available only in certain delineated circumstances.

The Code requires unlawful violence, a credible threat of violence, or a knowing and willful course of conduct ... that seriously alarms, annoys or harasses the person, and that serves no legitimate purpose. The course of conduct must be such as to cause a reasonable person to suffer substantial emotional distress, and it must actually cause substantial emotional distress to the plaintiff. C.C.P. §527.6.

The petitions state no allegation of unlawful violence. For example, Ms. Uvizi testifies, in her declaration, that she feels threatened and unsafe when Mr. xxxxx is around. Uvizi Decl., para. 6. However, her Form CH-100 answer to question 6 c. expressly testifies that Mr. xxxxx did not commit any acts of violence or threaten any acts of violence against Ms. Uvizi.

Furthermore, the two petitions do not describe conduct that seriously annoys, etc. and serves no legitimate purpose, as the exercise of constitutionally protected free speech, is certainly legitimate communication. The alleged activity although not necessarily pretty, never rises to the level of a threat of violence, or of anything. Mere opinion is expressed, questions are asked.

Any threat was nothing more than a threat to speak truth. Most telling, at section 6e of the Petition, Ms. Uvizi did not describe, by what specific conduct and by what specific words, the alleged conduct that had seriously alarmed, annoyed or harassed her. This defect alone is sufficient to deny the application on grounds of failure of due process, i.e., notice of the conduct complained of in detail, as well as a fatal procedural defect under Civil Code section 527.6.

Even taking the petition at face value, a prima facie case of harassment has not been made. Constitutionally protected activity, including speech, has been deemed by statute not to be included within the meaning of "course of conduct" under Civil Code section 527.6 (b) (3).

Furthermore, Appellate opinions are consistent: private communications are constitutionally guaranteed forms of expression. *Thomas v. Quintero*, 126 Cal.App.4th 635 (2005), California Constitution Art. 1, Section 2.

The constitution states that "a law may not restrain or abridge liberty of speech or press". Because the alleged harassment is presumed to be, and factually is, based on constitutionally protected speech, assembly and protesting the application must be denied.

In addition, where an act, such as public criticism, protest, free speech, attempting to bring the truth to the public in general and to members of the church in particular, serves a legitimate purpose, and there is no evidence to support the conclusion that defendant is contacting plaintiff for any other purpose than to meet this legitimate need, such conduct does not constitute "harassment." *West, Annotated C.C.P. § 527.6, Byers v. Cathcart*, 57 Cal.App. 4th 805 (1997).

The determination of an injunction requires that this Court apply the "clear and convincing" standard. Accordingly, absent a finding of a high probability that unlawful harassment exists, the application must be denied. *Russell v. Douvan*, 112 Cal.App. 4th 399 (2003).

Fatally, there is no allegation of ongoing conduct here. The course of challenged conduct must be ongoing at the time the injunction is sought in order to obtain injunctive relief under the harassment statute. *Scripps Health v. Marin*, 72 Cal. App. 4th 324 (1999).

Inasmuch as the Defendant has done nothing to qualify for an injunction in the first instance, and since there is no ongoing conduct alleged which is either illegal or improper under the standards of C.C.P. §527.6, the application must be denied. In addition, there is no threatened injury.

Since an injunction will not lie for prior claims, and only to prevent threatened injury, it can not be used as punishment for past acts. *Huntingdon Life Science v. Stop Huntingdon Animal Cruelty*, 129 Cal.App. 4th 1228 (2005). Thus, the granting of an injunction requires "clear and convincing" evidence of future threatened harm.

The petition and the facts in any form do not support such a finding. The plaintiffs also lack credibility. Ms. Uvizi alleges that the "date of most recent harassment is 5/10/08; 7/26/08; 8/10/08." Form CH-100, question 6 a. However, her declaration states that her first encounter with Mr. xxxxx was in late July. Uvizi, Decl., para. 3.

She also testifies that she became aware of Mr. xxxxx "several weeks ago" (in late July, 2008) and she then states that his activity has been ongoing for "the past several months." Uvizi Dec., ¶¶3-4. Furthermore, Ms. Uvizi's own video evidence does not support her claims. On the contrary, it indicates that on at least one occasion Ms. Uvizi was engaged in a debate of the issues with the Defendant. She did not demonstrate the allegations set forth in her complaint and supporting declaration herein.

Similarly, the evidence also shows Plaintiff Miranda aggressively going right up to Defendant and slamming his open hand into Defendant's video camcorder lens in use by Defendant.

Finally, there is credible evidence from which to conclude that these proceedings were actually instigated by the Church of Scientology, acting through its attorneys Kendrick L. Moxon and Ava Paquette, and that the T.R.O. herein is being abused by the Church of Scientology and Mr. Moxon.

Mr. Moxon is part of the legal unit of the Church of Scientology Office of Special Affairs which is also located in the Church of Scientology management building at 6331 Hollywood Boulevard, Los Angeles, CA.

The evidence indicates that Mr. Moxon's associate attorney, Ava Paquette, Esq., personally appeared on the public sidewalks and threatened Defendant with arrest and prosecution on July 14, 2008. The evidence also establishes that she did not expressly do so on behalf of any clients.

The evidence further indicates that Mr. Moxon personally appeared on the public sidewalks and threatened Defendant with these legal proceedings on July 22, 2008. He did not do so expressly on behalf of any client. Mr. Moxon expressly stated that he was going to file a law suit the next day, July 23, 2008.

Mr. Moxon's own declaration of service refers to his communication with the Plaintiff's on August 10, 2008, one day before this proceeding was filed.

There is credible evidence that Mr. Moxon has previously instigated litigation against Scientology critics, litigation opponents and their legal counsel, and that Mr. Moxon has previously engaged in blackmail, bribery, perjury, obstruction of justice and other public corruption in such matters. Berry Decl., ¶¶290-358, Exhibits E-H.

Defendant's evidence also indicates that Mr. Moxon abused the August 11, 2008 Temporary Restraining Order herein by applying it to locations expressly excluded by the court in its Temporary Restraining Order, and by attempting to have law enforcement officers use it prevent the Defendant from picketing Church of Scientology premises located at Tustin and Hemet in Riverside County on September 6, 2008.

The declaration of Florian Schwarnert establishes that during this matter, Plaintiff's attorney Moxon, and other Church of Scientology officials, followed Defendant's counsel to Hamburg, Germany where Mr. Moxon threatened two German State employees with litigation if they did not admit him to an international forum being addressed by Defendant's counsel, and then demanded they provide their passports and identification to him.

Very disturbingly, and in a blatant attempt to obstruct justice herein, two officials from Scientology's O.S.A. visited Defendant's witness Garry Scarff at his home on the day preceding this filing. They insisted that they had to talk with him, they served him with a "Cease and Desist letter," informed him that they had observed him twice entering the home office of Defendant's counsel herein two days before this filing, and that they had electronically monitored Garry Scarff's conversation with Defendant's counsel, in the back yard of his home-office. Scarff Decl., ¶50 Berry Decl., ¶¶352-356. See generally, Berry Decl., ¶290-358, Exhibits E to H.

The manner of service of this action was itself calculated to intimidate and harass. Berry Decl., ¶359.

Fair game

LEGAL ARGUMENT

C.C.P. §527.6 provides an expedited procedure for injunctive relief to persons experiencing harassment from conduct and/or speech that serves "no legitimate purpose" such as the exercise of first amendment freedoms of speech and assembly.

In essence, Defendant contends that Plaintiffs evidence was insufficient to support the C.C.P. §527.6 restraining order issued ex parte against him herein, that it therefore must be stricken pursuant to C.C.P. §425.16 because it was sought "primarily to chill the valid exercise of rights of freedom of speech," that the challenged cause of action arose from protected activity in connection with a public issue, and that it has unjustifiably interfered with his "constitutionally protected activity," after being served with these proceedings on August 14, 2008 during a peaceful group picket of the Church of Scientology office management building.

It is well established that certain government property is by its very nature a public forum; for example, the sidewalks of Hollywood Boulevard, Ivar Avenue, Sunset Boulevard, L. Ron Hubbard Way, Fountain Avenue and Franklin Avenue and Bronson Street.

THE ANTI-SLAPP STATUTE APPLIES TO C.C.P. § 527.6

In *Thomas v. Quintero*, 126 Cal.App. 4th 635, 646 (2005), the court held "that anti-SLAPP motions may be filed challenging petitions for injunctive relief brought under section 527.6." Plaintiff's Trial Brief (p.1:26-28) served August 28, 2008 expressly concedes the relevant building at 6331 Hollywood Boulevard houses only "administrative offices;" the Church of Scientology International and Religious Technology Center management, legal and intelligence offices.

The Church of Scientology does not have traditional church services where a deity is worshiped. Instead, it has book stores and course rooms where members purchase and take courses, and engage in "auditing" (which includes elements of hypnosis, mind control, mental manipulation and coercive indoctrination) with a primitive form of lie detector called an E Meter.

Conversely, in *Thomas v. Quintero*, *Ibid*: "The petition alleged that Quintero was among a group of people who appeared at Thomas's church, and who then harassed members of the congregation 'with the stated purpose of causing extreme embarrassment and severe emotional distress to [Thomas].'"

The petition went on to explain that good cause existed to include members of Thomas's family within the protection of the orders requested because Quintero and others had also demonstrated at Thomas's home, and threatened to harass his family, thereby placing them in 'fear of their security at home.'

It was noted that Quintero had indicated an intention to return to Thomas's church and home, with the effect of disrupting church activities and invading Thomas's free exercise of religion and right to privacy." *Id.* at 643.

In *Thomas v. Quintero* the court initially granted a T.R.O. The matter was continued during which time "Quintero filed a special motion to strike under the anti-SLAPP statute (§425.16)." *Id.* at 643. The court denied the special motion to strike and denied a civil harassment restraining order.

The DCA reversed and held that "anti-SLAPP motions may be filed challenging petitions for injunctive relief brought under section 527.6, because they constitute 'causes of action' under the anti-SLAPP law." *Id.* at 642. Section 425.16 (b) (1) and (e) (3) provide in pertinent part:

"A cause of action against a person arising from any act of that person in furtherance of that person's right of petition or free speech ... in connection with a public issue ... shall be subject to a special motion to strike, unless the court determines that the plaintiff has established that there is a probability that the plaintiff will prevail on the claim. ... As used in this section, 'act in furtherance of a person's right of petition or free speech ... in connection with a public issue' includes: ... (3) any written or oral statement or writing made in a place open to the public or a public forum in connection with an issue of public interest."

The DCA further opined that: Under the statute, the court makes a two-step determination: 'First, the court decides whether the defendant has made a threshold showing that the challenged cause of action is one arising from protected activity ... If the court finds that such a showing has been made, it must then determine whether the plaintiff has demonstrated a probability of prevailing upon the claim. ... 'Only a cause of action that satisfies both prongs of the anti-SLAPP statute—i.e., that arises from protected speech or petitioning and lacks even minimal merit—is a SLAPP, subject to be stricken under the statute.'" Citations omitted. *Id.* at 645.

The DCA also held that "[a] cause of action is subject to a motion to strike ... even if it is based only part on allegations involving protected activity." Citations omitted. *Id.* at 653:

"While SLAPP suits 'masquerade as ordinary law suits' the conceptual features which reveal them as SLAPP's are

that they are generally merit less suits brought by large private interests to deter common citizens from exercising their constitutional rights or to punish them for doing so." Citations omitted. Id. at 658.

The Thomas court, referring to *Weinberg v. Feisel*, 110 Cal.App. 4th 1122 (2003), then set forth a "few guiding principles ... from decisional authorities" as to what constitutes "an issue of public interest."

"First, 'public interest' does not equate with mere curiosity. [Citations].

Second, a matter of public interest should be something of concern to a substantial number of people. Citations omitted. ...

Third, there should be some degree of closeness between the challenged statements and the asserted public interest (Citation omitted); ...

Fourth, the focus of the speaker's conduct should be the public interest rather than a mere effort 'to gather information for another round of [private] controversy.'" Citations omitted. Id. at 658-659.

The Thomas court held that "the evidentiary showing made by [the plaintiff] was woefully inadequate." Id. at 662-663. As in the instant case at bar, there was no evidence of any credible threat of violence or other conduct "that serves no legitimate purpose" and there was no admissible evidence of "substantial emotional distress" being caused by the defendant who was engaged in "protected speech." ...

"Even if the conduct was not constitutionally protected, [the defendant] was not engaged qualitatively in a "pattern of conduct" as contemplated by the statute." Id. at 663. "The sole issue is whether there is clear and convincing evidence that harassment, as defined by the statute, has occurred. (§527.6, subd. (d))." Id. at 665. See also, *Flatley v. Mauro*, 39 Cal. 4th 299 (2006), *City of Los Angeles v. Animal Defense League*, 135 Cal.App. 4th 606 (2006), *Novartis Vaccines and Diagnostics, Inc., v. Stop Huntington Animal Cruelty U.S.A., Inc.*, 143 Cal.App. 4th 1284 (2006), *Terry v. Davis Community Church*, 131 Cal.App. 4th 1534 (2005).

THE ANTI-SLAPP STATUTE APPLIES TO THE CASE AT BAR

Defendant's evidence herein makes the requisite prima facie showing that "the plaintiff's cause of action arises from the defendant's free speech activity." *Church of Scientology v. Wollersheim*, 42 Cal.App.4th 628, 646 (1996).

Defendant's evidence herein further establishes that his free speech activity at issue herein is within the four expressly enumerated and protected categories set forth in C.C.P. §425.16 (e)(3)&(4). It involved statements "made in a place or a public forum in connection with an issue of public interest" and "other conduct in furtherance of the exercise of ... the constitutional right of free speech in connection with a public issue or an issue of public interest."

C.C.P. §425.16 (a) provides that the "section shall be construed broadly." *Dowling v. Zimmerman*, 85 Cal. App. 4th 1400, 1411 (2001).

DEFENDANT'S ACTIVITY IS CONSTITUTIONALLY PROTECTED

Defendant engaged in Free Speech of Public Interest in a Public Forum
Accordingly, the threshold and dispositive inquiry is whether Mr. xxxx's activities are constitutionally protected.

Public issue picketing is an activity protected by the First Amendment, which has been made applicable to the States by the Fourteenth Amendment. *Frisby v. Schultz*, 487 U.S. 474, 101 L. Ed. 2d 420 (1988) (holding that restrictions on picketing are subject to careful scrutiny); *NAACP v. Claiborne Hardware Co.*, 458 U.S. 886, 909, 73 L. Ed. 2d 1215, 1233 (1982); *Southwestern Promotions, Ltd. v. Conrad*, 420 U.S. 546, 43 L. Ed. 2d 448 (1975).

Picketing is an activity also implicating free speech rights pursuant to article I, sections 2 and 3 of the California Constitution. *Robins v. Pruneyard Shopping Center*, 23 Cal.3d 899 (1979) aff'd sub nom. *Pruneyard Shopping Center v. Robins*, 447 U.S. 74, 64 L. Ed. 2d 741 (1980).

Under current First Amendment analysis, the extent to which a defendant's rights of speech may be curtailed begins with identifying the forum used by the defendant to communicate his or her message. In the case at bar it is exclusively the city streets and sidewalks. "It has been clearly established since time immemorial that city streets and sidewalks are public fora." *Collins v. Jordan*, 110 F. 3d 1363 (9th Cir. 1996).

"No particularized inquiry into the precise nature of a specific street is necessary; all public streets are held in the public trust and are properly considered public fora." *Frisby*, 487 U.S. at 481.

DEFENDANT'S SPEECH CONCERNED AN ISSUE OF PUBLIC INTEREST

Defendant's conduct involved speech "made in a place or a public forum in connection with an issue of public interest" and "other conduct in furtherance of the exercise of ... the constitutional right of free speech in connection with a public issue or an issue of public interest." Dowling v. Zimmerman, 85 Cal. App. 4th 1400, 1414 -1418 (2001).

THERE IS NO PROBABILITY PLAINTIFF WILL PREVAIL

Protected activity is not harassment. Plaintiffs appear to contend that unwanted criticism and questions regarding Scientology abuse, crime and fraud constitutes harassment. On the contrary, "[h]arassment" is a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys or harasses the person, and which serves no legitimate purpose." C.C.P. §527.6 (b).

Significantly, C.C.P. §527.6 (b) (3) provides, in essence, that "constitutionally protected conduct" is a "legitimate purpose" that "is not included within the meaning of course of conduct." This course of conduct, when it does not involve "constitutionally protected conduct," "must be such as would cause a reasonable person to suffer substantial distress, and must actually cause substantial emotional distress to the plaintiff." C.C.P. §527.6; Schraer v. Berkley Property Owners Ass'n, 207 Cal.App. 3d 719 (1989); Schild v. Rubin, 232 Cal.App. 3d 755, 763 (1991) (there must be medical, psychological, or other evidence establishing that the "harassing" activity is the cause of "substantial emotional distress" within the meaning of C.C.P. §527.6 (b)).

There is no such admissible evidence in the case at bar. Furthermore, only natural persons can seek relief under C.C.P. §527.6 (b). Diamond View, Ltd. v. Herz, 180 Cal.App. 3d 612, 618-619 (1986). Because Plaintiff is operating as the alter ego of the Church of Scientology, and two of its attorneys herein, there is no standing to assert the instant claim. xxxx Decl., ¶20, Berry Decl., Exhibits D-H, Schwanert Decl., ¶¶ 7-9:

"Course of conduct" is defined as a pattern of conduct composed of a series of acts over a period of time however short, evidencing a continuity of purpose." C.C.P. § 527.6 (b); see also; Leydon v. Alexander, 212 Cal.App. 3d 1, 5 (1989) (single incident in which former city employee abused plaintiff and another employee could not meet statutory requirements of course of conduct).

A trial court may not issue an injunction against harassment unless it finds by clear and convincing evidence that unlawful harassment already exists in fact. C.C.P. § 527.6 (d); Schraer, supra, 207 Cal. App. 3d 719. However, as constitutionally protected activity is excluded from the meaning of "course of conduct," (C.C.P. § 527.6 (b)), there is no need to entertain the traditional inquiry as to whether clear and convincing evidence exists warranting injunctive relief which "is rarely granted to restrain speech or publication." Weil & Brown, Cal. Practice Guide, Civil Procedure Before Trial, 9: 708.

Plaintiffs have no right to be free from public criticism. The skeletal conclusory allegations that constituted the evidence in support of the Ex Parte Application for a Temporary Restraining Order herein are totally silent as to the specific content of the statements that constitute the alleged harassment.

However, it is clear from the Defendant's evidence submitted herewith, although most of it is legally inadmissible, that the alleged harassment involved Defendant, along with dozens and sometimes hundreds of others, taking his/their criticism of Scientology abuse, blackmail, bribery and fraud to the eyes and ears of Scientology staff members who are supposedly Homo Novis as Scientology's founder called them; human beings with super powers over matter, energy, space and time and who can even mentally clear the side walks of protestors with their "Operating Thetan" powers and abilities.

If Scientologists see and hear protests outside their buildings then the credibility of the expensive Scientology Advanced Technology and super powers might be questioned and Scientology's book, course and auditing sales adversely affected. For that reasons, picketers often shout and anti- scientology picket signs proclaim, "No OT Powers here otherwise we wouldn't be here."

In essence, the court is being asked to enjoin First Amendment activity that Scientology fears may wake up its coercively indoctrinated members. They would then exit the organization, as happened at the end of "The Truman Show" movie.

However, criticism of Scientology to individual Scientologists is not harassment as a matter of law. "No prior decisions support the claim that the interest of an individual in being free from public criticism of his business practices in pamphlets or leaflets [or other forms of speech] warrants use of the injunctive powers of a court." Organization for a Better Austin v. Keefe, 402 U.S. 415, 419-20, 29 L. Ed. 2d 1 (1971).

In Organization for a Better Austin, members of an organization distributed leaflets in a residential community that were critical of respondent's real estate practices. The distribution of the leaflets was on all occasions conducted in a peaceful and orderly manner, did not cause any disruption of pedestrian or vehicular traffic, and did not

precipitate any fights, disturbances or other breaches of the peace.

The Court noted that the fact that "expressions were intended to exercise a coercive impact on respondent does not remove them from the reach of the First Amendment." *Id.* at 420; see also *NAACP v. Clairborne Hardware Co.*, 458 U.S. 886, 773 L. Ed. 2d 1215, 1234 (1982) ("Speech does not lose its protected character, however, simply because it may embarrass others or coerce them into action").

The applicable law is clear, the Scientology enterprise cannot constitutionally prevent others from delivering deprogramming messages and institutionally embarrassing information to its members and staffers on the public sidewalks.

Free speech includes offensive speech. It is clear that what the Plaintiffs, as the alter egos of the Scientology enterprise, and its attorneys herein, contend is that offensive speech is the reason for the injunctive relief obtained herein. That is wrong. "First, it is important to recognize that, '[l]ike so many other kinds of expression, picketing is a mixture of conduct and communication.'" *NLRB v. Retail Store Employees*, 447 U.S. 607, 618-619 (STEVENS J., concurring in part and concurring in result).

"[A] communication may be offensive in two different ways. Independently of the message the speaker intends to convey, the form of his communication may be offensive - perhaps because it is too loud or too ugly in a particular setting. Other speeches, even though elegantly phrased in dulcet tones, are offensive simply because the listener disagrees with the speaker's message." *Consolidated Edison Co. v. Public Service Comm'n of New York*, 447 U.S. 530, 546-547 (STEVENS, J., concurring in judgment) (footnotes omitted).

The authorities also hold that the state cannot justify restrictions on peaceful expression on the basis of the offensiveness of the message and conduct to some viewers. "The fact that society may find speech offensive is not a sufficient reason for suppressing it.

Indeed, if it is the speaker's opinion that gives offense, that consequence is a reason for according it constitutional protection." *Simon & Schuster, Inc. v. Members of New York State Crime Victims Bd.*, 502 U.S. 105, 118 (1991). Emphasis added. Similarly, the Supreme Court has also determined that "[f]reedom of speech cannot be made subject to prevailing notions of taste or preferences for particular forms of expression.

As long as the means are peaceful [as they were here], the communication need not meet standards of acceptability." *Organization for a Better Austin v. Keefe*, 402 U.S. 415, 419, 29 L. Ed. 2d 1 (1971). The U.S. Supreme Court was even stronger in *Schenk v. Pro Choice Network of Western New York*, 519 U.S. 357, 137 L. Ed. 2d 1 (1997): "As we said in *Madsen*, quoting from *Boos v. Barry*, 485 U.S. 322, '[a]s a general matter, we have indicated that in public debate our own citizens must tolerate insulting, and even outrageous, speech in order to provide adequate breathing space to the freedoms protected by the First Amendment.'" Emphasis added.

FEES AND COSTS ARE PROVIDED FOR BY STATUTE

C.C.P. §425.16 (c) provides that "[i]n any action subject to subdivision (b), a prevailing defendant on a special motion to strike shall be entitled to recover attorney's fees and costs." The amount is within the court's discretion. *Dowling v. Zimmerman*, 85 Cal. App. 4th 1400, 1426 (2001).

Indeed, in *Church of Scientology v. Wollersheim*, 42 Cal.App. 4th 628 (1996), Plaintiff's attorney herein was one of the counsel unsuccessfully arguing that the trial court's award of C.C.P. §425.16 (c) attorney's fees in the amount of \$130,506.71 was excessive. Mr. Moxon was also ordered to pay the attorney's fees on appeal. *Id.* at p. 659.

In *Ketchum v. Moses*, 24 Cal. App. 4th 1122 (2001) the D.C.A. was considering the trial court's C.C.P. §425.16 (c) attorney fees award of \$140, 212.00 which included a lodestar amount of \$70,106.00. The D.C.A. upheld the fee and lodestar amounts. The amount of Defendant's Fees and Costs claim herein currently exceeds \$10,000.00 and will be updated and detailed by Supplemental Declaration.

III. CONCLUSION

For the foregoing reasons, Defendant's C.C.P. §425.16 (b) (1) motion should be granted.

Dated: September 19, 2008.

Respectfully submitted,

Graham E. Berry,
Attorney for Defendant Donald xxxxx

ADVICE OF RIGHTS

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DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Place Newark, NJ
Date 10/14/07
Time 7:30 PM

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b7c

YOUR RIGHTS

Before we ask you any questions, you must understand your rights. *N*

You have the right to remain silent. *N*

Anything you say can be used against you in court. *N*

You have the right to talk to a lawyer for advice before we ask you any questions. *N*

You have the right to have a lawyer with you during the questioning. *N*

If you cannot afford a lawyer, one will be appointed for you before any questioning if you wish. *N*

If you decide to answer questions now without a lawyer present, you have the right to stop answering at any time. *N*

WAIVER OF RIGHTS

I have read this statement of my rights and I understand what my rights are. At this time, I am willing to answer questions without a lawyer present.

Signed

Witness: *FBI*

Witness: *FBI*

Time: 7:31 PM



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

Title 18, United States Code Section 1001

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device, a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisonment not more than five years, or both.

I have read the above provisions and penalties regarding Title 18, US Code Section 1001 and understand that violation of this section is punishable by a fine of up to \$10,000 and imprisonment of up to 5 years.

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FB 1

witnessed

10/14/08

Date

05-19-2005, 04:22 PM QUOTE

DeMiNe0666
Site Admin


Re: How did you find Anonymous?

I became interested in the general topic of Scientology after reading a blog entry about the fair game policy that someone from an old gaming clan wrote. I researched into it a little more and found out about alot of the other crimes the CoS did.

This was about 3 or 4 months before the Tom Cruise video hit the internet. After it did hit the internet, I found Anonymous by way of Digo. I actually found the PartyVan IRC network first then ended up join #NYC and falling there for a bit.

I participated in some of the server rooting, and DDOSing of the CoS sites, then once 2/10 came, I got a little more interested with the local community around NYC. I made a task for myself to meet alot of people in person on 3/15, and really get involved. I did so, and I made alot of new friends.

After 3/15 I started epicanon, and Here I am now.



05-19-2005, 04:23 PM QUOTE

DeMiNe0666
Site Admin

Re: How did you find Anonymous?

Quotes:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

10/14/02

16

com Social News Site

News Art. i

COS / Average - [redacted] on Front

HIGH RATINGS [redacted]

DDOS Attacks JMW - SMD Going on News Article

Tom Cunniff VIDEO Wired, TIME, etc
Credible Sources

FINDING out in Fed

TC VIDEO - looked for Internet - 'Look what'
in Blogs

(Friend of Joe)

Friend [redacted] KNU

Protest on 2/10 (Super Bowl Penn)

COS IN NYC - Went out

[redacted] Bringing Sec to
Crimes / Abuses of COS

(SHOWED "Fair Game" Policy)
SMD

HAD Protests ~ 1 per month since 2/10
in front of COS - [redacted]

AV Group Aware to 'Chronology'

The

AU - No leaders (CMAO until Dec.)
- Couple people may do things

Chronology - Are protesting of COS in Chronology
- Are over world

Anonymous - Focused COS
- Spam on websites (1
(B channel of 4chan)
- Post 'Nonsense' on websites

Doesn't know any personage / only screen names
Anonymous - Doesn't care anymore

17K members
WHYWEPROTEST.NET (CMAO)
(Largest site)

600 members
EPICANAL.COM (AU website)
Demine@ - User

Post using it
Only write using it

Same ID on both sites

Didn't participate in DDOS in Jan/Feb.

None.
- Knows type of attack / Damage can be done

COS
- Tries to serve C&D letter on AU in May
D

~~Althe~~

- NU = Attached HW WAS FIRE GAME
Policy.

- Wrote powder } Heard from CPD letters
Ben's Threats }

Claims not backed with Police Reports

- Provided Draft of Motion by Graham Bergs

Chauvelery - Goal - Peaceful Protest

List Recs

EPICANON - Hosted in Chicago FDC servers

Post's - Organizing for Protest

- Communicate FIRE GAME / CPD letters

- Stated Lied about attacks
when showed poster

- Said Lied on website initially
b/c then what people wanted to
hear.

- Says No FP will come back to him.

Exact Protest is ~~THOMAS~~

Only Post Show

No FP will Come Back.

(Total of 1001 ; Signed)

[Redacted]

w/m

3/22/86

150-82-3047

96 Wrentham Ave

[Redacted]

07452

~ June

914/907-6140 (c)

July

[Redacted]

(c)
(c)

[Redacted]

g-5 member

[Redacted]

[Redacted]

NETWORK

[Redacted]

2 Years College

Sp / Feb

Bedford Hill, NY

-Worked for

[Redacted]

boss

(c)

[Redacted]

b6
b7c

FD-340 (Rev. 4-11-03)

File Number 28A-LK-249816-1A7

Field Office Acquiring Evidence LA

Serial # of Originating Document _____

Date Received 10/27/08

From _____

(Name of Contributor or Interviewee)

(Address)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

(City and State)

By _____

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

Title:

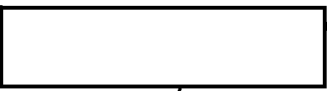
UNSUB(S)
Church of Scientology - Victim
Computer Intrusion

Reference: _____

(Communication Enclosing Material)

Description: Original notes re interview of

11. B. ok



10/21/88.

b6
b7c

Duplicate discussed IP (64.113.75.188)
not until 24th, still posing and port scanning on
24th. that why shows up

loss for check owned ~~service~~
~~files~~
SUNWS
- main websites moved had been moved
Palencia, bot still attacking through
port scanning ~~for~~ other OS SUNWS.

b6
b7c

FD-340 (Rev. 4-11-03)

File Number 288A - LA - 24986 - 1A8

Field Office Acquiring Evidence LA

Serial # of Originating Document _____

Date Received, 10/27/08

From
(Name of Contributor/Interviewee)

(Address)

(City and State)

By

To Be Returned, Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title: UNSUB(S)
Church & Scientology - Victim
computer intrusion

Reference:
(Communication, Enclosing Material)

Description: Original notes re interview of

11-13-08

b6
b7c

10/27/88

[redacted] extra \$20,000 was to

extra work having to be performed by

[redacted] due to volume of attack and
attack on [redacted] as well, i.e. Faxes, calls

& DDos.

FD-340 (Rev. 4-11-03)

File Number 288A-LA-249816 - 1A9

Field Office Acquiring Evidence LA

Serial # of Originating Document 43

Date Received 11/25/08

From

(Address)

(City and State)

By

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

Title: JNSOB(S)
Church of Scientology - Victim
Computer Intrusion
OO:LA

Reference: 302
(Communication Enclosing Material)

Description: Original notes re interview of

12.8.08

b6
b7C

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

= so extra sized option to
go back to LOS to ask
for more money, went back
to [redacted]

→ would have to check to determine
if attack got worse after time
→ company has been purchased since
attack

→ this points when it costs to
attack

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

- compare
- network resources
- bandwidth

→ doesn't recall co-located damage, due
to nature of attack i.e. low volume
but highly potent.

= could potentially block a particular IP
but peak in day volume might
not make that as feasible.

- LOS called as a cold call to write
Prolexic not associated w/ LOS.

⊙



- extra 20k was done to
velocity of attacks hitting the
- sites
- Awareness as well ↓
- attack figured a lot of
manual manipulation / filter.
- attackers would baby sit attack
they would detect when a
filter was put up and
then work around it regarding
more work from probing
- didn't negotiate for additional
20k, would have to research
because employees ^{are} gone
~~@ the time now~~
- recalls it was just a couple of
days but they realized that they
were not hearing anything unusual
from original contact

FD-340 (Rev. 4-11-03)

1A10

File Number

288A-LA-249816

Field Office Acquiring Evidence

LA

Serial # of Originating Document

44

Date Received

2/4/09

From

[Redacted]

(Address)

(City and State)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

By

[Redacted]

To Be Returned Yes

No

Receipt Given Yes

No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes

No

Federal Taxpayer Information (FTI)

Yes

No

b6
b7C

Title:

UNSUB(s)
Church of Scientology - Victim
computer intrusion
OO:LA

Reference:

[Redacted]

302

(Closing Material)

Description:

Original notes re interview of

[Redacted]

Poteric

3.3.09

doesn't recall exactly when
but check the resolution to
discussion

- recalls it was end of the
discussion and paid very slowly
then able

- recalls up with the attack
and changed focus onto physical
necessitating stop protection of
use more equipment and bandwidth
which required extra fee

Account came on as a
cold call weekend, sales
agreed @ the time signed
them up.

- as far as we know it was
a cold call & not affiliated
w/ COS - most customers cold calls
we have no affiliation w/ COS
now

- su is or who¹ decided to change extra
and amount, then why through sales guy
Kuntuh asked to speak directly to Kathy.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JM

2/4/09

954-736-0617

12/10/07, write
→ Present

Feb 2008 after sold co.

- signed up client of Science

- problem to stop attack

- but in other context

- can not protect it

~ customer is proprietary
other customers

- about = weak after

really large attacks on

LOS → problem itself

- so went back to COS

because other seems w/ other

customers

or asked for other

to be

and assumed what to

ask for other next

month

- new had to choose again

Universal Case File Number

288A-LA-249816 - 1A 11

Field Office Acquiring Evidence

OM

Serial # of Originating Document

Date Received

4-22-09

From

[Redacted]

(Name of Contributor)

(Address of Contributor)

Grand Island, NE

By

[Redacted] (e) [Redacted]

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Title:

UNSUB
COMPUTER INTRUSION

Reference:

(Communication Enclosing Material)

Description: Original notes re interview of

1) GT SUBPOENA SERVED ON [Redacted]

2) DMV PHOTO OF [Redacted]

4-29-09

b6
b7c

b3

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

TO:

b3
b6
b7C

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

PERSON DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE	COURTROOM
UNITED STATES COURTHOUSE 312 N. Spring Street Los Angeles, California 90012	1346
	DATE AND TIME
	May 6, 2009 @ 8:30 a.m.

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

Please see additional information on reverse.

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK

Terry Nafisi

(By) Deputy Clerk
Terry Nafisi, Clerk of Court



DATE

April 15, 2009

This subpoena is issued on application of the United States of America

THOMAS P. O'BRIEN
United States Attorney

NAME ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

Assistant United States Attorney
312 N. Spring Street
Los Angeles, California 90012
Telephone: (213) 894-2231

b6
b7C

* If not applicable, enter "none".

AGENT: SA

TEL

NOTE: An agent of the FBI will deliver the above-mentioned document(s) to the Grand Jury should you desire voluntarily to surrender them to the Grand Jury in advance of the Grand Jury date indicated above.

AO110 (Rev. 04/07) Subpoena to Testify Before Grand Jury

RETURN OF SERVICE ⁽¹⁾		
RECEIVED BY SERVER	DATE <u>4-16-2009</u>	PLACE <u>GRAND ISLAND, NE</u>
SERVED	DATE <u>4-22-2009</u>	PLACE <u>GRAND ISLAND, NE</u>
SERVED ON (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		
SERVED BY (PRINT NAME) <div style="border: 1px solid black; height: 30px; width: 100%;"></div>		TITLE <u>SPECIAL AGENT, FBI</u>
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER ⁽²⁾		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.		
Executed on	<u>4-22-2009</u> DATE	<div style="border: 1px solid black; height: 30px; width: 100%;"></div> SIGNATURE OF SERVER
		<u>203 W. 2ND ST</u> ADDRESS OF SERVER
		<u>GRAND ISLAND, NE 68801</u>
ADDITIONAL INFORMATION		

b3
b6
b7c

(1) As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(b), Federal Rules of Civil Procedure.
 (2) "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(b), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)".

FD-340b (Rev. 4-11-03)

File Number 288A-LA-249816-1A12

Field Office Acquiring Evidence DM-DMRA

Serial # of Originating Document 50

Date Received 8/20/2009

From
(Name of Contributor/Interviewee)

(Address)

Ames, Iowa
(City and State)

By SA

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e).
Federal Rules of Criminal Procedure

Yes No

Federal Taxpayer Information (FTI)

Yes No

Title:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-20-2012 BY 60322 UCLP/PLJ/JN

Reference: EC
(Communication Enclosing Material)

Description: Original notes re interview of

Federal Grand Jury Subpoena
Return of Service

8-28-09
K

b6
b7c

UNITED STATES DISTRICT COURT

CENTRAL

DISTRICT OF

CALIFORNIA

TO: [Redacted] b3 b6 b7C

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

[X] PERSON [] DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

Table with 2 columns: PLACE (UNITED STATES COURTHOUSE, 312 N. Spring Street, Los Angeles, California 90012) and COURTROOM (1346). Includes DATE AND TIME (September 2, 2009 @ 8:30 a.m.).

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[] Please see additional information on reverse.

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

Table with 2 columns: CLERK (Terry Nafisi, Deputy Clerk) and DATE (August 5, 2009).

This subpoena is issued on application of the United States of America

THOMAS P. O'BRIEN, United States Attorney



NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

Assistant United States Attorney, 312 N. Spring Street, Los Angeles, California 90012, Telephone: (213) 894-2231

b6 b7C

* If not applicable, enter "none".

AGENT: SA [Redacted] TEL [Redacted]

NOTE: An agent of the FBI will deliver the above-mentioned document(s) to the Grand Jury should you desire voluntarily to surrender them to the Grand Jury in advance of the Grand Jury date indicated above.

AO110 (Rev. 04/07) Subpoena to Testify Before Grand Jury

RETURN OF SERVICE ⁽¹⁾		
RECEIVED BY SERVER	DATE <u>8/19/2009</u>	PLACE <u>Des Moines, Iowa</u>
SERVED	DATE <u>8/20/2009</u>	PLACE <u>Ames, Iowa</u>
SERVED ON	<div style="border: 1px solid black; width: 200px; height: 30px; margin-bottom: 5px;"></div> <div style="display: flex; justify-content: space-between;"> b3 b6 </div> <div style="display: flex; justify-content: space-between;"> b7C </div>	
<u>Ames, Iowa 50014</u>		
SERVED BY (PRINT NAME)	TITLE	
<div style="border: 1px solid black; width: 150px; height: 30px;"></div>	<u>Special Agent - FBI</u>	
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
—	—	—
DECLARATION OF SERVER ⁽²⁾		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.</p>		
Executed on	<u>8/20/2009</u> DATE	<div style="border: 1px solid black; width: 100px; height: 20px; display: inline-block;"></div> <u>Special Agent - FBI</u> SIGNATURE OF SERVER
		<u>4401 Westown Pkwy, Suite 320, West Des Moines, IA</u> ADDRESS OF SERVER <u>50266</u>
ADDITIONAL INFORMATION		

b6
b7C

(1) As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(b), Federal Rules of Civil Procedure.
 (2) "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(b), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)".