## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

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

## AFFIDAVIT OF ROBERT PICKLE

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

1. I have traveled to the Franklin County area on two occasions in order to conduct research pertaining to the instant case, and to gather documents. The mileage pertaining to the lawsuit that is associated with those trips appears in Table 1 below, along with a cost based on the IRS standard mileage rate for the years 2007 and 2008.

**TABLE 1:** Mileage from Fact-finding Trips

<b>Destination</b> (s)	Dates	Mileage	Standard Mi. Rate	Cost
Marion, Benton	June 6-7, 2008	819	\$0.485	\$397.22
Marion, Benton, Thompsonville, Mt. Vernon, Springfield, Madison	April 21-25, 2008	1181	\$0.505	\$596.41
Total				\$993.62

2. Various miscellaneous expenses I have paid for in the course of this litigation are listed in Table 2 below. The list does not cover every expense of these sorts that was paid. Note the high cost of obtaining the records of MidCountry Bank, which the Defendants never

received.

**TABLE 2:** Various Miscellaneous Expenditures over the Course of the Litigation

Date	Item	Payee	Purpose	Cost
10/23/07	Mending Broken People (used)	Better World Books	Background, research	\$9.01
11/16/07	Postage for court documents	U.S. Postal Service	Opposition to emergency motion	\$15.75
11/19/07	Certified letter to Hayes	U.S. Postal Service	Notice for getting Rule 26(a)(1) mtrls	\$3.06
11/19/07	FaxAway deposit	FaxAway (email to fax)	Service of letters, etc.	\$10.00
11/27/07	Service of subpoena	Branch County Sheriff	Service on Remnant Publications	\$18.00
12/06/07	Service of subpoena	Branch County Sheriff	Service on Century Bank & Trust	\$18.00
12/06/07	Certified letter to Hayes	U.S. Postal Service	RPD's for Danny Shelton	\$4.54
12/28/07	Copying of court documents	Red River State Bank	Opposition: motion for protective order	\$6.75
12/28/07	Postage for court documents	U.S. Postal Service	Opposition: motion for protective order	\$21.25
01/03/07	Mundall, Miller, Hayes, Tommy	U.S. Postal Service	Certified service of possible motion	\$14.82
01/07/08	Filing of miscellaneous case	Clerk of W.D.MI	Necessary for issuing subpoenas	\$39.00
01/07/08	Accrued PACER charges	PACER	Downloading court filings	\$42.96
01/11/08	Copies: 3ABN's annual filings	Oregon DOJ	Research into 3ABN finances	\$10.20
01/15/08	Certified lt. to Derrell Mundall	U.S. Postal Service	Service of possible motion	\$3.23
02/01/08	Internet fax service	FaxAway	Sending documents to attorneys	\$10.00
02/15/08	Photocopies	Red River State Bank	Copies of court documents	\$2.40
02/19/08	Photocopies	Red River State Bank	Copies of court documents	\$1.70
02/21/08	Service of subpoena	Branch County Sheriff	Service on Remnant Publications	\$18.00
02/22/08	DVD recorder	Dyscern LLC	Old unit damaged(?) during CD recovery	\$35.50
03/14/08	Refund: canceling account	FaxAway	Now faxing using Brother 8860DN.	-\$8.19
03/14/08	Copies: 3ABN's annual filings	Illinois Attorney General	Research into 3ABN finances	\$8.25
04/04/08	Accrued PACER charges	PACER	Downloading court filings	\$14.24
04/22/08	Copies of real estate records	Franklin Co. Clerk	re: Real estate shenanigans	\$27.00
04/22/08	Copies of court records	Circuit Clerk	re: DLS's marital assets case	\$48.50
04/22/08	Room for the night	Amer. Best Value Inn	Lodging in West Frankfort, Illinois	\$49.90
04/24/08	Parking fee	Springfield courthouse	Research at courthouse	\$2.00
04/25/08	Shower	N. Lisbon Travel Center	Shower	\$6.00
04/30/08	Assistant for fact-finding trip	John Kannenberg	His charge to me to assist	\$395.00
05/01/08	Postage	U.S. Postal Service	Motion to compel Remnant	\$15.60
05/28/08	Records of MidCountry Bank	MidCountry Bank	Discovery re: private inurement	\$3,682.50
06/06/08	Drive enclosure	NewEgg.com	Preparation for on-site inspection of	\$23.42
06/06/08	Hard drive for enclosure	ZipZoomFly.com	Auditor's records	\$63.53
07/03/08	Postage for service	U.S. Postal Service	Motion to compel in S.D.IL	\$26.14
07/07/08	CD sleeves	Office Max	Protect discovery-related CD's	\$5.31
07/27/08	Cellphone excess minutes	John Kannenberg	Excess usage during April trip	\$50.40
07/07/08	Accrued PACER charges	PACER	Downloading court filings	\$19.52
08/20/08	Postage for service	U.S. Postal Service	Opposition to Remnant Appeal	\$17.29
09/12/08	Postage for service	U.S. Postal Service	Status report for S.D.IL	\$5.36
09/15/08	Articles: Duffy and McNeilus	Newslibrary.com	Background research	\$5.95
09/26/08	Postage for service	U.S. Postal Service	Revised RPD's	\$2.36
10/03/08	Accrued PACER charges	PACER	Downloading court filings	\$8.64
10/10/08	Records of MidCountry Bank	MidCountry Bank	Refund of excess shipping charge	-\$147.91
	Charges through Oct. 28, 2008	PACER (D.MA only)	Charges through October 28, 2008	\$9.92
		Total		\$4,614.90

3. I purchased a Brother 8860DN in order to scan or copy the large number of

documents we asked Gray Hunter Stenn LLP (hereafter "GHS") to produce, since we needed to protect GHS as far as possible from undue expense. The unit, toner, and drum which I purchased cost a total of \$522.66. I used the unit to prepare filings for the courts in the Western District of Michigan and the Southern District of Illinois, where ECF filing was not permitted. Table 3 presents the total number of copies run off of this unit for those filings (including copies for opposing counsel), times 10¢ per copy.

**TABLE 3:** Copying Costs

Date	Documents	Copies	Rate	Cost
05/01/08	Motion to Compel Remnant	548	\$0.10	\$54.80
07/03/08	Motion to Compel GHS	998	\$0.10	\$99.80
08/20/08	Opposition to Remnant's Appeal	500	\$0.10	\$50.00
09/12/08	Status Report to S.D.IL	21	\$0.10	\$2.10
Total			\$206.70	

4. Table 4 is a summary of the hours I have logged working on my defense. There were times when I did not record my hours. For work I do in this locality where I live, I charge \$25 an hour.

**TABLE 4:** Hours Invested in Defense

Time Period	<b>Hours Recorded</b>	Rate	Cost
Nov. 2007	134.00	\$25.00	\$3,350.00
Dec. 2007	131.50	\$25.00	\$3,287.50
Jan. 2008	76.67	\$25.00	\$1,916.75
Feb. 2008	167.33	\$25.00	\$4,183.25
Mar. 2008	90.50	\$25.00	\$2,262.50
Apr. 2008	51.67	\$25.00	\$1,291.75
May 2008	41.75	\$25.00	\$1,043.75
Jun. 2008	78.00	\$25.00	\$1,950.00
Jul. 2008	57.00	\$25.00	\$1,425.00
Aug. 2008	84.75	\$25.00	\$2,118.75
Sep. 2008	163.75	\$25.00	\$4,093.75
Oct. 2008	127.67	\$25.00	\$3,191.75
Total			\$30,114.75

5. Attached hereto as **Exhibit A** are a series of invoices I received from one of the experts we retained, which total \$20,342.32.

6. Attached hereto as **Exhibit B** is an invoice from Attorney Laird Heal to Gailon Arthur Joy in the amount of \$666.69. Attached hereto as **Exhibit C** is an invoice from Attorney Laird Heal to myself in the amount of \$53,600.25.

## FURTHER DEPONENT TESTIFIES NOT.

Signed and sealed this 13th day of November, 2008.

/s/ Bob Pickle

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

Subscribed and sworn to me this 13th day of November, 2008.

/s/ Lori J. Rufsvold Notary Public—Minnesota

My Commission Expires Jan. 31, 2010