

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. On October 28, 2008, I made several calls to the courthouse to ascertain the nature of Docket Entries # 22, # 28, and # 88. Attached hereto as **Exhibit A** is an email I wrote that morning that memorializes my phone conversation with the ECF Help Desk, in which I was told that # 28 and # 88 were sealed. When I asked who filed them, I was told that I could not be told that since they were filed under seal.

2. I was also told that I would not receive ECF notice of their filing, which was another question of mine since I had not gotten an ECF notice for # 88. Based on page 7 of *CM/ECF Administrative Procedures*, it appeared that these docket entries might be some sort of *ex parte* filing since there would be no ECF notices sent out for that sort of filing, and since no motion to seal is required to file them.

3. Attached hereto as **Exhibit B** is my correspondence with Plaintiffs' counsel over the nature of these docket entries, in which Plaintiffs' counsel asserted that he was unaware of the nature of these docket entries.

4. I spoke with Deborah Scalfani on December 9, 2008, and she informed me that the docket entries in question are not under seal but are simply not available to the public, and consist of stenographic notes.

FURTHER DEPONENT TESTIFIES NOT.

Signed and sealed this 10th day of December, 2008.

/s/ Bob Pickle

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

Subscribed and sworn to me  
this 10th day of December, 2008.

/s/ Perry W. Kolnes  
Notary Public—Minnesota

My Commission Expires Jan. 31, 2010