

EXHIBIT 3

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

THE NATIONAL SPIRITUAL ASSEMBLY OF
THE BAHAI'S OF THE UNITED STATES OF
AMERICA UNDER THE HEREDITARY
GUARDIANSHIP, INC.,

Counter-Defendant,

vs. Civil Action No. 64 C 1878
The Honorable Amy J. St. Eve

NATIONAL SPIRITUAL ASSEMBLY OF
THE BAHAI'S OF THE UNITED STATES
OF AMERICA, INC.,

Counterclaimant.

VIDEO DEPOSITION OF FRANKLIN D. SCHLATTER

April 20, 2007

9:24 a.m.

Bean & Associates, Inc.
500 Marquette, N.W., Suite 280
Albuquerque, New Mexico 87102

PURSUANT TO THE FEDERAL RULES OF CIVIL
PROCEDURE, this deposition was:

TAKEN BY: MR. CHRISTOPHER M. DOLAN
Attorney for the Counterclaimant

REPORTED BY: Jan A. Williams, RPR, CCR 14
Bean & Associates, Inc.
Professional Court Reporting Service
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(3623A) JAW

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Page 2

1 APPEARANCES
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 13 BY: MR. CHRISTOPHER M. DOLAN
 14 Also Present:
 15 DAVID BROWN, Videographer
 16
 17
 18
 19
 20
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 22
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 24
 25

Page 3

1 INDEX PAGE
 2
 3 EXAMINATION OF FRANKLIN D. SCHLATTER
 4 BY MR. CHRISTOPHER M. DOLAN 5, 103
 5 BY MR. JEFFREY A. GOLDBERG 96
 6 CERTIFICATE OF COMPLETION OF DEPOSITION 106
 7 WITNESS SIGNATURE/CORRECTION PAGE 108

8 EXHIBITS MARKED OR FORMALLY IDENTIFIED
 9
 10 NUMBER
 11 88 - My Experience in Becoming an Orthodox Baha'i 27
 12 89 - Letter, 5/22/60 28
 13 90 - Letter, 8/18/60 31
 14 91 - Letter, 9/23/60 32
 15 92 - Letter, 3/2/61 35
 16 93 - Letter, 5/3/61 39
 17 94 - Letter, 5/28/61 41
 18 95 - Letter, 6/4/61 44
 19 96 - Letter, 6/17/61 46
 20 97 - Letter, 7/30/61 47
 21 98 - Meeting Minutes, 4/28/63 50
 22 99 - Meeting Minutes, 7/4-7/63 54
 23 100 - Report, 9/14/64 55
 24 101 - Letter, 11/4/64 58
 25 102 - Letter, 10/7/65 58
 103 - Letter, undated 60
 104 - Memo, 11/6/65 61
 105 - Letter, 11/23/65 62
 106 - Envelope with attached letter, 11/18/65 64
 107 - Letter, 12/10/65 66
 108 - Memo, undated, with attachment 69
 109 - (retained by counsel)
 110 - Letter, 1/15/66, with attachment 70
 111 - Memo, 11/14/65, with attachments 72
 112 - Letter, 2/2/66 73
 113 - Letter, 2/18/66, with attachment 74
 114 - Memo, 4/16/66 75
 115 - Letter, undated 76
 116 - Letter, 6/5/66 77
 117 - A Brief Glossary 78
 118 - Letter, 7/9/66 80
 119 - Letter, 10/12/66 80
 120 - National Baha'i Council, Table of Contents 17
 121 - Memo, undated 81
 122 Schlatter 1 - The Great Catastrophe 95

Page 4

1 THE VIDEOGRAPHER: We are on the record. The
 2 date is April 20, 2007. The time now is 9:24 a.m.
 3 Mountain time. This is the videotaped deposition of
 4 Frank Schlatter in the matter of National Spiritual
 5 Assembly of the Baha'is of the United States of
 6 America Under the Hereditary Guardianship,
 7 Incorporated, versus National Spiritual Assembly of
 8 Baha'is of the United States of America, Incorporated,
 9 Case No. 64 C 1878, in the United States District
 10 Court for the Northern District of Illinois, Eastern
 11 Division.
 12 We are in the offices of Bean & Associates at
 13 500 Marquette, Northwest, Suite 280, Albuquerque, New
 14 Mexico, 87102. The videographer is David Brown with
 15 Bean & Associates. The court reporter is Jan
 16 Williams.
 17 Will the attorneys please introduce
 18 themselves for the record.
 19 MR. DOLAN: Christopher M. Dolan for National
 20 Spiritual Assembly.
 21 MR. GOLDBERG: And Jeffrey A. Goldberg for
 22 the orthodox Baha'i respondents.
 23 THE VIDEOGRAPHER: Will the reporter please
 24 swear in the witness.
 25 FRANKLIN D. SCHLATTER,

Page 5

1 after having been first duly sworn under oath,
 2 was questioned and testified as follows:
 3 EXAMINATION
 4 BY MR. DOLAN:
 5 Q. Good morning, Mr. Schlatter.
 6 A. Good morning.
 7 Q. Could you state and spell your name for the
 8 record, please.
 9 A. Just the last name or the full name?
 10 Q. Your full name, please.
 11 A. Franklin, F-r-a-n-k-l-i-n, D which stands for
 12 Daniel, D-a-n-i-e-l, Schlatter, S-c-h-l-a-t-t-e-r.
 13 Q. What is your home address?
 14 A. 3111 Futura, F-u-t-u-r-a, Roswell, New
 15 Mexico, 88201.
 16 Q. Have you been deposed before?
 17 A. Never.
 18 Q. I'll give you some ground rules about how it
 19 works. I'll be asking you questions and you'll
 20 provide answers. The court reporter is here to take
 21 down the record. Your counsel may object to a
 22 question that I ask, but you're to continue to answer
 23 after the objection unless specifically instructed by
 24 your counsel not to answer. Those objections are just
 25 for the record.

Page 14	Page 16
<p>1 Q. What's the distinction between the two 2 positions? 3 A. The recording secretary only took minutes. 4 Q. Was the recording secretary a member of the 5 NSA itself? 6 A. Yes. 7 Q. And that's a nine-member -- 8 A. Yes. 9 Q. Does the recording secretary have a vote on 10 business before the NSA Under the Hereditary 11 Guardianship? 12 A. Yes. 13 Q. And from what period did you hold the title 14 recording secretary? 15 A. From 1963 to 1965. 16 Q. And from what period did you hold the title 17 of secretary? 18 A. 1965 to our dissolution. And that was 1966, 19 December 22nd. 20 Q. What were the duties of the secretary? 21 A. Secretary -- the secretary actually was 22 involved with the correspondence. It was a 23 corresponding secretary. 24 Q. Would the secretary correspond with Mason 25 Remy?</p>	<p>1 the guardian? 2 A. Yes. 3 Q. Do you recall that an injunction was entered 4 against the NSA Under the Hereditary Guardianship? 5 A. Oh, indeed I do, yes. 6 Q. Do you recall the date of the injunction? 7 A. Yes, June 28, 1966. 8 Q. And you mentioned earlier that the NSA Under 9 the Hereditary Guardianship dissolved at some point. 10 What was the date? 11 A. December 22nd of 1966. 12 Q. Do you know Joel B. Marangella? 13 A. Do I know him? Yes. 14 Q. I want to set some foundation. Who is he? 15 A. He is the third guardian of the Baha'i faith, 16 of the Orthodox Baha'i Faith. 17 Q. When did you first meet him? 18 A. I first met Joel in 1970 -- about 1973 I 19 think. 20 Q. Did you correspond with him prior to that 21 date? 22 A. Oh, yes. 23 Q. Do you know approximately when you began 24 corresponding with him? 25 A. On a friendly basis, right after Mason Remy</p>
Page 15	Page 17
<p>1 A. Yes. 2 Q. And who else would the secretary correspond 3 with? 4 A. Believers, people who had written in. 5 Q. Throughout the world or only the United 6 States? 7 A. Essentially throughout the United States. 8 Q. Did you hold any other titles with the NSA 9 Under the Hereditary Guardianship? 10 A. No. 11 Q. What are the types of activities that you 12 engaged in for the NSA Under the Hereditary 13 Guardianship during that period, if you can recall? 14 A. Other activities? Attended conferences and 15 things of that nature. 16 Q. Were you engaged in attempts to teach the 17 beliefs of the hereditary guardianship group? 18 A. Oh, yes. We had firesides. Is that what 19 you're referring to, that sort of thing? 20 Q. Just generally. 21 A. But that would not have been -- that would 22 not have been on behalf of the National Spiritual 23 Assembly, it was just simply as a Baha'i. 24 Q. As a Baha'i adhering to the hereditary 25 guardianship principle and accepting Mason Remy as</p>	<p>1 proclaimed himself. 2 Q. Were those communications in connection with 3 Mason Remy's proclamation as second guardian? 4 A. Yes. 5 (Exhibit No. 120 was marked.) 6 BY MR. DOLAN: 7 Q. I hand you an exhibit that's been marked 8 slightly out of order, it's 120. Do you recognize 9 this document? 10 A. Yes, it's the -- it shows the web page. 11 Q. And what page are you referring to? 12 A. The web page for the National Baha'i Council 13 of the United States. 14 Q. And, when you say National Baha'i Council, 15 are you referring to the Provisional National Baha'i 16 Council involved in this contempt proceeding? 17 A. Yes. 18 Q. Is this the official web site of the 19 Provisional National Baha'i Council? 20 A. Yes. 21 Q. Do you see the banner along the top? 22 A. Yes. 23 Q. Do you know who designed that banner? 24 A. My brother-in-law. 25 Q. What's his name?</p>

5 (Pages 14 to 17)

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Page 18	Page 20
<p>1 A. Steve Rhodes. 2 Q. Was Steve Rhodes in the group that was under 3 the auspices of the NSA Under the Hereditary 4 Guardianship? 5 A. When you talk about under the auspices, are 6 you talking about was he a Baha'i at that time? 7 Q. I'm asking if he was part of the group that 8 was under the administrative authority of the NSA 9 Under the Hereditary Guardianship? 10 A. Yes. 11 Q. Do you know who obtained the domain name that 12 this web site is located at? 13 A. No, I can't say that I do. 14 Q. Was it you? 15 A. No. 16 Q. Would it have been Steve Rhodes? 17 A. No. If it had been at the very outset, it 18 would have been my son. 19 Q. What is your son's name? 20 A. It was Richard Schlatter. 21 Q. Richard Schlatter. Did you have anything to 22 do with acquiring the domain name? 23 A. Not really, other than to tell him to do what 24 needed to be done to set it up. He was my -- he was 25 my computer guru.</p>	<p>1 A. Yes. 2 Q. Do you see the email address provided there? 3 It's obfusa@rt66.com? 4 A. Yes. 5 Q. Do you know who receives emails from that 6 address? 7 A. I do. 8 Q. Do you receive inquiries about the 9 Provisional National Baha'i Council or what you refer 10 to as the Orthodox Baha'i Faith from the general 11 public at this address? 12 A. Yes. 13 Q. Is this the address that Jeffrey Goldberg 14 used to contact you just prior to joining your 15 organization? 16 A. It must have been. 17 Q. You mentioned that most of this content is 18 yours. Could you please go through your exhibit and 19 just put a checkmark by articles that you recognize as 20 your own, please. 21 A. Checkmarks? 22 Q. Yes, please. 23 MR. GOLDBERG: Maybe he should do checkmarks 24 of what's not his. 25 THE WITNESS: Some of it is -- one I'm only a</p>
Page 19	Page 21
<p>1 Q. I understand. So you -- did you instruct him 2 to obtain a domain name to -- 3 A. I gave no instructions other than for him to 4 do what needed to be done. 5 Q. Could you explain what you mean by that? 6 A. I didn't know what needed to be done. He 7 knew, he knew what needed to be done because he had 8 been studying computers. So he was into it, I wasn't. 9 Q. Why did something need to be done? 10 A. Because he said, dad, you need to have a web 11 site. 12 Q. At the time when you set up this web site, 13 did that have -- was that based on instructions from 14 Joel Marangella? 15 A. No. 16 Q. That was between you and -- 17 A. That was between me and my son. 18 Q. I see. Did you have you anything to do with 19 posting content on this web site? 20 A. Oh, yes, oh, yes. 21 Q. Enthusiastic. Does that mean most of this is 22 your content? 23 A. Most of it, most of it is mine. 24 Q. Okay. Could you turn to the last page, 25 please.</p>	<p>1 part of, the Personal Accounts on Becoming an Orthodox 2 Baha'i, for instance. Do you want me to put a 3 checkmark on that? 4 BY MR. DOLAN: 5 Q. If you contributed to it, I think that would 6 be fine. 7 A. Okay. 8 Q. All done. Okay. Actually can you hold on to 9 that. Thank you. 10 Do you have a personal web site that promotes 11 the Orthodox Baha'i Faith? 12 A. No. 13 Q. Do you see the second page of the exhibit in 14 front of you, there's a link to truebahai.com? It's 15 in the middle of the page. 16 A. On the second page? 17 MR. GOLDBERG: I think you're on the wrong 18 page. The third page. 19 THE WITNESS: Third page. 20 BY MR. DOLAN: 21 Q. Yeah. Mine are out of order. 22 A. That's right. 23 Q. Do you see truebahai.com? 24 A. Uh-huh, yes. 25 Q. Are you familiar with that web site?</p>

6 (Pages 18 to 21)

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Page 26	Page 28
<p>1 Council is in charge -- or was with me of a 2 newsletter. And that was not the case with the Mason 3 Remy.</p> <p>4 Q. Is that the only difference? 5 A. That was the major difference. Believe me, 6 that's a major difference. 7 Q. A lot more work? 8 A. Yes. 9 Q. Did you hold any other positions with the 10 PNBC? 11 A. No, no. 12 Q. Just to clarify, when we're discussing the 13 Provisional National Baha'i Council, you're referring 14 to a nine-member board that's an administrative body 15 over the followers of Joel B. Marangella in the United 16 States? 17 A. That is correct. 18 Q. What was the period of your term as secretary 19 for the PNBC? 20 A. You have to bear in mind now that the PNBC 21 and the Mother Baha'i Council are one and the same 22 institution. So from 1978 to the year 2001. 23 Q. And your duties as secretary were the same 24 throughout that period? 25 A. Yes.</p>	<p>1 A. Yes. 2 Q. It's obfusa@rt66.com. 3 A. Yes. 4 Q. That's your email address again? 5 A. That is my email address. 6 (Exhibit No. 89 was marked.) 7 BY MR. DOLAN: 8 Q. I've got another exhibit for you to look at, 9 please. This is marked as Exhibit 89. The first 10 thing you'll notice I imagine is that it's in French. 11 But I'll ask if recognize this document? 12 A. No. 13 Q. Do you see where there are five names at the 14 bottom of the first page? 15 A. Yes. 16 Q. Typed and signatures? 17 A. Yes. 18 Q. Do you recognize those names? 19 A. Yes. 20 Q. Who are they? 21 A. They are individuals who were on the French 22 National Spiritual Assembly. 23 Q. You say that they were on the French National 24 Spiritual Assembly. What do you mean when you say 25 that --</p>
Page 27	Page 29
<p>1 (Exhibit No. 88 was marked.) 2 BY MR. DOLAN: 3 Q. I hand you what's been marked as Exhibit 88. 4 Did you write this? 5 A. Yeah, I did, yes. 6 Q. And what is it? 7 A. It's my experience in becoming an orthodox 8 Baha'i. 9 Q. Is this an article that was posted to the 10 official Provisional National Baha'i Council web site? 11 A. Yes. 12 Q. If you could turn to the second page, please. 13 There's a link towards the bottom of the page that 14 says "When you accept the orthodox teachings, what 15 then?" What happens if an Internet user clicks on 16 that link? 17 A. I'm not sure. I would imagine Jeff could 18 answer that question better than I could. 19 MR. DOLAN: Do you want to answer it, Jeff? 20 MR. GOLDBERG: I'm not being deposed today. 21 MR. DOLAN: Fair enough. 22 MR. GOLDBERG: And actually I don't know. 23 BY MR. DOLAN: 24 Q. Do you see the email address at the bottom of 25 that page?</p>	<p>1 A. They were the National Spiritual Assembly 2 which accepted Mason Remy. 3 Q. Okay. So was that spiritual assembly 4 disbanded after they accepted Mason Remy? 5 A. That spiritual assembly was terminated by the 6 Hands of the Faith. 7 Q. From Haifa, Israel? 8 A. Yes. 9 Q. So was it these five people then in the 10 French NSA who had accepted Mason Remy being Donald 11 Harvey, Joel Marangella, Bernard Fillon, Monir 12 Derakhchan, and Jacques Soghomonian? 13 A. Yes. 14 Q. And do you know the date that they were -- 15 that their NSA was terminated? 16 A. Not offhand, no. 17 Q. Can you see the date of this letter? 18 A. Yes. 19 Q. It's May 22nd, 1960? 20 A. Yes. 21 Q. Did these five people then reform an 22 organization to assist Mason Remy in his claim as 23 second guardian? 24 A. I think they continued on until the end of 25 that year and then that was it. I don't think</p>

8 (Pages 26 to 29)

Page 30	Page 32
<p>1 anything more developed after that. 2 Q. Were these five people people that operated 3 to support Mason Remey's claim as second guardian? 4 A. I can't answer that. I don't know. 5 Q. Can you answer with respect to any of them? 6 A. I could answer with respect to Joel 7 Marangella. I suppose because he was in contact with 8 me. 9 Q. All five of those people to your knowledge 10 were removed from the NSA because they had accepted 11 Mason Remey's proclamation to be guardian; is that 12 correct? 13 A. They were cast out of the faith by the hands. 14 Q. Do you know if any of them were later on a 15 body called the second International Baha'i Council 16 that Mason Remey established in the 1960s? 17 A. Joel Marangella was on the original. 18 Q. And what was his position? 19 A. He was the president. 20 Q. Do you know if any of the others of that five 21 were? 22 A. Monir Derakhchan I believe was on. And 23 Donald Harvey was not on the original. He was named 24 to the organization about a year after the others. 25 Q. Was he named to a -- prior to the injunction</p>	<p>1 embraced our beloved second guardian." Is that 2 referring to Mason Remey? 3 A. That is referring to Mason Remey. 4 Q. So this was in response to you writing him to 5 inform him that you had accepted Mason Remey as 6 guardian? 7 A. Yes. 8 (Exhibit No. 91 was marked.) 9 BY MR. DOLAN: 10 Q. I hand you another exhibit, it's marked 91. 11 Do you recognize this letter? 12 A. Yes. 13 Q. Was this addressed to you and your wife? 14 A. This is addressed to Carole and me, yes. 15 Q. What's the date? 16 A. 23 September 1960. 17 Q. Do you see, in the first paragraph, it states 18 that he's writing from the home of John and Madeline 19 Byers, having just read your letter? 20 A. Yes. 21 Q. Who are John and Madeline Byers? 22 A. They were Baha'is at the time and they were 23 living in France. 24 Q. When you say they were Baha'is at the time, 25 do you mean that they were Baha'is under the</p>
Page 31	Page 33
<p>1 in this case? 2 A. No, I don't believe he was. 3 Q. When do you think he was named to it? 4 A. July 15th, 1965. Then it would have been 5 before. Wait. July 15, 1966, he was named. 6 Q. Can you recall if Bernard Fillon was on the 7 second International Baha'i Council? 8 A. No. 9 Q. Not to your recollection? 10 A. Not to my recollection. 11 Q. Just to be clear, are you answering that he 12 was not or are you answering that you don't remember? 13 A. I'm asking that I don't -- I don't know. 14 (Exhibit No. 90 was marked.) 15 BY MR. DOLAN: 16 Q. I'm handing you another document, it's been 17 marked Exhibit 90. Do you recognize this document? 18 A. I -- yes, I recognize it. 19 Q. And what is it? 20 A. It's a letter from Joel B. Marangella to me 21 of 18 August 1960 in which he responds to my having 22 developed an article about the guardianship. And he 23 is maintaining that it complements his own work. 24 Q. Do you see, in the second paragraph, it says 25 I believe "It was indeed a joy to learn that you had</p>	<p>1 hereditary guardianship? 2 A. Yes. I think that they were Baha'is prior to 3 the hereditary guardianship as well. 4 Q. And had they been removed from the faith or 5 had they removed themselves from -- 6 A. I can't answer that, I don't know. 7 Q. Do you recall if either of them were in the 8 second International Baha'i Council? 9 A. John Byers was. 10 Q. Do you recall if either of them were in the 11 NSA Under the Hereditary Guardianship in the U.S.? 12 A. Yes -- no, no, correction. Ask the question 13 again. 14 Q. Do you recall if either of them were in the 15 NSA Under the Hereditary Guardianship in the U.S.? 16 A. The NSA, yes, they both were. 17 Q. Do you see, in the second paragraph, he 18 says -- he refers to wonderful news in Quincy. Do you 19 know what he is referring to there? 20 A. I believe I do. 21 Q. And what is he referring to? 22 A. Marion Rhodes, Carole, and I went to Quincy 23 and talked to them about the guardianship of Mason 24 Remey. And at the time they had not made their 25 declarations. And it was subsequent to our trip there</p>

Page 34	Page 36
<p>1 that they did make their declarations. It was at 2 their invitation. 3 Q. So you traveled to what was the Quincy local 4 spiritual assembly and provided them information about 5 Mason Remey's claim and the hereditary guardianship? 6 A. Yes. 7 Q. And they accepted what you had to say? 8 A. Yes. 9 Q. And then they declared to Mason Remey; is all 10 that correct? 11 A. That is correct. 12 Q. And Mr. Marangella is writing to you in 13 response to that news? 14 A. Yes. 15 Q. It refers to a Quincy proclamation. What was 16 that? 17 A. They wrote a letter in which the individuals 18 who were a part of the Quincy group, the Quincy 19 assembly, wrote to the National Spiritual Assembly to 20 identify themselves as being with Mason Remey. 21 Q. Do you see, in the third paragraph, 22 Mr. Marangella refers to Dr. Jensen? 23 A. Yes. 24 Q. And his wife, would that have been Opal 25 Jensen?</p>	<p>1 BY MR. DOLAN: 2 Q. I hand you another document, it's identified 3 as Exhibit 92. Do you recognize this letter? 4 A. I recognize it, yes. 5 Q. Is it addressed -- 6 A. It's addressed to Frank and Carole, and 7 that's my wife and me. 8 Q. And what's the date of this letter? 9 A. 2 March 1961. 10 Q. And is it from Joel B. Marangella? 11 A. And it is from Joel Marangella. 12 Q. It states here that -- in the second 13 paragraph that his group, including the two Byers, 14 Donald Harvey and Bernard Fillon, are publishing a 15 newsletter of some type. Do you see that? 16 A. Le Monde Baha'i, yes. 17 Q. It says that he was sending you a copy. Did 18 you ever receive it? 19 A. Yes, I did. 20 Q. Did you use that newsletter as a basis for 21 Glad Tidings and newsletters that the hereditary 22 guardianship group -- 23 A. No. 24 Q. -- put out? 25 A. No.</p>
Page 35	Page 37
<p>1 A. That would, yes. 2 Q. Did you contact Dr. Jensen at some point 3 about joining people under the hereditary guardianship 4 in the U.S.? 5 A. No. Actually I met Dr. Jensen for the first 6 time during one of the meetings in Quincy, Illinois. 7 He came from Joplin at the time. 8 Q. Were there -- there were more than one 9 meeting, there was more than one meeting in Quincy, 10 Illinois? 11 A. I believe there was. 12 Q. Did you present your arguments regarding the 13 second guardianship at that occasion? 14 A. Oh, yes. 15 Q. Did Dr. Jensen subsequently join the group 16 under the hereditary guardianship in the U.S.? 17 A. I don't know if it was a cause-and-effect 18 relationship or not, I can't answer that. 19 Q. Do you know who may have brought him into 20 that group of people? 21 A. He would have done it himself. 22 Q. Did he have a relationship with anyone in 23 Quincy, Illinois? 24 A. I don't know. 25 (Exhibit No. 92 was marked.)</p>	<p>1 Q. Do you see, on the second page, in the second 2 paragraph of that page, he mentions that he had 3 received photographs of the conference held in Quincy. 4 Do you know what he's referring to there? 5 A. He must be referring to the conference that 6 the guardian attended. And his presumption that he 7 refers to here about being in the photograph is a 8 wrong presumption because we weren't there. 9 Q. Okay. This is the same -- the teaching 10 conference we discussed before? 11 A. I believe that was, yes, that was the 12 conference. 13 Q. And did you send him those photographs? 14 A. No. 15 Q. Do you see just below that he discusses a 16 letter put out by the Quincy assembly? 17 A. Yes. 18 Q. He says that he found it very useful where he 19 is. And by the way, where was he located? 20 A. I believe he was in Paris. 21 Q. Okay. What do you think he meant by he found 22 the letter by the Quincy assembly useful? 23 A. I don't know. 24 Q. Do you know who prepared the letter he 25 referred to?</p>

10 (Pages 34 to 37)

Page 38	Page 40
<p>1 A. The Quincy believers. 2 Q. And who were they? 3 A. It would be Adie Petzoldt, Elda Petzoldt, 4 Marita McClymonds, Clarence McClymonds, Louise 5 Vorndam, Les Vorndam, and two others. And I'm not 6 sure who the two others are. It might have been Gil 7 Wavrak and his wife. 8 Q. He also refers in that same paragraph, about 9 in the middle, he says "Speaking of Quincy we trust 10 that your first venture at public speaking was a great 11 success." Do you know what he's referring to there? 12 A. No. 13 Q. Could that be another time in Quincy when 14 maybe you had presented something? 15 A. Probably. It could, it could have been with 16 reference to a talk that I gave on education in the 17 Baha'i faith since I was a teacher. 18 Q. And would that talk have focused on -- 19 A. It would have focused on education. 20 Q. Under the hereditary guardianship and Mason 21 Remy's position as guardian? 22 A. It would have focused -- it did focus upon 23 the teachings of the faith itself, of Baha'u'llah and 24 Abdu'l Baha, with regard to education. 25 Q. Did that include teaching about the</p>	<p>1 Q. And it's addressed to yourself and your wife? 2 A. Yes. 3 Q. This seems to be a response to one of your 4 letters again; is that correct? 5 A. That's what it looks like, yes. 6 Q. Do you see, in the third paragraph, it states 7 that you and the friends in that area were indeed 8 blessed to have the bounty of a visit from the 9 guardian? It's the first sentence of that third 10 paragraph. 11 A. Yes. 12 Q. Is that referring to Mason Remy? 13 A. It would be referring to Mason Remy. 14 Q. Do you see, in the fourth paragraph, it 15 states that the guardian has -- I take that to be 16 Mason Remy has written to Joel Marangella and that he 17 is moving archives to Santa Fe, New Mexico? 18 A. Wait, the fourth paragraph? 19 Q. The fourth paragraph of the first page. 20 A. Oh, yes, yes. 21 Q. Do you know if that occurred, if he did send 22 archival material to Santa Fe? 23 A. Yes, he did. 24 Q. Did Mason Remy live in Washington, D.C., for 25 a time?</p>
Page 39	Page 41
<p>1 continuing guardianship -- 2 A. No. 3 Q. -- or hereditary guardianship? 4 A. No. 5 Q. Was this before or after Mason Remy's 6 proclamation? 7 A. It would have been after Mason Remy's 8 proclamation. 9 Q. Do you think you would have mentioned Mason 10 Remy during that talk? 11 A. No. I think I was probably just talking 12 about education at the time. 13 Q. Okay. 14 (Exhibit No. 93 was marked.) 15 BY MR. DOLAN: 16 Q. I'm going to hand you what's been marked as 17 Exhibit 93. And it bears OBF 244. Do you recognize 18 this letter? 19 A. I recognize that it's from the guardian to me 20 of 3 May 1961. 21 Q. You say it's from the guardian. Who is it -- 22 A. Excuse me. I'm sorry. It's from Joel B. 23 Marangella. I call him the guardian now because he 24 happens to be the present guardian. But at the time 25 we were just acquaintances.</p>	<p>1 A. Yes. 2 Q. Do you know what period he lived in 3 Washington, D.C.? 4 A. No, I can't answer that, I don't know. 5 Q. Was he living in Washington, D.C., when he 6 made his trips to Quincy that you described earlier? 7 A. I really don't know. 8 Q. You said that you had picked him up in Iowa? 9 A. Yes. 10 Q. Where did you pick him up? 11 A. I believe it was Burlington. 12 Q. Was it from a train? 13 A. I don't remember. We picked him up in an 14 automobile and I don't remember where we picked him 15 up. 16 Q. Do you recall if he lived in Washington, 17 D.C., in the early 1960s? 18 A. Yes, I believe he did. 19 (Exhibit No. 94 was marked.) 20 BY MR. DOLAN: 21 Q. I hand you an exhibit that's been marked 22 No. 94. Do you recognize this letter? 23 A. Yes. 24 Q. And is this from Joel B. Marangella? 25 A. This is from Joel B. Marangella, I recognize</p>

Page 42	Page 44
<p>1 the typewriter. 2 Q. To yourself and your wife; is that correct? 3 A. That is correct. 4 Q. And it's dated May 28, 1961; is that right? 5 A. May 28, 1961. 6 Q. Do you see, in the top of the first 7 paragraph, it mentions the Baha'i Bureau? 8 A. Yes. 9 Q. Was that the Baha'i Bureau that you referred 10 to earlier? 11 A. That is indeed the Baha'i Bureau that I 12 referred to earlier. 13 Q. You said it was in Chicago. Do you remember 14 where it was located? 15 A. Actually it was in a hotel in Evanston. 16 Q. Oh, okay. 17 A. When I say Chicago, I'm talking about 18 Evanston as well. 19 Q. It refers to sharing the news of the bureau 20 with the Byers, Donald Harvey, and Bernard Fillon who 21 he describes as faithful friends. Does that mean 22 those people had accepted Mason Remey under the 23 hereditary guardianship principles? 24 A. Yes, they had accepted Mason Remey and they 25 got in touch with us and we had a correspondence. And</p>	<p>1 location was going to be the Rocky Mountain area. And 2 he encouraged people to move to the Rocky Mountain 3 area. 4 Q. Is that why you moved to New Mexico? 5 A. That was among the reasons for moving to New 6 Mexico, yes. 7 Q. If you would turn to the third page, please. 8 Now, this is down towards the signature. He states 9 that the information he has provided "is important for 10 the future legal case to be opened in Israel." Do you 11 recall what he was referring to there? 12 A. It was a belief at the time that, in order 13 for the guardian to be reinstated; that is, for Mason 14 Remey to be reinstated there in Israel, that it would 15 be necessary to have a legal case. 16 Q. Did you anticipate having legal cases in 17 other countries as well? 18 A. I don't know if that was thought about at the 19 time. 20 (Exhibit No. 95 was marked.) 21 BY MR. DOLAN: 22 Q. Okay. Could you please look as Exhibit 95. 23 Do you recognize this document? 24 A. I do. 25 Q. And what is it?</p>
Page 43	Page 45
<p>1 that's how we happened to be sharing information with 2 one another. 3 Q. There's some discussion in here of an 4 inundation. He's -- well, let me back up. Does it 5 appear that he's responding to a letter from you? 6 A. Yes. 7 Q. And he discusses in this letter an inundation 8 which is a catastrophe period, if I understand it 9 correctly; is that right? 10 A. Yes. 11 Q. Did your letter to him raise that as well, is 12 that what he's responding to? 13 A. I don't know what was in my letter at this 14 time, I can't really answer that, I don't know. I 15 assume, though, that -- I assume that I was talking to 16 him about catastrophe or calamity. 17 Q. Could you turn to the second page please and 18 look at the first full paragraph. 19 A. Yes. 20 Q. It reads that he's interested "to learn that 21 some of the friends are already moving out to Santa Fe 22 and that you too are making plans to settle in the 23 Rocky Mountain area." Why were the friends moving out 24 to Santa Fe? 25 A. Mason Remey had indicated that the safe</p>	<p>1 A. It's a letter from me to Irene and Joel 2 Marangella dated June 4, 1961, in which I gave a 3 substantial report on Worlds in Collision by 4 Velikovsky. 5 Q. And what was Worlds in Collision by 6 Velikovsky? 7 A. It dealt with calamities. 8 Q. And what was the purpose of you writing this 9 letter to Joel Marangella? 10 A. To provide him simply with information that I 11 had come across in my looking into the matter of what 12 might be going on, if there's a catastrophe. 13 Q. Was this the specific information that was 14 referenced in the court's judgment in 1966 as causing 15 some confusion? 16 A. No, no. 17 Q. Do you see, on the last page please, it's the 18 third paragraph, you stated "Might not this be the 19 manner in which the impending catastrophe comes 20 about." Was that -- you're just posing that question 21 to Mr. Marangella? 22 A. Yes. 23 Q. And what was the Barber report? 24 A. I don't remember. 25 Q. Do you remember if you received information</p>

Page 46

1 about the Barber report from Joel Marangella?
 2 A. No.
 3 Q. You don't recall?
 4 A. Huh-uh.
 5 (Exhibit No. 96 was marked.)
 6 BY MR. DOLAN:
 7 Q. I'm handing you Exhibit 96 which appears to
 8 be Joel Marangella's response to the letter you just
 9 looked at; is that correct?
 10 A. Yes, this is a response dated 17 June 1961.
 11 Q. If you look at the second paragraph, he
 12 states that he's already shared the letter with the
 13 Byerses. Would that be John Byers and Madeline Byers?
 14 A. Yes, that would be John and Madeline.
 15 Q. If you would please turn to the second page.
 16 It states that the "Guardian has initiated a legal
 17 suit against Charles Wolcott." Do you recall if that
 18 ever occurred?
 19 A. I know -- I know nothing about that.
 20 Q. And do you see he asks for an official report
 21 on the results of the Quincy conference?
 22 A. I see the question, but I don't remember
 23 anything more about it.
 24 Q. Do you recall if he sent or if anyone sent
 25 him a report on that conference?

Page 47

1 A. No, I don't know.
 2 (Exhibit No. 97 was marked.)
 3 BY MR. DOLAN:
 4 Q. I hand you what's been marked as Exhibit
 5 No. 97 now. Do you recognize this document?
 6 A. It's -- yes, I recognize that it's written to
 7 Carole and me.
 8 Q. Is that from Joel Marangella?
 9 A. Yes.
 10 Q. And is the date July 30, 1961?
 11 A. Yes.
 12 Q. Do see, in the large second paragraph,
 13 towards the bottom, he states "I think the time is
 14 drawing near when we shall pen the case against the
 15 violators in Israel"?
 16 A. Yes, I see that.
 17 Q. Is that referring again to the case you just
 18 discussed that was anticipated in trying to reinstate
 19 or to instate Mason Remey?
 20 A. Yes.
 21 Q. It also states that the guardian, and he's
 22 referring to Mason Remey there, correct?
 23 A. When he's referring to the guardian, he's
 24 referring to Mason Remey, yes.
 25 Q. It says he's "gotten some very good legal

Page 48

1 advice from a lawyer that the Quincy Baha'is engaged."
 2 Does that refer to Donald Frey who was the attorney in
 3 this litigation?
 4 A. I really don't know.
 5 Q. Would you expect that to be the case?
 6 A. I would expect it to be the case.
 7 Q. Was it the Quincy group that retained Donald
 8 Frey initially?
 9 A. I really don't know.
 10 Q. Do you see, he goes on to say that "it all
 11 points towards the case being opened first in Israel,
 12 after which the cases can be opened in certain
 13 countries which have national Baha'i endowments"?
 14 A. I see that.
 15 Q. Do you recall that being the strategy of the
 16 day?
 17 A. No.
 18 Q. Did any of the Baha'is under the hereditary
 19 guardianship file lawsuits against the NSAs?
 20 A. The Baha'is -- the orthodox -- the Baha'is
 21 under the guardianship? We instituted a legal suit,
 22 yes.
 23 Q. In what countries?
 24 A. Only in the United States.
 25 Q. Did you ever institute one in Israel?

Page 49

1 A. No.
 2 Q. Did you investigate instituting one in
 3 Israel?
 4 A. No.
 5 Q. That series of letters we just looked at,
 6 would you agree that you're coordinating with Joel
 7 Marangella in those letters regarding Mason Remey's
 8 claim to be the second guardian in regarding how to
 9 teach people of the hereditary guardianship principle?
 10 A. Restate that question.
 11 Q. Would you agree that you are coordinating
 12 with Joel Marangella in those letters regarding Mason
 13 Remey's claim to be the second guardian and regarding
 14 how to teach people the hereditary guardianship
 15 principle?
 16 A. No.
 17 Q. How would you characterize those letters?
 18 A. We were just simply sharing information about
 19 the catastrophe.
 20 Q. There was more information in those letters
 21 besides catastrophe, was there not?
 22 A. There is more information, but it's basically
 23 dealing with catastrophe information as I see it.
 24 Q. Do you want to take --
 25 A. Oh, there is -- there is information about

Franklin D. Schlatter April 20, 2007 - Vol. I

Page 70	Page 72
<p>1 actually, it's December 28, 1965; is that correct? 2 A. That's when we met. 3 Q. I see. 4 A. I don't know if this letter is actually 5 dated. 6 Q. That's a letter that you wrote? 7 A. That is a letter I wrote. 8 Q. Okay. I think we're set with that one. 9 (Exhibit No. 110 was marked.) 10 BY MR. DOLAN: 11 Q. I hand you now what's been marked as Exhibit 12 110 and it's OBF 1111. Do you recognize this letter? 13 A. Yes. 14 Q. And who is this letter from? 15 A. This is a letter from Marion Rhodes. 16 Q. And you appear on the cc line; is that 17 correct? 18 A. That is correct. 19 Q. Along with Mr. Petzoldt? 20 A. Yes. 21 Q. So Marion Rhodes it appears from this letter 22 was writing to Joel Marangella in her capacity as a 23 legal committee member? 24 A. I would not go so far as to say that. I 25 don't know.</p>	<p>1 but it was crossed out and somebody wrote in did not 2 send? 3 A. Did not send. 4 Q. Weren't those the other three members of the 5 legal committee? 6 A. No. John Byers -- yes. You're correct. 7 John Byers was. And maybe that's one of the reasons 8 why I'm saying what I'm saying here, that it was 9 perhaps just simply -- I don't know, I can't answer. 10 Q. Okay. She did copy all three members of the 11 legal committee and it's addressed to Joel Marangella, 12 correct? 13 A. That is correct. 14 (Exhibit No. 111 was marked.) 15 BY MR. DOLAN: 16 Q. I'm handing you what's been marked as Exhibit 17 111. Do you recognize this letter? 18 A. I recognize this letter. 19 Q. And could you please read in the date and who 20 it's addressed to and who it's from? 21 A. November 14, 1965, addressed to all NSA 22 members, guardian, and Joel Marangella from F.D. 23 Schlatter, the NSA secretary. The subject is new 24 interrogatories for court case and the next NSA 25 meeting.</p>
Page 71	Page 73
<p>1 Q. Okay. If you look at the fourth paragraph, 2 it states "I am enclosing what I sent to Mr. Frey 3 regarding my views on negotiating with sans guardian 4 Baha'is." 5 A. Yes. 6 Q. Mr. Frey as you stated earlier was the 7 counsel, was your counsel? 8 A. That is correct. 9 Q. And both you and Mr. Petzoldt were copied 10 and, as we just learned, you were both on the legal 11 committee; is that correct? 12 A. Yes. 13 Q. So would you believe given that that this was 14 sent to Mr. Marangella and in Marion Rhodes' capacity 15 as a legal committee member? 16 A. No, I think that Marion Rhodes -- I'm sorry. 17 I have to keep calling her Mom Rhodes. It's my 18 feeling that, if she had something personal that she 19 would say, she would say it. And she would copy the 20 others because she wanted the others to know what she 21 had said. And it wouldn't necessarily be as a member 22 of the legal committee, it would just simply be this 23 is how I feel. 24 Q. Why would she only copy yourself and 25 Mr. Petzoldt, and I see John Byers was copied as well;</p>	<p>1 Q. Okay. Could you read the first sentence into 2 the record, please. 3 A. "Attached to this memo are three pages of 4 interrogatories that are being suggested by me for use 5 in our legal action against Wilmette." 6 Q. And then the pages that follow, are those the 7 draft interrogatories that you referred to? 8 A. That is correct. 9 (Exhibit No. 112 was marked.) 10 BY MR. DOLAN: 11 Q. I'm handing you what's been marked as Exhibit 12 112. This is OBF 5155. Is this a letter that you 13 sent, Mr. Schlatter? 14 A. It is a letter I sent. 15 Q. And who is the addressee? 16 A. The addressee is Donald S. Frey, Counselor At 17 Law, our legal counsel. 18 Q. Do you see, in the third paragraph of this 19 letter -- oh, by the way, what's the date of this 20 letter? 21 A. February 2, 1966. 22 Q. Do you see, in the third paragraph, it 23 appears you're relaying Joel Marangella's comments 24 with respect to the legal case and positions regarding 25 settlement; is that correct?</p>

19 (Pages 70 to 73)

Franklin D. Schlatter April 20, 2007 - Vol. I

<p style="text-align: right;">Page 74</p> <p>1 A. That is correct. 2 Q. And if you could turn to the last page, 3 please. Actually the very bottom of the second page, 4 if you could take a look at the last sentence of the 5 second page and then continue on to the top of the 6 third page. 7 A. Starting with the fundamental teachings? 8 Q. It's "The organization which should be 9 recognized." I'll just continue, "is the one which 10 represents the orthodox faith." 11 A. Yes. 12 Q. Do you see that? 13 A. Yes. 14 Q. Were you referring there to the group of 15 people under the auspices of the National Spiritual 16 Assembly of the Hereditary Guardianship? 17 A. Yes. 18 (Exhibit No. 113 was marked.) 19 BY MR. DOLAN: 20 Q. I'm handing you what's been marked as Exhibit 21 113 and it bears OBF 4802. Is that your signature on 22 this document? 23 A. That is my signature. 24 Q. Do you recall this letter? 25 A. I recall this letter.</p>	<p style="text-align: right;">Page 76</p> <p>1 (Exhibit No. 115 was marked.) 2 BY MR. DOLAN: 3 Q. I'm now handing you what's been marked as 4 Exhibit 114. 5 (Discussion off the record.) 6 THE VIDEOGRAPHER: We are off the record. 7 The time now is 11:25 a.m. 8 (Recess.) 9 THE VIDEOGRAPHER: We are on the record. The 10 time now is 11:30 a.m. 11 BY MR. DOLAN: 12 Q. To make a correction, this will be Exhibit 13 115 and it bears OBF 283. Do you recognize this 14 letter? It appears to be from Joel Marangella 15 addressed to yourself as secretary of the NSA. 16 A. Yes, I recognize this letter. 17 Q. What's the date, do you know? It appears 18 he's responding to a May 5 letter of yours? 19 A. It is responding to a letter of 5 May, yes. 20 Q. Do you see where in the introduction he 21 refers to the addressees as dear and esteemed 22 coworkers? 23 A. Yes. 24 Q. And, on the left-hand side, there's a list of 25 individuals. Is that the second International Baha'i</p>
<p style="text-align: right;">Page 75</p> <p>1 (Exhibit No. 114 was marked.) 2 BY MR. DOLAN: 3 Q. I'm handing you Exhibit 114. Do you 4 recognize this communication? 5 A. Not offhand. 6 Q. Can you describe what it is? 7 A. Well, it's a letter sent to Mr. Joel 8 Marangella, President, Second International Baha'i 9 Council, from A.S. Petzoldt, Chairman of the Legal 10 Committee. And it's dated 4/16/66. 11 Q. Do you recall if you were still on the legal 12 committee during that period? 13 A. I don't know. Yes, I would have been, I 14 would have been. 15 Q. Okay. Thank you. Do you see, on the third 16 paragraph, could you read that into the record, 17 please? 18 A. What, "Will appreciate hearing from you at 19 your earliest convenience"? 20 Q. Yes. 21 A. "And thank you for your help, cooperation, 22 and guidance in handling the legal case." 23 Q. And that was from Petzoldt, the chairman -- 24 A. That's A.S. Petzoldt, chairman of the legal 25 committee.</p>	<p style="text-align: right;">Page 77</p> <p>1 Council membership? 2 A. Yes. 3 Q. And could you read those names into the 4 record, please. 5 A. Monir Derakhchan, Nawasish Ali Siyyid, John 6 B. Byers, James Barrett, Jean Donat, Bernard Fillon, 7 Clarence M. McClymonds, and, of course, the president 8 is Joel B. Marangella. 9 (Exhibit No. 116 was marked.) 10 BY MR. DOLAN: 11 Q. I'm handing you what's been now been marked 12 as Exhibit 116, it's OBF 286. Does this appear to be 13 another letter from Joel B. Marangella to you as 14 secretary of the NSA? 15 A. Yes. 16 Q. What's the date of this letter? 17 A. Five July 1966. 18 Q. Do you recall this letter? 19 A. I recall this letter. 20 Q. And what is it communicating? 21 A. It's communicating that Donald Harvey had 22 been appointed as the next vice president. 23 Q. Of what? 24 A. Of the second International Baha'i Council 25 Under the Hereditary Guardianship.</p>

20 (Pages 74 to 77)

Franklin D. Schlatter April 20, 2007 - Vol. I

Page 78	Page 80
<p>1 Q. What was the date of that appointment? 2 A. Twenty-four June 1966. 3 Q. And how was he appointed? 4 A. The guardian appointed him, Mason Remy. 5 Q. If I recall earlier Donald Harvey's name 6 appeared on the document of the five French NSA 7 members who had -- 8 A. Yes. 9 Q. -- gone with Mason Remy; is that correct? 10 A. That is correct. 11 (Exhibit No. 117 was marked.) 12 BY MR. DOLAN: 13 Q. I'm handing you now what's been marked as 14 Exhibit 117. 15 A. I believe that I indicated earlier -- can you 16 go back to this exhibit. I believe I indicated 17 earlier that it was 15 July 1966. That was the date 18 that I had for the appointment of Donald Harvey. And 19 I'm wondering now where I got that 15 July date. 20 Q. The letter is dated July 5. Could that be 21 what you were thinking of? 22 A. No, it was the 15th of July as I recall. 23 Q. Wasn't Joel Marangella the president of the 24 second International Baha'i Council? 25 A. Oh, yes, oh, yes. I'm just simply indicating</p>	<p>1 Q. Do you see that. And this was dated July 7, 2 1966. Does that jibe with your memory of events? 3 A. Yes. 4 (Exhibit No. 118 was marked.) 5 BY MR. DOLAN: 6 Q. I'm handing you now what's been marked as 7 Exhibit 118. This appears to be a letter from you to 8 Joel Marangella. Do you recognize it? 9 A. I recognize that I wrote it, yes. 10 Q. And it states, in the address to Joel 11 Marangella, that it's through John B. Byers? 12 A. Yes. 13 Q. What does that mean? 14 A. We were -- we were to forward information to 15 the guardian or -- correction. To Joel Marangella 16 through John B. Byers. That was the -- that was the 17 protocol. John B. Byers was on the International 18 Baha'i Council and he was the intermediary to Joel. 19 Q. I see. 20 (Exhibit No. 119 was marked.) 21 BY MR. DOLAN: 22 Q. Now I have for you Exhibit 119. This is OBF 23 5326. Take a glance at the bottom of the page. It 24 appears that you were cc'd in this letter. Do you 25 recall that? I should say do you recall this letter?</p>
<p>Page 79</p> <p>1 to you that I remember stating previously 15 July. 2 Q. Do you have any reason to think that this 3 date is incorrect? 4 A. My date would be the one which would be 5 incorrect. 6 Q. I see. 7 A. It wouldn't -- I'm just simply saying that I 8 don't see that I'm consistent here with the date which 9 appears here. 10 Q. Okay. 11 A. Just so you know. 12 Q. Thank you. Do you recognize the exhibit that 13 I just handed to you? 14 A. Yes. 15 Q. And what is this? 16 A. A brief glossary that was forwarded to Donald 17 Frey, our legal counsel, so that he would have an 18 indication of what certain terms or certain words were 19 with regard to the faith at the time. 20 Q. If you look at the second page, it appears 21 that you wrote this letter and forwarded this 22 information to Mr. Frey; is that correct? 23 A. That is correct. 24 Q. And it's signed as secretary. 25 A. Yes.</p>	<p>Page 81</p> <p>1 A. I recognize that it is a letter that was sent 2 by Petzoldt. I recognize it. 3 Q. Petzoldt's signature line states Chairman, 4 Legal Committee? 5 A. Yes. 6 Q. Do you see that. And copied on this letter 7 that's addressed to Charles Mason Remy are Joel 8 Marangella, John Byers, and yourself; is that correct? 9 A. Yes. 10 Q. Do you remember receiving this letter? 11 A. I don't know as I remember receiving the 12 letter. But it would be consistent with what was 13 going on at the time. 14 Q. Are you saying you don't have any reason to 15 believe you didn't receive it? 16 A. That's correct. 17 Q. And this document was produced to us from 18 you, isn't that right, from your files? 19 A. It wouldn't -- I don't know if it came from 20 my files or not. Did it come from my files or did it 21 come from those of the archives? 22 (Exhibit No. 121 was marked.) 23 BY MR. DOLAN: 24 Q. I'm handing you now what we've marked as 25 Exhibit 121. This is OBF 4869. Did you write this</p>

21 (Pages 78 to 81)

Franklin D. Schlatter April 20, 2007 - Vol. I

Page 82	Page 84
<p>1 letter? 2 A. No. 3 Q. Do you know who did? 4 A. I have a good notion of who did. 5 Q. Who would that be? 6 A. My brother. 7 Q. What's his name? 8 A. O. Edward Schlatter. 9 Q. And could you take a look at the last page of 10 this document, please. It has a list of names that 11 are signatories to this letter; is that correct? 12 A. Yes. 13 Q. Could you read those names into the record, 14 please. 15 A. Les Vorndam, Carole Schlatter, Count Harvey, 16 Marita McClymonds, Ed Schlatter, Louise Vorndam, Pat 17 Schlatter, Pearl Harvey, Frank Schlatter. 18 Q. Did you work on this letter with your 19 brother? 20 A. Probably. 21 Q. Do you have any specific recollection of 22 working on it with him? 23 A. No, no specific recollection other than I 24 remember that we got together and we discussed the 25 details that are in this letter.</p>	<p>1 Q. Did you ever make posts on the Internet on 2 behalf of the Provisional National Baha'i Council? 3 A. Posts on behalf of -- International Baha'i 4 Council? 5 Q. The Provisional National Baha'i Council. 6 A. The Provisional National Baha'i Council. 7 Posts. I don't believe -- I don't know. I may -- 8 I've made posts as an individual. But I don't know if 9 I've done it on behalf of the provisional -- 10 MR. GOLDBERG: This is not really an 11 objection. But I mean it's -- I think it's a little 12 bit vague. I'm not sure that -- I don't think he 13 knows what you're talking about, what a post is. 14 MR. DOLAN: Oh, okay. 15 MR. GOLDBERG: So maybe you can perhaps get 16 more specific. 17 BY MR. DOLAN: 18 Q. A post to an Internet message board. Are you 19 familiar with Internet message boards? 20 A. Yes. 21 Q. Okay. And have you posted to one in the 22 past, placed information on a message board and then 23 maybe communicated back and forth with other -- 24 A. Yes. 25 Q. -- people on that message board?</p>
Page 83	Page 85
<p>1 Q. Okay. And I would like you to pull out an 2 earlier exhibit from this stack, it's Exhibit No. 60. 3 And give your counsel a chance to pull out his copy. 4 This appears to be a form that provided names 5 and addresses of individual believers that were under 6 the NSA Under the Hereditary Guardianship. Have you 7 seen this type of form before? 8 A. I suppose that I have, yes. 9 Q. Was this the type of form that would have 10 been used to compile a mailing address list for the 11 NSA Under the Hereditary Guardianship? 12 A. I would assume so. 13 Q. Is this a form that -- 14 A. That looks like my printing up in the upper 15 left-hand corner. 16 Q. I was going to ask, was this a function of 17 the secretary position, would you receive this type of 18 correspondence? 19 A. I think I did, yes. I don't remember 20 receiving a great many of these, but I -- yes. 21 Q. Did you ever make posts on the Internet on 22 behalf of the Provisional National Baha'i Council? 23 A. Wait. We're going to where now? 24 Q. We just jumped -- 25 A. Okay. Ask the question again.</p>	<p>1 A. Yes, yes. 2 Q. And have you ever done so on behalf of the 3 Provisional National Baha'i Council? 4 A. I don't remember doing it because, if I did, 5 the -- it seems to me that the council would have 6 indicated that I should be doing it. And I don't 7 remember their ever giving me instructions to that 8 effect. 9 Q. Have you ever posted on Internet forums on 10 behalf of the -- what you call the Orthodox Baha'i 11 Faith generally in promoting its teachings? 12 A. Speaking as an orthodox Baha'i, I would have 13 done that, yes. 14 Q. And what was the purpose of doing so? 15 A. To inform people. 16 Q. Inform them of what? 17 A. To inform them of a continuing guardianship 18 would be my position or to inform them of how there 19 was violation of the -- of a covenant of Baha'u'llah. 20 Q. What are you referring to when you say that 21 there was violation of the covenant of Baha'u'llah? 22 A. That there would be people who were no longer 23 following the will and testament provisions -- 24 provisions of Abdu'l Baha's Will and Testament. 25 Q. And who do you believe those people to be?</p>

22 (Pages 82 to 85)

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Page 86

1 A. I believe they are the misled believers under
 2 the Wilmette NSA.
 3 Q. Do those posts that you indicate you've made,
 4 do they ever contain links to the Provisional National
 5 Baha'i Council's web site that we looked at earlier
 6 today?
 7 A. I don't believe so.
 8 Q. Did they ever contain links to any web site
 9 associated with the Orthodox Baha'i Faith?
 10 A. I don't -- I don't recall ever providing
 11 links.
 12 Q. Do you recall ever providing a link to the
 13 bahai-guardian.com site?
 14 A. Now, if we're talking about web sites, I know
 15 it's on our web site.
 16 Q. What's on your web site?
 17 A. The links are on the web site of the Orthodox
 18 Baha'i Faith.
 19 Q. No, I'm only referring now to the posts that
 20 you make. Would you paste a link --
 21 A. No.
 22 Q. -- within your post directly to people --
 23 A. I don't recall ever doing that.
 24 Q. Okay. Do know of anyone else in the Orthodox
 25 Baha'i Faith that may have done that at any time?

Page 87

1 A. It sounds like something that some others
 2 might have done, yes.
 3 Q. Do you know that to be true?
 4 A. Yes.
 5 Q. And who are you thinking of?
 6 A. Ross Campbell.
 7 Q. Anyone else?
 8 A. I think Jeffrey Goldberg probably has done
 9 it.
 10 Q. Anyone else?
 11 A. They're the main ones.
 12 Q. Okay. I hand you an exhibit that has been
 13 marked previously, it's Exhibit 31 and it's OBF 6462.
 14 Do you recognize this document?
 15 A. Yes.
 16 Q. And what is it?
 17 A. It's a mailing list for the national
 18 conference it says of the Baha'is under the
 19 guardianship residing in the United States of America,
 20 1961.
 21 Q. Does this identify individuals that had
 22 accepted Mason Remey's proclamation and were
 23 coordinating to forward his message in the United
 24 States?
 25 A. Yes.

Page 88

1 Q. Was this a list that you compiled?
 2 A. No.
 3 Q. Do you know who did?
 4 A. No.
 5 Q. Does it look to be -- if you look through the
 6 names, do those appear to be lists of members that you
 7 recall?
 8 A. What's the question?
 9 Q. The question is if you take a look through
 10 these three pages of names.
 11 A. Yes.
 12 Q. Are those names familiar to you as people who
 13 had --
 14 A. A goodly number of them are, yes.
 15 Q. Of people who had accepted Mason Remey's --
 16 A. Yes, yes.
 17 Q. I'm going to hand you another exhibit that's
 18 been marked previously, it's Exhibit 32 and it's OBF
 19 5420. Do you recognize this document?
 20 A. No.
 21 Q. You can take your time.
 22 A. No, I don't recognize this document.
 23 Q. Do you have any thoughts as to what it might
 24 be?
 25 A. It appears to be a mailing list of our -- I

Page 89

1 say our. The at the time believers by the different
 2 areas.
 3 Q. Do you know what period it might be from? I
 4 realize it's not dated.
 5 A. No, I couldn't begin to tell you.
 6 Q. Okay. And another exhibit, it's 33, it's
 7 been marked previously and it bears OBF 177. Have you
 8 seen this list before?
 9 A. Yes.
 10 Q. When have you seen it?
 11 A. Well, it was a list -- it was produced at the
 12 time that -- at the time noted, January 1966.
 13 Q. And this is a list of members under the
 14 auspices of the NSA Under the Hereditary Guardianship?
 15 A. Yes, yes.
 16 Q. Is that your handwriting where 1966 is
 17 written?
 18 A. No.
 19 Q. Did you compile this list?
 20 A. No.
 21 Q. But you recognize it to be a membership list?
 22 A. Yes.
 23 Q. Okay. I'm handing you what's been marked
 24 previously as Exhibit 34 now. This is OBF 6465. Do
 25 you recognize this document? You can take your time

Page 90

1 and look through it, if you would like.
 2 A. There are actually two lists here.
 3 Q. Is one revised to December and the other
 4 revised to January?
 5 A. One revised to December and one to January,
 6 yes.
 7 Q. Of 1964 in both cases?
 8 A. Yes.
 9 Q. Okay. And this purports to be a voting list
 10 of adult believers. Have you seen it before?
 11 A. It looks like the sort of list that -- 1964.
 12 That would have been a list that would have been sent
 13 out probably under Rex King's secretary,
 14 secretaryship.
 15 Q. Okay. So this is a voting list of adult
 16 believers under the NSA of the Hereditary Guardianship
 17 dated --
 18 A. Yes.
 19 Q. Well, we have two obviously, December 1964
 20 and January 1964?
 21 A. Yes.
 22 Q. I'd like to hand you what's been previously
 23 marked as Exhibit 35, and that bears OBF 1497. Do you
 24 recognize this document?
 25 A. No.

Page 91

1 Q. It wasn't prepared by yourself?
 2 A. No.
 3 Q. Do you have an understanding of what it is?
 4 A. Delegates to the convention. Some individual
 5 created this listing and I have no idea who it was.
 6 Q. Okay. I'm handing you now what's been marked
 7 previously as Exhibit 36. It's OBF 170. Take a
 8 moment and pan through there. There are some
 9 different materials within this packet.
 10 A. Yes.
 11 Q. Do you recognize this document?
 12 A. I recognize this document.
 13 Q. And what is it?
 14 A. Names of elected delegates to the national
 15 convention of the Baha'is of the United States, April
 16 27 and 28, 1963. And then there's a voting list of
 17 the Baha'is Under Hereditary Guardianship U.S.A. And
 18 this would have been produced by the Santa Fe local
 19 council.
 20 Q. Who was the Santa Fe local council?
 21 A. I can't tell you the names of the people on
 22 it.
 23 Q. But this wasn't prepared by you?
 24 A. No.
 25 Q. But it was circulated to the membership?

Page 92

1 A. Yes.
 2 Q. Mr. Schlatter, are you a Hand of the Cause
 3 under the Orthodox Baha'i Faith?
 4 A. Yes.
 5 Q. And what is a Hand of the Cause?
 6 A. The Hand of the Cause is an individual who
 7 assists the guardian in conducting whatever affairs
 8 need to be conducted on a spiritual basis. Not
 9 administrative, it's not an administrative position.
 10 Q. So what type of spiritual activities are you
 11 referring to?
 12 A. Teaching.
 13 Q. What do you mean by teaching, can you
 14 elaborate?
 15 A. Going from place to place and visiting with
 16 the friends and talking to them about how they can
 17 improve their teaching methods and so on.
 18 Q. Who are you referring to when you say
 19 friends?
 20 A. I'm referring to believers, individuals who
 21 are those within the faith.
 22 Q. And what is it that you teach them?
 23 A. Such things as trying to follow what Abdu'l
 24 Baha would have been teaching since Abdu'l Baha was
 25 the exemplar of the faith; and, therefore, doing a

Page 93

1 great deal of reciting I suppose you might say of the
 2 kinds of things which he told people they should be
 3 doing to teach, since he was -- he was our example
 4 teacher.
 5 Q. And would that teaching include hereditary
 6 guardianship principles?
 7 A. Yes.
 8 Q. And that Mason Remey was the second guardian
 9 and that Joel B. Marangella is the third guardian?
 10 A. That is correct.
 11 Q. How long have you been a Hand of the Cause?
 12 A. Since 1997.
 13 Q. You mentioned that you travel from place to
 14 place to teach. Were you referring to the United
 15 States, places in the United States?
 16 A. Predominantly New Mexico.
 17 Q. Anywhere else in the United States?
 18 A. Well, when we have conferences. I'm
 19 attending first of all just simply as an individual,
 20 but I'm also there as the hand of cause.
 21 Q. So you're referring to conferences outside of
 22 New Mexico?
 23 A. Yes.
 24 Q. Can you provide any locations?
 25 A. We've gone to such places as Seattle, Salt

<p style="text-align: right;">Page 94</p> <p>1 Lake City, Dallas, San Diego, Chicago. 2 Q. When did you go to Chicago? 3 A. I think it was 1999. 4 Q. Was that approximately the time that Jeffrey 5 Goldberg joined your organization? 6 A. Yeah. 7 Q. Was that hosted by people in Barrington, 8 Illinois? 9 A. Yes. 10 Q. When you have a conference at these 11 locations, do you have signs or any placards or 12 anything of that nature to identify yourselves to 13 people? 14 A. Yes. 15 Q. Could you describe what those are like? 16 A. Normally they simply indicate Orthodox Baha'i 17 Faith. 18 Q. So it would just be, for example, a banner 19 that says Orthodox Baha'i Faith? 20 A. Or the sign out in front of a hotel of a 21 place where we are, yes. 22 Q. Did you have such a sign during the 23 Barrington, Illinois, conference in 1999? 24 A. I think there was a sign there. 25 Q. How did you become a Hand of the Cause?</p> <p style="text-align: right;">Page 95</p> <p>1 A. That's a good question. I would assume 2 because I had done a great deal of writing over the 3 course of years that -- and showed a willingness to 4 support the guardian of the faith as strongly as I had 5 that he made me a hand. 6 Q. You're saying it was solely on the basis of 7 Joel Marangella's decision to make you a Hand of the 8 Cause? 9 A. Oh, yes. 10 MR. DOLAN: Could we go off the record for a 11 moment. 12 THE VIDEOGRAPHER: Sure. We are off the 13 record. The time now is 12:02 p.m. 14 (Recess.) 15 THE VIDEOGRAPHER: We are on the record. The 16 time now is 12:09 p.m. 17 BY MR. DOLAN: 18 Q. Mr. Schlatter, going back now to the 1960s 19 period, did you have any responsibilities in 20 connection with the Glad Tidings including production 21 or distribution or anything of that nature? 22 A. No. 23 MR. DOLAN: Okay. That's all I have. 24 (Schlatter Exhibit No. 1 was marked.) 25 EXAMINATION</p>	<p style="text-align: right;">Page 96</p> <p>1 BY MR. GOLDBERG: 2 Q. Frank, I'm going to hand you this exhibit 3 marked Schlatter 1 and ask you to take a look at it 4 and ask if you -- do you recognize that? 5 A. I recognize this, yes. 6 Q. Can you tell me what it is? 7 A. This is information that is on truebahai.com 8 dealing with the great catastrophe, prophecies for our 9 time, and it deals with things which Shoghi Effendi, 10 Mason Remey, and Joel B. Marangella have said about 11 calamity or catastrophe. 12 Q. You have read this through in the past, you 13 have seen this before? 14 A. I have seen this before on your web site, 15 yes. 16 Q. And the catastrophe that's mentioned in these 17 documents, are they the same catastrophe that you were 18 referring to in your correspondence with 19 Mr. Marangella that you testified to earlier? 20 A. Yes, they are. 21 Q. Can you tell me what this catastrophe is all 22 about briefly. 23 A. If -- if it's -- well, it's my understanding 24 that Baha'u'llah indicated that there was a 25 catastrophe that would be befalling mankind. And</p> <p style="text-align: right;">Page 97</p> <p>1 Abdu'l Baha followed up and talked about that 2 catastrophe, saying that it would be a universal 3 catastrophe. 4 And Shoghi Effendi, the first guardian of the 5 Baha'i faith, repeatedly referred to catastrophe and 6 calamity in his writings and his pilgrim notes. And 7 he was very strong in what he had to say about the 8 catastrophe. 9 Q. Now, these writings that you're talking 10 about, is that set forth here in these -- 11 A. Yes. 12 Q. -- pages? 13 A. It's set forth in these pages. 14 Q. And I want to ask you to take a look at the 15 pages from the writings of Shoghi Effendi for a 16 moment. I think it's the second page and -- is that 17 correct? 18 A. Yes. 19 Q. Because my copy got a little bit out of 20 order. Okay. And I want to just take a look at what 21 these are. These are quotes; is that correct? 22 A. These are quotations, yes. 23 Q. And do you recognize the books that they -- 24 that these quotations are attributed to? 25 A. Where it refers to Directives From the</p>
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25 (Pages 94 to 97)

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