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### BlackSDA \_ 3ABN \_ Linda's Litigation

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**Posted by: Observer Apr 16 2007, 12:52 PM**

Most of you probably know that Linda Shelton and Danny Shelton are litigating certain unresolved issues that were not settled by the Guam divorce decree.

Recently Linda changed from the attorney who had represented her in the past to a new attorney, named Laird Heal, located in Massachusetts. The major point of interest in this is that Mr. Heal works quite closely with a man named Gailon A. Joy.

Gailon A. Joy, as you know, is associated with the Internet site: [www.save3abn.com](http://www.save3abn.com)

People in the past have laughed at some of the claims made by Mr. Joy in regard to statements that he would aggressively defend against any lawsuits filed against him, and that he was able to help obtain legal representation for people who might be sued.

O. K. if we watch the play of this litigation, we may get an idea as to the quality of representation that Mr. Joy is able to obtain.

Some of us believe that this is a significant change in the legal climate.

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**Posted by: SoulEspresso Apr 16 2007, 01:29 PM**

QUOTE(Observer @ Apr 16 2007, 12:52 PM)

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Unpack that a little, please ...

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**Posted by: Observer Apr 16 2007, 01:48 PM**

QUOTE(SoulEspresso @ Apr 16 2007, 01:29 PM)

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- 1) It could mean a difference in litigation strategy, and approach. But, that is unknown at this time.
- 2) The relationship with this new attorney and GAJ is of interest. This current litigation provides an opportunity, in a court of law, for Danny Shelton to be questioned in regard to issues that have been discussed in other venues, but that are clearly related to the issue current being litigated. The depth of this opening may be staggering? It is possible that information that GAJ has could be quite helpful to the lawyer

as the current case is litigated. The word is "discovery" and this has just been opened up.

Well, only time will tell, and all such is speculative.

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**Posted by: GrammieTana Apr 16 2007, 09:03 PM**

**QUOTE(Observer @ Apr 16 2007, 02:48 PM)**

1) It could mean a difference in litigation stratage, and approach. But, that is unknown at this time.

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Observer: Is there any indication that litigation of any sort is in the near by timeline?  I.E. Danny against . . . anybody?  Is there any indication of action regarding Tommy and his problems?

Just wonderin'.

GT

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**Posted by: Observer Apr 17 2007, 04:11 AM**

**QUOTE(GrammieTana @ Apr 16 2007, 09:03 PM)**

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GT

We are not aware of any indication that any litigation other than current litigation between Linda and Danny is about to begin.

However, any such would likely come without warning, and begin by someone being served papers.

Some of us believe that this change in Linda's attorney would result in Danny's law team carefully looking at it to determine if any of their strategy needs to be reevaluated. If so, that would simply be a reasonable assumption, and mean nothing more than that.

So, the bottom line is that we do not attach any special meaning to anything, and we simply wait to see what will happen next, realizing that in complex cases like this one, time may pass slowly for a while.

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**Posted by: Observer Apr 17 2007, 06:05 AM**

Some time back when a law firm sent Mr. Joy a letter that is thought to have threatened litigation, I made the following comments about that law firm:

- 1) It has some competent, well respected attorneys on its staff.
- 2) Some of its lawyers like to settle out of court, and some like to aggressively litigate.
- 3) The attorney who signed the letter is a competent, aggressive litigator.

So, now, what do I have to say about Linda's new attorney?

There is a general legal expectation in the United States that an attorney will not begin litigation unless there is a likelihood that the attorney will prevail. An attorney who violates that expectation may be subject to a disciplinary hearing before a professional panel, or that attorney may face a "misuse of process" lawsuit by the other party.

Typically lawyers do not like to file lawsuits against other attorneys. It is not easy to find one willing to do so. Linda's new attorney is quite willing to do such.

It is even harder to find an attorney who will file a personal action against a judge who has issued an adverse ruling against a client. Typically the attorney will file an appeal, and that is done all the time. But to file a personal action against a judge is very rare. In a recent case, Linda's attorney asked the judge to issue a ruling based upon Federal law. In the case of a conflict between Federal and State law, typically Federal law will trump State law. In this case, the judge issued a ruling based upon State law. Linda's attorney has filed against the judge for a failure to follow Federal law.

What does this mean? It means that Linda has an attorney who will aggressively litigate.

It also tells us that while 3-ABN has retained a law firm that has aggressive litigators on its staff, Mr. Joy is well able to retain such lawyers.

It suggests that if future legal action is filed against Mr. Joy, and/or the people he says he will assist in defending, there should be interesting legal sparks. The opposing sides may very well be nicely matched, at least.

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**Posted by: Johann Apr 24 2007, 05:55 PM**

**QUOTE(GrammieTana @ Apr 17 2007, 05:03 AM)** □

Observer: Is there any indication that litigation of any sort is in the near by timeline? □ I.E. Danny against . . . anybody? □ Is there any indication of action regarding Tommy and his problems? □

Just wonderin'. □

GT

Our prayers are solicited in connection with Linda and the new attorney's first appearance before the judge in Southern Illinois. Let's pray this meeting will make a good start. . .

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**Posted by: Daryl Fawcett Apr 24 2007, 07:10 PM**

Do you know when this first meeting before the judge will take place?

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**Posted by: PeacefullyBewildered Apr 24 2007, 08:08 PM**

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**QUOTE(Daryl Fawcett @ Apr 24 2007, 05:10 PM)**

Do you know when this first meeting before the judge will take place?

Daryl,

Looks like tomorrow, April 25 at 1:30pm.

[http://www.judici.com/courts/cases/case\\_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1](http://www.judici.com/courts/cases/case_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1)

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**Posted by: mozart Apr 24 2007, 08:11 PM**

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**QUOTE(Daryl Fawcett @ Apr 24 2007, 07:10 PM)**

Do you know when this first meeting before the judge will take place?

i've been wondering if linda's litigation only has to do with the divorce? could this merger be a protection effort for 3abn in some way if her new attorney has said something to DS and WT? can she sue or litigate the undue firing and the slander from 3abn without hurting 3abn? seems linda wouldn't want to sue 3abn. is it possible this merger plus danny & walt moving out of position would have anything to do with this litigation not affecting 3abn? i mean, might linda's lawyers say to them, "you might consider getting out of 3abn so the suit can be against individuals and not 3abn."?  
any litigators out there that can give a theory on these questions?

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**Posted by: PeacefullyBewildered Apr 24 2007, 08:15 PM**

I notice that Danny's attorney is listed as D. Michael Riva. My research shows that he is a Real Estate attorney. I couldn't find anything on him as to his qualifications in family law or divorce. Of course, not being of a legal background I don't know if that has any significance whatsoever.

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**Posted by: Johann Apr 24 2007, 11:03 PM**

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**QUOTE(mozart @ Apr 25 2007, 04:11 AM)**

i've been wondering if linda's litigation only has to do with the divorce? could this merger be a protection effort for 3abn in some way if her new attorney has said something to DS and WT? can she sue or litigate the undue firing and the slander from 3abn without hurting 3abn? seems linda wouldn't want to sue 3abn. is it possible this merger plus danny & walt moving out of position would have anything to do with this litigation not affecting 3abn? i mean, might linda's lawyers say to them, "you might consider getting out of 3abn so the suit can be against individuals and not 3abn."?



any litigators out there that can give a theory on these questions?

have been wondering too.

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**Posted by: Observer Apr 25 2007, 03:33 AM**

Linda's current litigation is focused on the resolution of the unresolved issues left over from the Guam divorce.

Issues outside of that could (?) be the subject of other litigation. But, that would have to be a future decision.

It is possible (?) that information could come out in this marital litigation that would be the basis for other litigation later.

We will just have to wait and see.

Yes, the next hearing is scheduled for today.

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**Posted by: Grith Apr 25 2007, 09:17 AM**

**QUOTE(Observer @ Apr 25 2007, 05:33 AM)**

Linda's current litigation is focused on the resolution of the unresolved issues left over from the Guam divorce.

Gregory, I have a question. Some have commented on Linda's lack of contesting the divorce. When Danny went to Guam to get the divorce, was there any way for Linda to actually contest the divorce? I mean, was she served papers? Was there due process? I know that it took some time to have the divorce declared legal. Can you comment on that, or have you already done so in a thread I have not yet read? I am not asking for whatever personal reasons she had for whether or not she contested the divorce, but if it was even possible for her to contest the divorce from a legal standpoint.

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**Posted by: Aletheia Apr 25 2007, 09:33 AM**

**QUOTE(Grith @ Apr 25 2007, 11:17 AM)**

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"to contest a divorce all you have to do is say I don't want a divorce and refuse to sign, or disagree on even one" issue, and it becomes a contested divorce.

Regardless of which one files, an uncontested divorce is where both parties agree beforehand to be divorced and on **all terms** and the judge merely validates their agreement.

**QUOTE**

<http://www.legalmatch.com/law-library/article/contested-and-uncontested-divorce.html>

**What is the Difference between Contested and Uncontested Divorce?**

There are two kinds of divorces – contested and uncontested. These terms simply refer to whether both parties want the divorce and are able to come to an agreement about related issues.

**What is an Uncontested Divorce?**

An uncontested divorce is one in which both spouses agree to both the divorce and all issues related to it – including child custody and alimony. Uncontested divorces are preferable to both spouses as well as children, since it is far less expensive and takes less time than contested divorces. Uncontested divorces do not require a court hearing.

**What is a Contested Divorce?**

A contested divorce is one in which both spouses cannot come to an agreement on all the issues relating to the divorce, or in which one spouse does not want to go through with the divorce. Common issues that spouses cannot agree on include child support and alimony, as well as property division. If these issues cannot be resolved and remain contested, the divorce will proceed to court.

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**Posted by: Observer Apr 25 2007, 09:36 AM**

**QUOTE(Grith @ Apr 25 2007, 09:17 AM)**

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At the time of the Guam divorce, Linda had been served papers, and she had signed them. IOW, she did not contest it at that time. If she had refused to sign the papers, it would have been another legal situation. The result probably (?) (from a practical standpoint) would have been that a divorce would not have been granted in Guam, but it would have been obtained in the United States.

You asked for a statement of fact, without any explanation of her reasons. I have attempted to respond as you requested, although I wanted to say more. :-)

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**Posted by: Eirene Apr 25 2007, 09:51 AM**

**QUOTE(Grith @ Apr 25 2007, 09:17 AM)**

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even possible for her to contest the divorce from a legal standpoint.

**Grith, Let me clarify some things:**

- 1. Danny did not go to guam to get the divorce. All the paperwork was sent there.**
- 2. Linda of course could have contested the divorce and it would have went no farther, as far as down that avenue.**
- 3. It took minimal time for the divorce to be legal. What you refer to is months down the road Linda decided to try challenge the legalities of the divorce that she had agreed to get. There were several reasons for this, but one major reason was because if she could somehow find a loophole for the guam divorce to be declared invalid, then she would be entitled to half of DS's income for the months between the guam divorce and when she decided to contest the legalities and it is my understanding she was also going to go after even more of the marital assets than she had already been given. If she would have been succesful in her quest, it would have been like starting all over with a clean slate and I would guess she was going after more than her share, which she had already received. So the Guam divorce was legal and binding all along and no one challenged it except, her, later down the road. DS's attorney new it was legal from the day of the divorce decree. So when people say they weren't actually divorced until 6 or8 months later, that would be a lie. Just because she chose to challenge it as invalid didn't make it invalid. And in fact, she lost the case as there was no legal cause to challenge it in the first place.**

Posted by: Observer Apr 25 2007, 10:55 AM

QUOTE(Eirene @ Apr 25 2007, 08:51 AM)

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Are you telling us that you are/were close enough to Linda to know what her motive was. I do not think so.

Posted by: Johann Apr 25 2007, 11:07 AM

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Irene, I was close to Linda all this time, and I never heard her voice what you are stating here. All I remember her stating at that time was that she wanted to be sure the Guam divorce was legal in the state of Illinois. Danny gloated in his email when the divorce was declared legal and he could marry Brandy immediately after that.

Who told you what Linda was thinking?

Posted by: Aletheia Apr 25 2007, 11:56 AM

QUOTE(Johann @ Apr 25 2007, 01:07 PM)

Irene, I was close to Linda all this time, and I never heard her voice what you are stating here. All I remember her stating at that time was that she wanted to be sure the Guam divorce was legal in the state of Illinois.

Then she merely had to ask legal counsel that question before or after they obtained the uncontested divorce in Guam.

Why would she need to file a civil case to get that question answered?

Plus, since you all published Danny's emails to her, and you have him talking about being the same man 8 mos later after the divorce and still willing to talk reconciliation of both their marriage and her ministry the very same morning of the day she filed in court to sue him to get what would have been automatically hers also, had she wanted to reconcile...

Well sorry. one of you is not being totally honest here, either you or your source.

Y

**QUOTE(Observer @ Apr 25 2007, 12:55 PM)**

Are you telling us that you are/were close enough to Linda to know what her motive was. I do not think so.

No, the divorce has been declared valid, and yet the case is still ongoing. Why? What is she going after Mr Matthews? Don't her actions prove what her motive and intent is in filing the case?

Are you trying to act like the litigation "right now" is about anything other than trying to get more than she already got?

What would that be?????

---

**Posted by: Observer Apr 25 2007, 01:56 PM**

**QUOTE(Aletheia @ Apr 25 2007, 11:56 AM)**

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Are you trying to act like the litigation "right now" is about anything other than trying to get more than she already got?

In regard to the validity of the Guam divorce, and your suggesting that she simply had to ask legal council: It is self-evident that she did, and that she was told by legal council that the Guam divorce was not valid in IL. Why? That is self-evident because she retained an attorney to file the lawsuit, and then litigated it in court. No attorney is going to file a lawsuit, and litigate it, if that attorney believes that the client will lose. Why. Because, in a case where it is self-evident that the client will lose, the party to the lawsuit who prevails will be entitled to file a lawsuit against that attorney for "misuse of process." No attorney will risk that. If you understood the law, you would understand that Linda was advised that she potentially had a case. The case was litigated, and she lost. The divorce was declared valid.

Yes the divorce was declared valid. That case is not on-going. The divorce was settled when the IL Court declared it valid. There has been no further litigation since on that issue.

The issue currently being litigated in another issue. If you understood the law of Guam, you would know that divorces obtained in Guam, under the conditions that the Sheltons obtained the divorce do not settle several issues commonly related to divorces. Yes, there are other conditions under which those issues are settled. But, those conditions did not exist in the Shelton divorce, and therefore were not settled. Both Danny and Linda signed papers to obtain that divorce in which it was stated that they understood that the divorce did not settle certain issues, and if litigated it would have to be litigated in a United States court. The current litigation is simply to settle those unresolved issues.

Of course, the Sheltons could have obtained their divorce in IL, which would have settled all issues at one time. But, the Sheltons decided not to do that, and to go a route that essentially guaranteed further litigation in a U.S. court.

Linda's actions prove that she is attempting to resolve the unsettled issues. So, if you want to say that they are attempts to get more than she got, you are correct on one level. Issues that were not resolved were not part of any settlement. They remained for disposition with later litigation, and that is what is happening.

References have been made to Linda receiving \$250 thousand dollars. You will note that the funds you reference largely came from an agreement in regard to Linda's employment, and largely did not involve resolution of marital property. It is largely unresolved marital property issues that are in litigation.

Does that mean that there will never be further litigation in regard to Linda's employment at 3-ABN?

No, it does not. But, that remains to be seen. I am not going to speculate there.

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**Posted by: Aletheia Apr 25 2007, 02:41 PM**

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**QUOTE(Observer @ Apr 16 2007, 02:52 PM) □**

Most of you probably know that Linda Shelton and Danny Shelton are litigating certain unresolved issues that were not settled by the Guam divorce decree.

Recently Linda changed from the attorney who had represented her in the past to a new attorney, named Laird Heal, located in Massaschusets. The major point of interest in this is that Mr. Heal works quite closely with a man named Gailon A. Joy.

Gailon A. Joy, as you know, is associated with the Internet site: [www.save3abn.com](http://www.save3abn.com)

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O. K. if we watch the play of this litigation, we may get an idea as to the quality of representation that Mr. Joy is able to obtain.

Some of us believe that this is a significant change in the legal climate.

Today Linda and her new lawyer were in court, and it went something like this:

The proceedings started and the Judge point blank asked him:  
Do you have a liscence to practice law in Illinois?

Laird J. Heal: Yes your honor.

Danny's counsel approach the bench with documentation that he does not.

When confronted by the Judge about this.

Laird J. Heal : I am trying.... they haven't got back to me...

Judge: You aren't just tardy on your fee... it is supposed to be paid yearly... you haven't been liscenced in eleven years..

Laird J. Heal: I know.. I moved alot... guess they couldn't find me... blah blah and more blah..

Judge to Linda: ... Get a liscenced Attorney before June 8th...

Guess we'll be hearing more now from Gregory about Linda's new, professional lawyer who is such a mover and shaker....

---

**QUOTE**

"The Attorney Registration & Disciplinary Commission, an agency of the Illinois Supreme Court, is

responsible for maintaining current records of registration and discipline information for lawyers licensed to practice in Illinois, investigating allegations of misconduct by lawyers, and prosecuting the cases where a lawyer's misconduct suggests a threat to the public or to the integrity of the legal profession."

<http://www.iardc.org/ardcroll.asp>

ARDC Lawyer Search Results from the ARDC database last updated as of April 16, 2007 at 12:18:14 PM: for the following terms: Last Name: Heal, First Name: Laird, status: All, Country: usa Name:Laird James Heal

Date Admitted June 4, 1991

City State Sterling MA

Authorized to Practice? No

Address information is not available online for retired judges or lawyers who are retired, inactive, deceased or who never registered with ARDC, due to privacy considerations or because ARDC never received those addresses. For those lawyers, "N/A" is displayed above to indicate that the city and state information is not available online. Click on the name of a lawyer to obtain more detailed information regarding the lawyer, including registration status, registered business address and telephone number if available, and any public disciplinary or disability history.

**QUOTE**

<http://www.iardc.org/ldetail.asp?id=781992972>

Illinois Registration Status: Not authorized to practice law as attorney is not currently registered with ARDC  
- Last Registered Year: 1996

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**Posted by: Eirene Apr 25 2007, 02:45 PM**

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Who told you what Linda was thinking?

That would be odd since the legal divorce was obtained and final in the early summer of 04, and he didn't marry Brandy until spring of 06. Your story doesn't mesh....

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**Posted by: awesumtenor Apr 25 2007, 02:54 PM**

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Guess we'll be hearing more now from Gregory about Linda's new, professional lawyer who is such a mover and shaker....

As if you were there...

In His service,  
Mr. J

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**Posted by: Grith Apr 25 2007, 02:57 PM**

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**QUOTE(Observer @ Apr 25 2007, 11:36 AM)**

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Ahhh, then please say more.



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**QUOTE**

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Thanks for this explanation.

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**Posted by: PeacefullyBewildered Apr 25 2007, 03:15 PM**



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Judge to Linda: ... Get a liscenced Attorney before June 8th...

Guess we'll be hearing more now from Gregory about Linda's new, professional lawyer who is such a mover and shaker....

Cindy,

Thank you for bringing this information to the forum. While it would be interesting to know who provided you with the information, I would only ask the following:

1. Was the person who provided you this information actually in that courtroom this afternoon?
2. Are you positive this information accurately reflects the discussion in that courtroom?

Do any of us outside of that courtroom really know why Laird J. Heal did not have his Illinois license in hand? If it was a question of this man overlooking that detail, I would have to agree with your sarcastic remarks about him being a "professional lawyer who is such a mover and shaker..." for attention to detail is vitally important for any practicing attorney.

I won't even be a bit surprised if there are remarks similar to yours made tomorrow evening on a certain LIVE program.

However, if there is another, more reasonable explanation for his lack of having that license in hand - say like crossed wires with the Illinois State Bar or whoever grants those licenses once fees are paid, USPS not delivering it in a timely manner, etc., etc. - then the glee of your post might be just a bit premature or even blatantly uncalled for.

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**Posted by: princessdi Apr 25 2007, 03:38 PM**

It meshes fine if you comprehend what is being said. In 2004, Danny UPS'ed(Ijes" made that up ) him a quickie divorce in Guam and thought he could marry Brandy(which is also problmatic in itself but for another discussion,). and his trouble were over, but once Linda contested that divorce it was not valid until a judge ruled it so. He was gloating about Brandy in 2004, until he got the court papers.

**QUOTE(Eirene @ Apr 25 2007, 01:45 PM)**

That would be odd since the legal divorce was obtained and final in the early summer of 04, and he didn't

marry Brandy until spring of 06. Your story doesn't mesh....

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**Posted by: seraph|m Apr 25 2007, 03:52 PM**

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**QUOTE(princessdi @ Apr 25 2007, 06:38 PM)**

It meshes fine if you comprehend what is being said. In 2004, Danny UPS'ed(Ijes" made that up ) him a quickie divorce in Guam and thought he could marry Brandy(which is also problematic in itself but for another discussion,). and his trouble were over, but once Linda contested that divorce it was not valid until a judge ruled it so. He was gloating about Brandy in 2004, until he got the court papers.



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**Posted by: Aletheia Apr 25 2007, 04:06 PM**

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**QUOTE(princessdi @ Apr 25 2007, 05:38 PM)**

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vell he had 8 mos to do so, if that was true, for that's how long it took Linda to decide to contest. The case ind dates are online at franklin County, Illinois...

But that is impossible as Brandi didn't even move from FL to IL until months after the divorce, (Nov I believe) according to those at 3ABN, and even 8 months after the divorce D.S. was still talking about reconciliation with L.S. as the published "private" letters on the save 3abn not website prove.

---

**Posted by: princessdi Apr 25 2007, 04:13 PM**

Gurl, Please....you and Eirene going half on those bridges?

---

**QUOTE(Aletheia @ Apr 25 2007, 03:06 PM)**

vell he had 8 mos to do so, if that was true, for that's how long it took Linda to decide to contest.

But that is impossible as Brandi didn't even move from FL to IL until months after the divorce, Nov I believe, according to those at 3ABN, and even a 8 months after the divorce D.S. was still talking about reconciliation with Linda as the published "private" letters on the save 3abn not website prove.

---

**Posted by: PeacefullyBewildered Apr 25 2007, 04:15 PM**

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**QUOTE(Aletheia @ Apr 25 2007, 03:06 PM)**

That is impossible as she didn't even move from FL to IL until months after the divorce, and even a 8 months after the divorce he was still talking about reconciliation with Linda as the published "private" letters on the save 3abn not website prove.

Her actual move was months after the divorce, but didn't she come and stay at 3abn for awhile before that time? That is what I remember.

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**Posted by: Aletheia Apr 25 2007, 04:17 PM**

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**QUOTE(PeacefullyBewildered @ Apr 25 2007, 06:15 PM)**

Her actual move was months after the divorce, but didn't she come and stay at 3abn for awhile before that time? That is what I remember.

Not according to her Mother who called before she went there, or anyone I've talked to and asked about it...

---

**Posted by: PeacefullyBewildered Apr 25 2007, 04:31 PM**

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**QUOTE(Aletheia @ Apr 25 2007, 03:17 PM)**

Not according to her Mother who called before she went there, or anyone I've talked to and asked about it...

So this young single mother of two moved to 3abn without first going there and checking for possible employment and housing? Did the mother make the arrangements for her?

---

**Posted by: Pickle Apr 25 2007, 04:57 PM**

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**QUOTE(Aletheia @ Apr 25 2007, 02:41 PM)**

Today Linda and her new lawyer were in court, and it went something like this:

The proceedings started and the Judge point blank asked him:  
Do you have a liscence to practice law in Illinois?

Laird J. Heal: Yes your honor.

Danny's counsel approach the bench with documentation that he does not.

When confronted by the Judge about this.

Laird J. Heal : I am trying.... they haven't got back to me...

Judge: You aren't just tardy on your fee... it is supposed to be paid yearly... you haven't been liscenced in eleven years..

Laird J. Heal: I know.. I moved alot... guess they couldn't find me... blah blah and more blah..

Judge to Linda: ... Get a liscenced Attorney before June 8th...

Guess we'll be hearing more now from Gregory about Linda's new, professional lawyer who is such a mover and shaker....

here's the scoop according to Gailon:

- Attorney Laird J. Heal is licensed to practice law in Illinois.
- He is an inactive member of the bar and has had that status for the last 11 years.
- He paid 11 years of fees around two weeks ago, when he found out he was going to be taking this case.
- Though the Illinois Bar was paid two weeks ago, they haven't updated their records.
- The case could have proceeded with Laird as Linda's counsel, but the judge wasn't too happy with Danny's side.

Okay, here's the problem with Danny's side:

- The judge thought that there was a motion to compel.
- Danny's side brought a motion to strike instead.
- The judge wasn't too happy with that and told Danny's lawyer to prepare for trial.
- The judge was bothered that there still weren't any depositions done.

Next court date is June 8. On that date the following are scheduled:

- Pretrial conference.
- Mandatory settlement conference.
- Pretrial motions.

Depositions need to be done by then.

Altheia, as you can see above, Gailon gave quite a different account, and it sounds quite a bit more realistic.

But I'm a bit tired of posting all the time over here. I'd be more than happy for you to call Gailon and get accounts of things like this and post them instead of me. Have any interest? If you do, I can email you his phone number.

---

**Posted by: princessdi Apr 25 2007, 05:18 PM**

Are you kidding, Bob? Can you please pick somebody else? We need the straight scoop, please.

---

**QUOTE(Pickle @ Apr 25 2007, 03:57 PM)**

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---

**Posted by: LaurenceD Apr 25 2007, 05:29 PM**

Don't worry Pickle, I doubt if anyone takes the defenders serious. I ALWAYS allow for the probability that the opposite is true of anything they post.

Hey, has anyone thought of looking back through Brandi's phone records, or DS cell? Might be kind of interesting looking back to 2003.

---

**Posted by: Johann Apr 25 2007, 05:34 PM**

**QUOTE(Eirene @ Apr 25 2007, 10:45 PM)**

That would be odd since the legal divorce was obtained and final in the early summer of 04, and he didn't marry Brandy until spring of 06. Your story doesn't mesh....

What does not mesh? Your story?

'es, the Guam divorce was obtained on June 21, 2004. Danny married his Brandy just after it was declared legal in the state of Illinois by the judge. That was in March 2006. Isn't that clear? Danny wrote me a letter about his marriage at that time.

---

**Posted by: mozart Apr 25 2007, 06:27 PM**

Eirene, is it possible that you could use a different typeface. the one u are using is very hard to read and i know you want us to read it. otherwise i just pass it by.

---

**QUOTE(Eirene @ Apr 25 2007, 08:51 AM) □**

**Grith, Let me clarify some things:**

- 1. Danny did not go to guam to get the divorce. All the paperwork was sent there.**
- 2. Linda of course could have contested the divorce and it would have went no farther, as far as down that avenue.**
- 3. It took minimal time for the divorce to be legal. What you refer to is months down the road Linda decided to try challenge the legalities of the divorce that she had agreed to get. There were several reasons for this, but one major reason was because if she could somehow find a loophole for the guam divorce to be declared invalid, then she would be entitled to half of DS's income for the months between the guam divorce and when she decided to contest the legalities and it is my understanding she was also going to go after even more of the marital assets than she had already been given. If she would have been succesful in her quest, it would have been like starting all over with a clean slate and I would guess she was going after more than her share, which she had already received. So the Guam divorce was legal and binding all along and no one challenged it except, her, later down the road. DS's attorney new it was legal from the day of the divorce decree. So when people say they weren't actually divorced until 6 or8 months later, that would be a lie. Just because she chose to challenge it as invalid didn't make it invalid. And in fact, she lost the case as there was no legal cause to challenge it in the first place.**

---

**Posted by: PeacefullyBewildered Apr 25 2007, 06:32 PM**

Eirene,  
I would also appreciate it if you could change your typeface. It really does mess with one's eyes and I enjoy reading your remarks and would hate to have to ignore them.

PB

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**Posted by: Pickle Apr 25 2007, 06:36 PM**

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**QUOTE(princessdi @ Apr 25 2007, 05:18 PM) □**

Are you kidding, Bob? Can you please pick somebody else? We need the straight scoop, please.

Hey, I thought she might like to change employers. Someone who is more honest, you know. She might welcome the change.

She was "working" with me once upon a time. You know, just trying to get down to the bottom of things. If she wants to assist now, I'm not going to stand in her way.

---

**QUOTE(Johann @ Apr 25 2007, 05:34 PM) □**

Danny wrote me a letter about his marriage at that time.

I heard he wrote Linda and told her how great a body his new wife had.

Haven't seen that one on <http://www.Save3ABN.com/>, so I don't know for sure that that one is true. But given the other ones, it just might be.

---

**Posted by: PeacefullyBewildered Apr 25 2007, 06:42 PM**

**QUOTE(Pickle @ Apr 25 2007, 02:57 PM) □**

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But I'm a bit tired of posting all the time over here. I'd be more than happy for you to call Gailon and get accounts of things like this and post them instead of me. Have any interest? If you do, I can email you his phone number.

Cindy,

Are you feeling a bit set up again by your info providers? What is your response to what Gailon is providing as the actual reason Linda's attorney did not have the license in hand for the hearing? Would you agree that it might have been a good idea to double check the facts before your jump to cast aspersions on Laird J. Heal?

Or, do you maintain that what you were told is the truth and Gailon is just spinning away as usual? I really am interested in knowing your take on this.

PB

---

**Posted by: PeacefullyBewildered Apr 25 2007, 06:53 PM**

This is the full email I received just a little bit ago from Gailon Arthur Joy on the subject of what really happened in that Franklin County courthouse this afternoon. While it is somewhat redundant since Bob Pickle already posted on the subject, I thought it might head off any need for accusations against Bob of spinning the info.

PB

----- Original Message -----

From: G. Arthur Joy

To: \*\*\*\*\*

Sent: Wednesday, April 25, 2007 5:11 PM

Subject: Re: Linda's attorney

Illinois allows Attys to maintain an inactive status and Atty Laird Heal has been an inactive member of the Bar for 11 years. When He agreed to accept Lindas case. he contacted the Illinois Bar to re-activate his license. They sent him paperwork and he had to pay a fee of something under \$500 which was done about two weeks ago. The Illinois Attorney Registration & Disciplinary Commission did not get his re-activation certification completed in time for this hearing. This is, a minor issue as he is a member in good standing before the Illinois Bar, but inactive, although his activation fee and paperwork is before the commission for updating.

The important news is that the Judge ordered a pretrial hearing, mandatory settlement conference and hearing on motions for June 8, 2007. The judge also noted that there had been no depositions in this case. It is Atty Heals intent to correct that problem as soon as possible.

I have also attached the Illinois Registration database for Laird James Heal demonstrating there is no pending disciplinary action and simply needs to complete re-activation:

ARDC Individual Attorney Record of Public Registration and Public Disciplinary and Disability Information as of April 25, 2007 at 12:14:42 PM:

Full Licensed Name: Laird James Heal

Full Former name(s): None

Date of Admission as Lawyer

by Illinois Supreme Court: June 4, 1991

Registered Business Address: \*\*\*\*\*

Registered Business Phone: \*\*\*\*\*

Public Record of Discipline  
and Pending Proceedings: None

Hope this clarifies the status and I am told he will be re-activated by the commission by Friday.

Gailon Arthur Joy  
AUReporter  
Save3ABN.com

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**Posted by: Eirene Apr 25 2007, 09:36 PM**

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
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QUOTE(Johann @ Apr 25 2007, 05:34 PM)

What does not mesh? Your story?

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No it doesn't mesh. As I said no one was questioning the legality of the finality of the divorce in June except Linda, months down the road. The divorce was final and legal and that finding was "upheld" by a court of law after Linda tried to force her own issue that it wasn't legal. There is a difference in a finding being UPHELD as compared to being "declared". The very fact that the court UPHELD the legalities of the Guam divorce just proves what I am saying. They were legally divorced in June of 04 and he married Brandi Spring of 06. Almost a 2 year span. For you to say they weren't divorced until 06 and he married right after, is again, why one can't trust your credibility. If you don't understand the court system or why Linda was trying to work it, then you should stay away from these types of posts. If you do understand, then you were trying to spin it, again, in a certain direction that you want it to go.

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Obviously not, or you wouldn't be asking Pickle.

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QUOTE(Eirene @ Apr 26 2007, 12:36 AM)

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So Eirene, you are an eye witness to all these events, the court case and all?  P

---

Posted by: Eirene Apr 25 2007, 09:45 PM

QUOTE(Pickle @ Apr 25 2007, 04:57 PM)

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'ou know Bob, the accounts aren't really that different on the issues raised. In fact Aletheia was correct in everything she said. Fact, Laird did not have a valid license to practice in Il...Fact, he answered in the affirmative when ask if he did....Fact, he made excuses as to why he didn't have it yet....We know all this is true by the mere fact that the proceedings did not continue and the judge told Linda to get a licensed attorney.

Of course what you failed to mention is that DS's attorney ask for the whole thing to be thrown out since he wasn't licensed but the Judge said that wouldn't be fair to Mrs. Shelton as he was assuming that she thought she did have one.

So Bob, what's not true?

**QUOTE(seraph|m @ Apr 25 2007, 09:39 PM) □**

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'ou would be surprised.....

**Posted by: Aletheia Apr 25 2007, 09:56 PM**

**QUOTE(PeacefullyBewildered @ Apr 25 2007, 06:31 PM) □**

So this young single mother of two moved to 3abn without first going there and checking for possible

employment and housing? Did the mother make the arrangements for her?

She didn't move to 3ABN, she moved to Illinois...

I don't know all, but I do know her Mom called Danny in Oct of 2004 and asked if there was a job opening at 3ABN as she had come through a rough time and was moving there. Danny told her "I don't know, Molly is in charge of that, have her come in and talk to molly when she get's here. I don't know who else her Mom called, but when she moved there in Nov, she did go in and apply and was interviewed by Molly. Molly hired her part time answering phones and she also worked parttime in another dept?? I also know that Dr Walt Thompson has written in a e-mail around here somewhere ( the search feature isn't working, so I can't provide the link right now) that he met and shared lunch with her and her girls the day she arrived.

---

**Posted by: Pickle Apr 25 2007, 10:09 PM**

**QUOTE(Eirene @ Apr 25 2007, 09:45 PM)**

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So Bob, what's not true?

Which is it? I was told he had a license and had paid the fees. You're saying he didn't have a license. Do you have a license and be inactive, or do you have to have your fees paid up and current in order to have a license?

Please post documentation from either state statutes or bar association by-laws that would clarify this point.

---

**Posted by: Fran Apr 25 2007, 10:46 PM**

**QUOTE(Eirene @ Apr 25 2007, 09:36 PM)**

That sounds like a nice little spin all packaged up. One thing is wrong with that. When the judge ask if he was licensed to practice in Il he said YES YOUR HONOR! No matter how you spin it he lied. Had he not been exposed, proceedings would have went on as planned with no one the wiser.

**Fran:** It sounds to me that the State of IL has the same problem as the one Danny has.

1. Danny has a problem posting Trust Funds, Asset Disposals, Posting other Ministries money into the 3ABN Coffers, and things like that in General. I wonder if he taught IL his tricks
2. The money was paid. All the appropriate work was done, but Danny must have shown them how to not post stuff. Sounds like a court problem with backlogging.

You can not blame the lawyer for the IL offices not being prompt in their duties!

Come on, give us a break!

**Your Comments:** Are you honestly trying to say that he drove all the way from Mass, a long long trip, and

Linda drove from springfield, knowing that he wouldn't be able to accomplish anything because he was going to have to admit to the judge he didn't have his license yet?  Please, he thought he could get a way with it but failed miserably.

**Fran:** Shame on you for ridiculing Linda and the Lawyer when the blame clearly should be one the shoulders of the Stat of IL office~ And you expect us to believe you?

**Your comment:** No it doesn't mesh. As I said no one was questioning the legality of the finality of the divorce in june except Linda, months down the road. The divorce was final and legal and that finding was "upheld" by a court of law after Linda tried to force her own issue that it wasn't legal. There is a difference in a finding being UPHELD as compared to being "declared". The very fact that the court UPHELD the legalities of the guam divorce just proves what I am saying. They were legally divorced in june of 04 and he married Brandi spring of 06. Almost a 2 year span. For you to say they weren't divorced until 06 and he married right after, is again, why one can't trust your credibility. If you don't understand the court system or why Linda was trying to work it, then you should stay away from these types of post. If you do understand, then you were trying to spin it, again, in a certain direction that you want it to go. Obviously not, or you wouldn't be asking Pickle.

**Fran:** Really, you need to wipe those eggs off your face.

1. The divorce was over in June 2004
2. When Linda was advised the divorce may not be legal in IL, she filed a what ever it is you call it!
3. THIS IS WHY Danny could not marry Brandy for 2 years.

I made a post on CA long before November 2004 about Danny having a new main squeeze when I became aware of the situation about her being close to Melody's age.

Shame on you!

---

**Posted by: Shepherdswife Apr 26 2007, 05:51 AM**

It seems there is confusion re: terms here between licensed and activated. Yes, he has a license in IL. It was inactive for 11 years, but still a license. He set in motion the re-activation process. If he had not been licensed already in IL, he could not get activated this quickly, I don't believe. Don't attorneys have to take the bar in every state in which they wish to practice? And that is a long process?

Whether he knew the activation process was not complete or not I have no way of knowing, but he is a licensed IL attorney--or so it seems to me...

shepherdswife

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**Posted by: Noahswife Apr 26 2007, 06:06 AM**

**QUOTE(Shepherdswife @ Apr 26 2007, 06:51 AM)**

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Whether he knew the activation process was not complete or not I have no way of knowing, but he is a licensed IL attorney--or so it seems to me...

shepherdswife

have not had any time to read threads for nearly a week so I am way behind on current posts and even why his particular issue is being discussed. However, i thought i would post a quick response to this.

Once an attorney has passed the bar and is licensed to practice law he can chose normally between different statuses when he registers yearly or whatever process that state has for this. After passing the original state's bar, an attorney may also want to practice in a different state. A young attorney will normally take the bar again in that second state. However, with experience an attorney may also be admitted to practice in another state upon meeting certain criteria and retaking the bar is not necessary. It is also not unusual to practice in another state using co-counsel. Federal administrative practice and federal court practice can be an entirely different animal.

**Posted by: Eirene Apr 26 2007, 08:49 AM**

**QUOTE(Pickle @ Apr 25 2007, 10:09 PM) □**

Which is it? I was told he had a license and had paid the fees. You're saying he didn't have a license. Do you can you have a license and be inactive, or do you have to have your fees paid up and current in order to have a license?

Please post documentation from either state statutes or bar association by-laws that would clarify this point.

That's pretty simple Bob and really the answer doesn't affect the outcome. In order for a license to be valid in a state, it has to be kept active. That is a matter of keeping up the fees every year etc. Laird didn't. Frans statement that said it was the fault of of the state may in part, be accurate but that is a moot point on this picture. Here is the part being left out. He knew he had not been re-instated before he left Mass. If he intended to be honest and forthcoming why wouldn't he have notified the court before proceedings and ask for a continuance because he had not been re-instated? Unless he intended to try and get by with it, why drive all the way to Southern IL for nothing? And why answer to the affirmative when asked if he was licensed to practice in IL? No, don't say well he did have a license. A license doesn't count in a state if it is inactive and he knew it was still inactive. All of this "he was working on it" doesn't get it. You and Gailon are using a play on words to smokescreen the act itself.

**Posted by: ex3ABNemployee Apr 26 2007, 08:53 AM**

**QUOTE(Eirene @ Apr 26 2007, 08:49 AM) □**

That's pretty simple Bob and really the answer doesn't affect the outcome. In order for a license to be valid in a state, it has to be kept active. That is a matter of keeping up the fees every year etc. Laird didn't. Frans statement that said it was the fault of of the state may in part, be accurate but that is a moot point on this picture. Here is the part being left out. **He knew he had not been re-instated before he left Mass.** If he intended to be honest and forthcoming why wouldn't he have notified the court before proceedings and ask for a continuance because he had not been re-instated? Unless he intended to try and get by with it, why drive all the way to Southern IL for nothing? And why answer to the affirmative when asked if he was licensed to practice in IL? No, don't say well he did have a license. A license doesn't count in a state if it is inactive and he knew it was still inactive. All of this "he was working on it" doesn't get it. You and Gailon are using a play on words to smokescreen the act itself.

You can read Mr. Laird's mind and see what he knew? You're good!

The dannyscribes seem to be very concerned about the presence of Mr. Laird for some reason. Has anyone else picked up on that?

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**Posted by: Eirene Apr 26 2007, 08:54 AM**

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**QUOTE(PeacefullyBewildered @ Apr 25 2007, 06:42 PM)**

Cindy,

Are you feeling a bit set up again by your info providers? What is your response to what Gailon is providing as the actual reason Linda's attorney did not have the license in hand for the hearing? Would you agree that it might have been a good idea to double check the facts before your jump to cast aspersions on Laird J. Heal?

Or, do you maintain that what you were told is the truth and Gailon is just spinning away as usual? I really am interested in knowing your take on this.

PB

PB, see my post to pickle to clarify for you, again....

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**Posted by: awesumtenor Apr 26 2007, 09:01 AM**

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**QUOTE(Eirene @ Apr 26 2007, 10:54 AM)**

PB, see my post to pickle to clarify for you, again....

You weren't there either, Eirene... someone who wasn't there offering to corroborate the account of someone else who wasn't there is nothing more than the blind leading the blind...

But I suppose some happen to like falling in ditches... which would explain the frequency with which they do so...

In His service,  
Mr. J

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**Posted by: Observer Apr 26 2007, 09:24 AM**

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**QUOTE(Eirene @ Apr 26 2007, 08:49 AM)**

That's pretty simple Bob and really the answer doesn't affect the outcome. In order for a license to be valid in a state, it has to be kept active. That is a matter of keeping up the fees every year etc. Laird didn't. Frans statement that said it was the fault of the state may in part, be accurate but that is a moot point on this picture. Here is the part being left out. He knew he had not been re-instated before he left Mass. If he intended to be honest and forthcoming why wouldn't he have notified the court before proceedings and ask for a continuance because he had not been re-instated? Unless he intended to try and get by with it, why drive all the way to Southern IL for nothing? And why answer to the affirmative when

asked if he was licensed to practice in IL? No, don't say well he did have a license. A license doesn't count in a state if it is inactive and he knew it was still inactive. All of this "he was working on it" doesn't get it. You and Gailon are using a play on words to smokescreen the act itself.

As an attorney, he would not attempt to "get by" with it. He could expect that the court would enquire an answer of him.

As I see it, he had paid the required fees to again practice. What he did not realize is that the records had not been updated so they reflected that he had not paid them, when he had.

This seems to me to be an administrative matter.

As an example: The day my teen-age son passed his driver's examination, he became licensed to drive in this state. However, it was a week or two before his actual license came in the mail that authorized him to drive. If he had been stopped by the police, he would have been licensed to drive, but not in possession of the actual license.

The attorney was authorized to practice law in IL. But, as the records had not been updated, the paper submitted to the judge by the other side said otherwise.

It should be noted that if the judge really thought that there was a problem, and that he was not authorized to practice law, the judge would have come down on him with a sledge hammer. The judge did not. The issue was not considered to be a big one by the judge.

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**Posted by: Aletheia Apr 26 2007, 10:59 AM**

**QUOTE(Pickle @ Apr 25 2007, 05:57 PM)**

Here's the scoop according to Gailon:

- Attorney Laird J. Heal is licensed to practice law in Illinois.

Here's the real scoop:

**QUOTE**

<http://www.iardc.org/ardcroll.asp>

ARDC Lawyer Search Results from the **ARDC database last updated as of April 25, 2007 at 12:14:42**

**PM:** for the following terms: Last Name: Heal, First Name: Laird, status: All, **State: IL**, Country: usa

**Your search terms do not match the record of any lawyer licensed in Illinois.**

<http://www.iardc.org/ardcroll.asp>

ARDC Lawyer Search Results from the ARDC database last updated as of April 25, 2007 at 12:14:42 PM:

for the following terms: Last Name: Heal, First Name: Laird, status: All, **State: MA**, Country: usa

Name Laird James Heal

Date Admitted June 4, 1991

City State Sterling MA

**Authorized to Practice? No**



QUOTE(Pickle @ Apr 25 2007, 05:57 PM)

Here's the scoop according to Gailon:...

- He is an inactive member of the bar and has had that status for the last 11 years.
- He paid 11 years of fees around two weeks ago, when he found out he was going to be taking this case.
- Though the Illinois Bar was paid two weeks ago, they haven't updated their records.

You clearly don't understand what you are posting here. Not without paying he hasn't been an **Inactive member**. Anyway it's not them he has to worry about:

QUOTE

Illinois state bar:

**Inactive Members** - former active members of at least two consecutive years who are designated as being in inactive status by the Attorney Registration and Disciplinary Commission. Dues: \$55/yr.

Here's the scoop according to Attorney Registration and Disciplinary Commission:

QUOTE

LAWYER SEARCH: ATTORNEY'S REGISTRATION AND PUBLIC DISCIPLINARY RECORD

ARDC Individual Attorney Record of Public Registration and Public Disciplinary and Disability **Information as of April 25, 2007 at 12:14:42 PM:**

Full Licensed Name: Laird James Heal

Full Former name(s): None

Date of Admission as Lawyer

by Illinois Supreme Court: June 4, 1991

Registered Business Address: 3\*\*\*\* Sterling, MA 01564-2363

Registered Business Phone: (978)\*\*\*\*\*

**Illinois Registration Status: Not authorized to practice law as attorney is not currently registered with ARDC - Last Registered Year: 1996**

Public Record of Discipline  
and Pending Proceedings: None

Check carefully to be sure that you have selected the correct lawyer. At times, lawyers have similar names. The disciplinary results displayed above include information related to any and all public discipline, court-ordered disability inactive status, reinstatement and restoration dispositions, and pending public proceedings. Investigations are confidential and information related to the existence or status of any investigation is not available. For additional information regarding data on this website, contact ARDC at (312) 565-2600 or, within Illinois, at (800) 826-8625.

QUOTE(Pickle @ Apr 25 2007, 05:57 PM)

Here's the scoop according to Gailon:...

- The case could have proceeded with Laird as Linda's counsel, but the judge wasn't too happy with Danny's side

So, the case can not proceed when Linda's Lawyer is not authorized to practice law..

**QUOTE(Pickle @ Apr 25 2007, 05:57 PM)**

Here's the scoop according to Gailon:....  
Okay, here's the problem with Danny's side:

- The judge thought that there was a motion to compel.
- Danny's side brought a motion to strike instead.

The case could not proceed when Linda's Lawyer is not authorized to practice law, which is why Danny's lawyer brought a Motion to strike, instead of the expected motion.

Since they could not proceed, the same exact hearing has been rescheduled for June 8th. Linda was told she needed to have a licensed attorney before then.

**QUOTE(Pickle @ Apr 25 2007, 05:57 PM)**

Here's the scoop according to Gailon:....

- The judge wasn't too happy with that and told Danny's lawyer to prepare for trial.
- The judge was bothered that there still weren't any depositions done.

Next court date is June 8. On that date the following are scheduled:

- Pretrial conference.
- Mandatory settlement conference.
- Pretrial motions.

Depositions need to be done by then.

And Why would I go by what Gailon says? He wasn't there. And the Court records are much more accurate.

**QUOTE**

Case 2005D30 Last Update 04/25/2007 Last Upload 04/25/2007 @ 04:30

Case Category Civil Case Type - Subtype D - 151 Divorce/Disolution

Litigant Information

Full Name SHELTON, LINDA SUE

Role Plaintiff

Full Name SHELTON, DANNY LEE

Role Defendant

Initial Open Date 02/08/2005

Hearings

Type Date Time Judge Location

37 - Motion/dismiss 01/30/2006 13:30 LEWIS, R A

39 - Settlement conf 07/13/2006 09:30 LAMAR B

107 - Motion/sanctions 04/11/2007 13:30 LEWIS,\_L C  
**10 - Motion hearing 04/25/2007 13:30 LEWIS,\_L B**  
**10 - Motion hearing 06/08/2007 10:30 LEWIS,\_L B**

**QUOTE**

Aletheia, as you can see above, Gailon gave quite a different account, and it sounds quite a bit more realistic.

But I'm a bit tired of posting all the time over here. I'd be more than happy for you to call Gailon and get accounts of things like this and post them instead of me. Have any interest? If you do, I can email you his phone number.

Job, with your and Gailon's spins attached the stories ALWAYS appear different, and they always seem realistic to you. Are you sure you don't really mean you want me to go to court and then call and let him know what happened, so you can get your spin ready, since I'm so close and he's States away???

But, no thank you. I do not wish to speak to Gailon, either now, or at any time that I can foresee...

---

**Posted by: awesumtenor Apr 26 2007, 11:21 AM**

**QUOTE(Eirene @ Apr 25 2007, 11:45 PM)**

You would be surprised.....

Not responsive... were you there?

Yes or No.

In His service,  
Ar. J

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**Posted by: princessdi Apr 26 2007, 11:52 AM**

Cindy, I am not understanding your problem. The problem is he paid the money, but his license has not been updated yet. He just has to wait and let them update it. The judge knows the process that is why he only said get it straight by June 8. If there was something fraudulent happening, then that judge would have been talking disbarment. It is simple. He IS licensed, his license is just not up to date. I am currently in the same situation with my cosmetology license. Because I was moving I have not paid my fees. I don't have to take to exam over, I just have to pay my fees. If I were not licensed, they would, and then still it will take them up to six weeks to update the records and send my license in the mail. In fact when inspectors come to the shop you merely have to have your cancelled check(which they do very quickly) or online receipt, because they also are aware of the lag. If I were not already licensed they would have sent me my test date, not a renewal notice. Same thing. Danny's attorney did the search yesterday and it wasn't updated. Licensing agencies seldom move quickly. I am almost sure the judge knew pretty much that it would be taken care of by the next date in six or so weeks. If I call the agency on the date my check clears and several there after I will find my license still not updated, but they will have the money in

their hands. Same thing. I keep saying this. They keep sending you here to post this stuff because they are aware that you have absolutely no understanding of these things, and will just post as you are instructed. Leaving you to take the heat from those who know better than to buy this junk.

Just one thing.....this here statement is killing me.....:

**QUOTE**

And Why would I go by what Gailon says? He wasn't there.

...Now you came yere yesterday giving the blow by blow with nary court record to be found. We were supposed to believe you? You did not get the information you first posted from court documents. You werent' there so it wasn't first hand. You even posted that information like it was the only thing the judge said to anybody that day. Just like he asked Laird about his license, and let everyone go. It wasn't until Bob's post that we found out ALL that went on in court. So now you are questioning GJ's credibility when he sent information about in the proceedings in their entirety, and you basically presented part of the information, which has you lying by omission. Please don't try to tell me you really thought the judge only said that, because you were given the whole story, and just chose or were told to post that portion. So, once again it is not GJ credibility in question, but yours.

**Posted by: runner4him Apr 26 2007, 12:09 PM**

**QUOTE(Eirene @ Apr 25 2007, 09:45 PM)**

You know Bob, the accounts aren't really that different on the issues raised. In fact Aletheia was correct in everything she said. Fact, Laird did not have a valid license to practice in Il...Fact, he answered in the affirmative when ask if he did....Fact, he made excuses as to why he didn't have it yet....We know all this is true by the mere fact that the proceedings did not continue and the judge told Linda to get a licensed attorney.

Of course what you failed to mention is that DS's attorney ask for the whole thing to be thrown out since he wasn't licensed but the Judge said that wouldn't be fair to Mrs. Shelton as he was assuming that she thought she did have one.

So Bob, what's not true?

You would be surprised.....

We would be surprised?? Why?? Why don't you just say if you were there or not? It would not be a problem for any of us to know that you were there. We know which side you would be sitting on by the nature of your posts here.

**Posted by: Fran Apr 26 2007, 12:14 PM**

**QUOTE(Aletheia @ Apr 26 2007, 10:59 AM)**

Here's the real scoop:

*You clearly don't understand what you are posting here. Not without paying he hasn't been an **Inactive member**.* Anyway it's not them he has to worry about:

Here's the scoop according to Attorney Registration and Disciplinary Commission:

No, the case can not proceed when Linda's Lawyer is not authorized to practice law..

The case could not proceed when Linda's Lawyer is not authorized to practice law, which is why Danny's Lawyer brought a Motion to strike, instead of the expected motion.

Since they could not proceed, the same exact hearing has been rescheduled for June 8th. Linda was told she needed to have a licensed attorney before then.

And Why would I go by what Gailon says? He wasn't there. And the Court records are much more accurate.

Bob, with your and Gailon's spins attached the stories ALWAYS appear different, and they always seem realistic to you. Are you sure you don't really mean you want me to go to court and then call and let him know what happened, so you can get your spin ready, since I'm so close and he's States away???

But, no thank you. I do not wish to speak to Gailon, either now, or at any time that I can foresee...

**Altheia;**

**: made this post on ChristianForum.com yesterday. For some reason Tomatoe has not replied.**

**: will post it here for you.**

**QUOTE**

**Tomatoe;**

**The Attorney renewed his licence in IL and paid the fees. The Truth of the matter lies in the fact that the processing of that payment had not been posted into the records.**

**When lawyers move locations, there is no need to continue to pay fees for something you are not going to use. This is why he went in and took care of paperwork and payed those fees prior to the court date.**

**3ABN, of all people, should understand when management/employees do not process income in a timely manner or they just post other people's money into 3ABN income instead of forwarding it to the other Independent Ministries.**

**It is clear the courts must have a huge backlog and just had not posted the Lawyers payment as yet. For you to imply stupidity of the lawyer is not a becoming thing to do, is it?**

**In fact, Court Documents, the IL vs. 3ABN Property Tax Lawsuit, and Federally filed Form 990 Documents, clearly call 3ABN on this very problem within 3ABN.**

**3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001. They also mis-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money.**

**As if that was not a problem, in 2002, there was \$1.7 MILLION dollars in TRUST FUNDS that were not posted.**

**This reminds me of the story in the Bible about the man that owed a very large sum of money to his Master.**

**He could not pay and begged mercy; it was granted. However, he proceeded to hunt down those that had money owed to him. He did not show any mercy at all that owed him money.**

**When his master heard this he took action. Do you remember that action?**

**I believe this is a situation that ANY lawyer could find themselves in on any given day in IL Courts. The problem was not the lawyers problem, It was the courts problem, because he fulfilled his part of the agreement by doing all the paperwork and paying his \$500.00 fee. It was the clerks failure to process that payment in a timely manner.**

**When you come here and create impressions that are false, it decreases your credibility. Think about it.**

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**Posted by: Fran Apr 26 2007, 09:41 PM**

**QUOTE(Fran @ Apr 26 2007, 12:14 PM)**

Aletheia;

I made this post on ChristianForum.com yesterday. For some reason Tomatoe has not replied.

I will post it here for you.

I thought I would bump this to make sure the right people read it. BUMP.

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**Posted by: Eirene Apr 26 2007, 10:07 PM**

**QUOTE(Observer @ Apr 26 2007, 09:24 AM)**

As an attorney, he would not attempt to "get by" with it. He could expect that the court would enquire an answer of him.

As I see it, he had paid the required fees to again practice. What he did not realize is that the records had not been updated so they reflected that he had not paid them, when he had.

This seems to me to be an administrative matter.

As an example: The day my teen-age son passed his driver's examination, he became licensed to drive in this State. However, it was a week or two before his actual license came in the mail that authorized him to drive. If he had been stopped by the police, he would have been licensed to drive, but not in possession of the actual license.

The attorney was authorized to practice law in IL. But, as the records had not been updated, the paper submitted to the judge by the other side said otherwise.

It should be noted that if the judge really thought that there was a problem, and that he was not authorized to practice law, the judge would have come down on him with a sledge hammer. The judge did not. The issue was not considered to be a big one by the judge.

If your whole scenerio was accurate then at the very least he would be guilty of stupidity. I would think any competent lawyer would have checked the status of the activation before driving from Mass to Southern IL

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**Posted by: Fran Apr 26 2007, 11:58 PM**

**QUOTE(Eirene @ Apr 26 2007, 10:07 PM) □**

If your whole scenario was accurate then at the very least he would be guilty of stupidity. I would think any competent lawyer would have checked the status of the activation before driving from Mass to Southern IL

**Eirene;**

**If your scenario is correct, then the same stupidity and incompetency must apply to the Trust Fund Donors of 3ABN and donors that give to other ministries through 3ABN.**

**Let's compare the circumstances.**

**1. The lawyer sends in \$500 to renew his license ahead of time and I am sure he received a receipt. I'll bet the Clerk had even made a deposit and the check had probably cleared his bank account. Now why would he not expect that all was complete?**

**2. Now consider the stupid, incompetent, donors that gave to 3ABN through Trust Funds. The gave their money or property; I am sure the checks got cashed and cleared the donors bank account. Why would donors go and check to make sure the donations were posted when they received a piece of paper telling them all was well. Yet, after auditors checked, low and behold, \$2.45 Million Dollars was NOT posted. Why were these donors so stupid as to not even check?**

**3. Now consider the stupid, incompetent, donors that gave to other ministries through 3ABN, and received their cleared check from the bank and receive a very pretty receipt in the mail. Why on earth would they not think the money went to the ministry they requested it be sent to? Instead it WAS posted, but to the 3ABN account and added to the 3ABN Income?**

**I believe each person above that paid/donated their money, accepted by faith from their receipt, that all was well and complete. It just goes to show how many people have had their faith misplaced by deceiving paperwork and people. I ask you, just who is the stupid one here? Was it the one that gave \$500.00 or those that gave \$2.45 Million Dollars? This should be a real no brain-er. It is the one that DID NOT POST ANY OF THE ABOVE.**

**Goodness, this was in 2001! Shall we review 2002? We can, you know. What was that \$1.7+Million Dollars not posted. Trust Funds again. There really must be a long learning curve for 3ABN, like maybe 20 years or however long they have been doing trust funds.**

**Since the checks were cleared, what bank account was used? At the end of each month all of the bank accounts are to be reconciled. They should be caught in the month they were received! Maybe I am wrong and 3ABN just doesn't bother to reconcile their bank accounts? Why did it take 1 year or more to find them not posted.**

**If you doubt my truth, I will be more than happy to give you a link to the IL vs. 3ABN Property Tax Lawsuit and the yearly Internal Revenue Form 990's; then you to can decide for yourself who is stupid and incompetent. That is not for me to say.**

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**Posted by: PrincessDrRe Apr 27 2007, 06:26 AM**

**QUOTE(Aletheia @ Apr 25 2007, 11:33 AM) □**

**To contest a divorce all you have to do is say I don't want a divorce and refuse to sign, or disagree on even "one" issue, and it becomes a contested divorce.**

**Regardless of which one files, a uncontested divorce is where both parties agree beforehand to be divorced**

and on **all terms** and the judge merely validates their agreement.

It takes more than this to "contest" a divorce. Been there...had it done to me....trust - it takes a bit more than this....

QUOTE(Eirene @ Apr 25 2007, 11:51 AM)

**Grith, Let me clarify some things:**

- 1. Danny did not go to Guam to get the divorce. All the paperwork was sent there.**
- 2. Linda of course could have contested the divorce and it would have went no farther, as far as down that avenue.**
- 3. It took minimal time for the divorce to be legal. What you refer to is months down the road Linda decided to try challenge the legalities of the divorce that she had agreed to get. There were several reasons for this, but one major reason was because if she could somehow find a loophole for the Guam divorce to be declared invalid, then she would be entitled to half of DS's income for the months between the Guam divorce and when she decided to contest the legalities and it is my understanding she was also going to go after even more of the marital assets than she had already been given. If she would have been successful in her quest, it would have been like starting all over with a clean slate and I would guess she was going after more than her share, which she had already received. So the Guam divorce was legal and binding all along and no one challenged it except, her, later down the road. DS's attorney knew it was legal from the day of the divorce decree. So when people say they weren't actually divorced until 6 or 8 months later, that would be a lie. Just because she chose to challenge it as invalid didn't make it invalid. And in fact, she lost the case as there was no legal cause to challenge it in the first place.**

#1 - If I get soup from China, and it is mailed to me. I got the soup from China. I may not be in China...but nonetheless the soup came from China.

If the divorce papers were sent to Guam, he got the divorce in Guam. Whether he just sent them there or went there it is a Guam divorce. Why not just do it over here?  Then again....you probably know why..... Splitting hairs comes from the exact same type of people that would say that if a child "enjoys" sex then they

cannot be molested.... \*(I know  off but at the same time dead on point!)\*

#2 - She didn't "lose" the case per se - she more so "gave up"..... Linda has spoke on this in depth on her website....

QUOTE(princessdi @ Apr 25 2007, 05:38 PM)

It meshes fine if you comprehend what is being said. In 2004, Danny UPS'ed (Ijes" made that up ) him a quickie divorce in Guam and thought he could marry Brandy (which is also problematic in itself but for another discussion,) and his trouble were over, but once Linda contested that divorce it was not valid until a judge ruled it so. **He was gloating about Brandy in 2004, until he got the court papers.**

#3 - He was gloating - whether he was bragging in Linda's face or was seen "holding her hand".....folks know he real deal.

**We can spin, spin, spin - and in the end you will be dizzy....but eventually the truth will come out after all....**

---

Posted by: Observer Apr 27 2007, 07:52 AM

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#### QUOTE

Regardless of which one files, a uncontested divorce is where both parties agree beforehand to be divorced and on all terms and the judge merely validates their agreement.

That is true as far as it goes.

But, divorce decrees may be limited in their scopel. Divorce decrees often do not resolve all of the issues associated with a divorce decree. A divorce decree, on its face has the main focus on the declaration that the marriage no longer exists.

Sometimes, a divorce decree will not deal with certain issues due to law. That is often the case of people who obtain the divorce decree outside of the United States. When this happepns, the decree may be very limited, and the pepole may have to go back into a U.S. court to settle certain unresolved issues. In some cases that is due to the law of the place in which the decree is obtained, and that law has limited the authority of that court to issue judgements in certain aspects of the decree. In other cases it may be due to the fact that U.S. law will allow the divorce decree to be recognized as valid in the U.S. but does not allow other associated aspects to be decided by that other court.

To be very clear: The Sheltons obtained the divorce in Guam under conditions where that court was not able to, and did not, decide certain issues associated with the marital breakup. Both the Sheltons either knew, or should have been informed by their legal counsel that those unresolved issues would have to be decided by a U.S. court.

Sometimes those restrictions are stated as a specific part of the judicial decree. As many of you knowk, I am divorced, and remarried. My divorce decree specificky stated that certain aspects of the divorce could not be decided by the court, and they would have to be seperately litigated. At a later time we did just that.

On the other hand, the decree may not specificky state such restrictsions. In that case the future litigation is based upon the law, and the fact the the decree did not preclude such future litigation.

The present llitigation in regard to the settlement of the the issues is based both upon the law, and that fact that the Guam decree did not preclude such litigation.

What is placed in the written judicial decrees is often the result of attorney experience. In my divorce, I was represented by an attorney who specialized in family law. My ex-wife chose a licensed attorney who was in general practice, and fresh out of law school. My attorney insisted in the paragraph being placed in the decree that stated certain issues were not decided, and would have to be litigated at another time, because he did not want my ex-wife to be able to say she did not know.

Perhaps it would have been better if the divorce obtained by the Sheltons had included such a paragraph. It did not. The present litigation is going forward as the decree did not preclude it, and the law, which did not allow the court to make an independent judgement in these matter that the U.S. courts would recognize, under the conditions that the Sheltons obtained the divorce.

Could the conditions have been changed? Probably so? But, that did not happen.

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**Posted by: PeacefullyBewildered Apr 27 2007, 09:36 AM**

Gregory,  
Clear and thought-provoking statement.

PB

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**Posted by: Johann Apr 27 2007, 11:38 AM**

**QUOTE(PrincessDrRe @ Apr 27 2007, 02:26 PM)**

- - -

#3 - He was gloating - whether he was bragging in Linda's face or was seen "holding her hand".....folks know the real deal.

**We can spin, spin, spin - and in the end you will be dizzy....but eventually the truth will come out after all....**

This gloating was something that happened a long time ago. Despite what his defenders are telling us about what happened yesterday, I understand he wasn't gloating them. Linda tells me she tried repeatedly to get his attention, but he never looked her straight in the face. What could be the reason he never dared looking into her eyes? If he did, she did not notice it.

In stead they try to get our attention by downgrading a lawyer who reminds certain people of Albert Einstein, and a man who is kind and concerned, who will work without a pause for justice and fairness. It has been said there are not too many of that kind within the legal system.

**Posted by: Daryl Fawcett Apr 27 2007, 04:40 PM**

I would have thought Danny would have been gloating, especially where his lawyer successfully shut things down, but wasn't able to shut it down completely, but only delay it until they appear before the judge again in June.

**Posted by: Shiny Penny May 3 2007, 12:59 PM**

**QUOTE(Fran @ Apr 26 2007, 10:14 AM)**

3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001. They also mis-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money.

As if that was not a problem, in 2002, there was \$1.7 MILLION dollars in TRUST FUNDS that were not posted.

Can you please let me know (or point me to where I can find) more details about these statements?

NEXT QUESTION: What is this litigation ("Linda's Litigation") about - ie the details of what is particular is being litigated? Can anyone post court documents? I would appreciate it. Thanks.

**Posted by: Observer May 3 2007, 01:10 PM**

**QUOTE(Shiny Penny @ May 3 2007, 11:59 AM)**

Can you please let me know (or point me to where I can find) more details about these statements?

NEXT QUESTION: What is this litigation ("Linda's Litigation") about - ie the details of what is particular is being litigated? Can anyone post court documents? I would appreciate it. Thanks.

Linda's Litigation:

In short the details are not available at this time. However, I can assume that any final ruling of the court will promptly be posted by someone.

The divorce that the Sheltons obtained in Guam did not resolve certain issues of marital property, and its division. Those issues remained to be decided by a U. S. court. This litigation is intended to decide those unresolved issues.

It is as simple as that.

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**Posted by: watchbird May 3 2007, 01:20 PM**

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**QUOTE(Shiny Penny @ May 3 2007, 02:53 PM) □**

Can you please let me know (or point me to where I can find) more details about these statements?

Penny, there are three main ways to find material that has been posted on BSDA... besides the long route of going back to the beginning page and reading your way through all of the threads.

1) The pinned materials at the top. The one entitled "The Unauthorized 3abn History Threads: all 10 chapters linked here..." consists of two posts. The first one consists of links to the beginning of each of the 10 chapters. The second post is a guide in table-of-contents fashion to the most significant posts in those 10 chapters. "Table-of-contents fashion" means that it is the order in which they come in the threads... and also means that there is a one sentence description of the specific post to which you can go directly to by clicking on the urls given. By reading straight through this "guide" you can see the scope of the material and can quickly find posts that have to do with different topics, such as financial matters. Once you click on a link, you will be live in the thread where it is, so you can read the discussion around that post... or you can return to the "guide" and continue to the next item of your choice.

2) By using the search engine of BSDA. Choose "Search" on the top line menu, enter your search criteria, and change one default parameter... the one which says "Show results as topics", to one which says "Show results as posts".

3) By clicking on the name of a member whose messages you want to view, you will be taken to their profile. Once there you may click on "Profile Options", then on "Find Member's Posts". This will give you all of the posts by that member since they have joined BSDA. Thus if Fran mentions something she has posted, this may be the quickest way to find the item to which she refers.

Generally speaking the posts which have given the most information come during the first 6 months after Danny's remarriage. Posts after fall of last year tend to have a larger percent of criticism from one side about the postings of the other than they do of additional facts. Though it is certainly true that there has been a lot of additional information brought for the first time to the boards since that time.

I hope this helps.

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**Posted by: Shiny Penny May 3 2007, 02:01 PM**

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**QUOTE(ObsERVER @ May 3 2007, 12:10 PM)**

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In short the details are not available at this time. However, I can assume that any final ruling of the court will promptly be posted by someone.

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It is as simple as that.

---

Thanks for the statement. But why are the details of this litigation not available? It would be helpful, if they were available for us to see. Or are the contents sealed?

Can you please enumerate the issues, in detail, that were not addressed in the Guam divorce?

Always good to know/see the facts.

---

**Posted by: princessdi May 3 2007, 02:23 PM**

Because they have had only one date before the judge and Linda's lawyer's license had not been updated, as of yet, and the depositions had not been taken, etc. they have another date on June 8. IOW, it is just getting started there is nothing to tell.

---

**Posted by: Observer May 3 2007, 02:37 PM**

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Can you please enumerate the issues, in detail, that were not addressed in the Guam divorce?

Always good to know/see the facts.

---

At this stage of the litigation, the courts do not generally post the documents in a manner where they can be viewed by the public. Once the issues are settled, they may be made available.

As to enumerating the issues, The issue is to determine and divide the marital property that has not yet been divided. That is the issue.

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**Posted by: Shiny Penny May 3 2007, 02:50 PM**

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**QUOTE(princessdi @ May 3 2007, 01:23 PM)**

Because they have had only one date before the judge and Linda's lawyer's license had not been updated, as of yet, and the depositions had not been taken, etc. they have another date on June 8. IOW, it is just getting started there is nothing to tell.

Well, there must be some paperwork that has been submitted to the court that can be submitted here as well for us to scrutinize.

Enquiring minds want to know and to know now!

**QUOTE(Observer @ May 3 2007, 01:37 PM)**

At this stage of the litigation, the courts do not generally post the documents in a manner where they can be viewed by the public. Once the issues are settled, they may be made available.

As to enumerating the issues, The issue is to determine and divide the marital property that has not yet been divided. That is the issue.

Yes, but what property are we talking about? House, car, stocks, bonds, gold, silver -- can anyone be specific?

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**Posted by: Observer May 3 2007, 04:38 PM**

**QUOTE(Shiny Penny @ May 3 2007, 01:50 PM)**

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Yes, but what property are we talking about? House, car, stocks, bonds, gold, silver -- can anyone be specific?

Later today, or early tomorrow, I will write a more involved answer to your question.

---

**Posted by: Shiny Penny May 3 2007, 04:46 PM**

**QUOTE(Observer @ May 3 2007, 02:38 PM)**

Later today, or early tomorrow, I will write a more involved answer to your question.

Thanks. I look forward to reading it, though I would be best satisfied with a copy of the actual court documents (I meant documents submitted to the court). It's good to know that you have access to these materials.

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**Posted by: YogusBearus May 3 2007, 05:12 PM**

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**QUOTE(Shiny Penny @ May 3 2007, 05:46 PM)**

Thanks. I look forward to reading it, though I would be best satisfied with a copy of the actual court documents. It's good to know that you have access to these materials.

Welcome to BSDA penny. I've noted with some amusement the volume of your posts as a newbie and the fact that each post is requesting someone to provide something you need, right now. I read the back threads here for many months before making my first post. You certainly don't need me as an example, but I might suggest you would be well served to do some extensive reading of at least the pinned threads before you make to many more demands for information.

Just a thought from a old bear.

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**Posted by: Shiny Penny May 3 2007, 06:26 PM**

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**QUOTE(YogusBearus @ May 3 2007, 03:12 PM)**

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Just a thought from a old bear.

Old bear - thanks for your suggestion. I am naturally inquisitive and have been an unregistered reader of this forum for some weeks before posting anything. Are my questions for information redundant - ie, are the answers already posted somewhere here? Have I said tell me "right now"? In the case of the divorce litigation I am surprised that no one asked for the court papers to be made available for our perusal. That's all. Shiny Penny

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**Posted by: princessdi May 3 2007, 06:39 PM**

The litigation just started last week, and nothing ws really done. I dont' really believe there is anything to post at this point. I think it is as Obsrver says, when the trial is done then the records are made public.

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**Posted by: runner4him May 3 2007, 08:11 PM**

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**QUOTE(Shiny Penny @ May 3 2007, 06:26 PM)**

Old bear - thanks for your suggestion. I am naturally inquisitive and have been an unregistered reader of this forum for some weeks before posting anything. Are my questions for information redundant - ie, are the answers already posted somewhere here? Have I said tell me "right now"? In the case of the divorce litigation I am surprised that no one asked for the court papers to be made available for our perusal. That's all. Shiny Penny

Penny Penny....from one Newbie to another.... a word of advice. Read, Read, and Read some more. Spend time going through all the postings here at blacksda like everyone has been telling you and then go to the www.save3abn.com site and read everything there. Amazing how much you will learn and it will be best for you to take the time to read and learn for yourself....better retained and you will have a really clear picture of what is going on. Beware...there are some clones around here and you can easily spot them after only being here a short time. So many questions without searching things for yourself...one begins to wonder...

Anyway welcome to a great forum where the climate is great and acceptance abounds!

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**Posted by: Chas May 3 2007, 11:16 PM**

**QUOTE(watchbird @ May 3 2007, 01:20 PM)**

1) The pinned materials at the top. The one entitled "The Unauthorized 3abn History Threads: all 10 chapters linked here..." consists of two posts. The first one consists of links to the beginning of each of the 10 chapters. The second post is a guide in table-of-contents fashion to the most significant posts in those 10 chapters. "Table-of-contents fashion" means that it is the order in which they come in the threads... and also means that there is a one sentence description of the specific post to which you can go directly to by clicking on the urls given. By reading straight through this "guide" you can see the scope of the material and can quickly find posts that have to do with different topics, such as financial matters. Once you click on a link, you will be live in the thread where it is, so you can read the discussion around that post... or you can return to the "guide" and continue to the next item of your choice.

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Generally speaking the posts which have given the most information come during the first 6 months after Danny's remarriage. Posts after fall of last year tend to have a larger percent of criticism from one side about the postings of the other than they do of additional facts. Though it is certainly true that there has been a lot of additional information brought for the first time to the boards since that time.

I hope this helps.

Watchbird,

Thanks! You taught me several things I have wondered about.



CWS

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**Posted by: Whtz Happenin May 3 2007, 11:24 PM**

**QUOTE(Shiny Penny @ May 3 2007, 08:26 PM)**

...

That's all. Shiny Penny

 welc

Welcome Shiny Penny!

Posted by: Fran May 4 2007, 12:22 AM

QUOTE(Shiny Penny @ May 3 2007, 01:59 PM)

Can you please let me know (or point me to where I can find) more details about these statements?

NEXT QUESTION: What is this litigation ("Linda's Litigation") about - ie the details of what is particular is being litigated? Can anyone post court documents? I would appreciate it. Thanks.

<http://www.revenue.state.il.us/legalinformation/hearings/pt/pt04-1.pdf>

This is link to the IL vs. 3ABN Property Tax lawsuit. This comes from page 17. # 61.

QUOTE

**61. The Independent Auditor's Reports for 2000 and 2001 state:**

**Dowlink equipment acquired by gift is not recorded in the financial statements. In our opinion, generally accepted accounting principles require that such donated property be recorded at its fair value at the date of receipt. It was not practicable to determine the effects of the unrecorded equipment on the financial statements,**

**In connection with the recording of real estate revocable trusts, the fair values of the trusts were based on internal estimates performed by the organization. We were unable to obtain sufficient evidential matter in connection with the estimates of fair value.14 (Applicant's Ex. Nos. 14, & 15)**

Then read the footnotes #14 & #15 at the bottom of page 17.

QUOTE

**14 The financial report for 2000 contains additional concerns found by the independent auditors.**

***15 Applicant's financial reports raise additional questions and concerns. For example, the unrecorded contribution revenue related to charitable gift annuity agreements were not recorded in conformance with generally accepted accounting principles. The "related party transactions" were acknowledged without identifying the parties. The notes refer to "split interest***



**agreements," where applicant received the assets funding the trusts and applicant is to pay certain amounts for specified periods of time to the donors. There is nothing in the record to identify the donors or the assets. None of the trust agreements were supplied. (Applicant's Ex. Nos. 14, 15)**

<http://www.save3abn.com/3abn-form-990s.htm>

**Choose the 2001 Form 990. An Adobe document will appear (All Documents cited here are in PDF format. Save them to your hard drive for future reference) Go to page 17 of this document.**

**Read Statement #2 . This is where the \$ 2,451,034 in Trust Fund information is found. It also includes the \$14,282.00 of other ministries money being posted to 3ABN Income. Also they had not declared \$13,862 in gains on certain Marketable Securities. Oops.**

**Open the 2002 Form 990 and go to page 13 and read statement #2 again.**

**Trust Funds not posted in the amount of \$ 1,708,918.00**

**The other entries are relevant too, but I need further information.**

**How do I know these numbers deal with Trust Funds? The auditors told us! Refer back to footnote 15 page 17 of the Lawsuit.**

**The auditor's answer that by telling us the Split Interest Agreements deal with Trust Funds. Just by reading the IRS Form 990's you can't tell what Split Interest Agreements are! However, the auditors informed us as to what it was.**

**The other concern is that 3ABN is not following Generally Accepted Accounting Practices, GAAP. This raised the eyes of the auditors, as it should have. It certainly raised mine!**

**A Corporation should have copies of every major accounting publication. Many are provided. The Journal of Accountancy covers new Accounting practices that keeps up with all of the new technologies that will affect Accounts and Accounting. It will also let you know about inportsnt publications. It also has lots of FASB's.**

(OK, so I am a sick woman!) An updated GAAP book is published every year.

**Read these documents through different eyes. This Lawsuit is full of information that has NOTHING TO DO WITH PROPERTY TAX at all! Keep your eyes open. The auditors are probably talking about their findings!**

**Find how many times you read that the auditors were not provided information. Take note of those instances and ask yourself, "Why didn't they provide this requested information?"**

**Read the reports and ask your shelf, "Why?"**

**The information provided here comes from the IL vs. 3ABN Property Tax Lawsuit and the IRS Form 990's for 2001-2005.**

**The link to the lawsuit is at the beginning of this post.**

**The links to the Form 990's are at <http://save3ABN.com>**

**On the left column click the title Danny Shelton  
Select Financial Allegations  
Select Form 990's**

**This will get you to the IRS Form 990's. Remember,  
Documentation, Documentation, Documentation.**

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**Posted by: Shiny Penny May 4 2007, 02:47 AM**

**QUOTE(Fran @ May 3 2007, 10:22 PM)**

<http://www.save3abn.com/3abn-form-990s.htm>

Choose the 2001 Form 990. An Adobe document will appear (All Documents cited here are in PDF format. Save them to your hard drive for future reference) Go to page 17 of this document.

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...

The links to the Form 990's are at <http://save3ABN.com>

On the left column click the title Danny Shelton  
Select Financial Allegations  
Select Form 990's

This will get you to the IRS Form 990's. Remember, Documentation, Documentation, Documentation.

Fran, Wow! Thank you for taking the time to provide the links, details and interpretations of the data found. I'm writing a rather long, detailed and technical response, in part because your post was also detailed. I haven't had the chance to check all of what you sent me, but I did check the 2001 990. The auditor's concerns (as reported in the lawsuit documents) and what you had posted - gravely concerned, even alarmed, me. But, as I show below, there is no reason to be alarmed - at least not about the 990 in 2001.

The 990 states (and please correct me if I am wrong) - the information posted in Statement 2 (page 17):

**QUOTE**

Form 990, Part 1, Line 20

Record split interest agreements previously unrecorded, \$2,451,034  
Reclassification of amounts due to other ministries previously classified as temporarily restricted,

(\$14,282)

Net unrealized gains on marketable securities, \$13,862.

So I went back to part 1, Line 20 and that line reads "Other changes in net assets or fund balances (attach explanation)"

interpret this to mean that this 990 is correcting prior mistakes/errors and sometime in 2001 3ABN had recorded the previously unrecorded split interest agreements and also recorded the unrealized gains on marketable securities. To go into a little more detail on the unrealized gains - these gains were described as **unrealized**. Meaning that the end of year value of the securities was greater than the beginning of year value, but the marketable securities had not been sold during the year - hence the gain is unrealized. This is a paper gain that should have been recorded in an earlier year (2000?), but had not been. It seems to me that you are familiar with accounting and so would know that prior period adjustments (such as this unrealized gain) are made directly to retained earnings in the case of a corporation and in the case of not for profit organization would be an adjustment to the fund balance. Which is exactly what 3ABN did. Therefore, I am relieved to see that 3ABN had made the correction to the prior periods error!

About the amounts due to other ministries, according to the the 990 these amounts had previously been classified as temporarily restricted and were now being reclassified to something else. I didn't see what they were being classified to, but since this amount is in parenthesis (meaning it is being subtracted) would indicate that in this correction 3ABN was removing that amount from its fund balance. To get a bit technical here (and probably lose the rest of the readers who would have gotten even this far in my post) we know that the debit was to some restricted account (I assume restricted cash) and was improperly credited to some account (such as donations or something similar) that increased the fund balance. I supposed that this is an easy enough mistake to make and part of the reason books are audited - to find material errors and misstatements. Anyway, the good news is the auditors caught the mistake and that 3ABN made the correction in 2001 as is reported in the 990.

These are perfectly good explanations for what happened. You are correct when you said "3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001." Well at least partly correct, the year would have been 2000 or earlier. The 990 shows that they corrected this in 2001.

But when you say "They also mis-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money" I beg to differ. Truth be said, of course the money went straight into 3ABN's coffers. It was sent to 3ABN and would go into their coffers before going out of the 3ABN coffers into another ministry's coffers. We don't have any indication that any ministry did not get its money in 2000 - we only know that 3ABN did not record the receipt of the cash properly. In other words, we know that 3ABN made a mistake with the accounting when the cash came into the coffers. This tells us nothing about any transaction transferring the money out of the coffers. And again the 990 tells us that in 2001 3ABN made the correction to its books.

I'll have to take the time to investigate the other points you brought up, to see if 3ABN is correcting mistakes, or just making them and leaving them be. But so far the verdict is the 3ABN is making the corrections.

God bless.

Shiny Penny (now starting to follow the money around)

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**Posted by: Observer May 4 2007, 04:54 AM**

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**QUOTE(Shiny Penny @ May 3 2007, 03:46 PM) □**

Thanks. I look forward to reading it, though I would be best satisfied with a copy of the actual court documents (I meant documents submitted to the court). It's good to know that you have access to these materials.

Questions have been asked in regard to Linda's litigation to divide the marital property. So, I thought that I would respond to these questions.

There are several parts to getting a divorce. The first part involves dissolving the marriage. The second part may be to determine custody issues if minor children are involved. The third part may be to determine the divisible marital assets and to divide them, and the fourth part may be to determine what marital payments should be made, how much, and to whom. In general terms people who obtain divorces in these courts often find that those courts lack the jurisdiction to deal with all of the above issues. In some cases the court will only be able to dissolve the marriage, and all other aspects will have to be decided in further litigation.

In lawsuit to divide the marital assets there are two issues that the court faces. The first is to determine the divisible marital assets, and the second is to divide them. Under U.S. law, it is essential for there to be a determination of what the divisible marital assets are. As part of the divorce the court is expected to determine those divisible marital assets. It is not enough for the parties to a divorce to state that they have agreed to divide them. Such a statement only lays the groundwork for one of the parties to come back at a later time and ask for a division of some newly discovered asset.

One possible marital asset which much be dwelt with is retirement benefits. Many people living in the U. S. are covered by laws that declare that future retirement assets are a divisible marital asset. If the divorce decree does not deal with future retirement benefits, one or both parties may claim that they never agreed on that asset. I do not mention retirement assets because I think that they are an issue. I do not know the laws of IL, and therefore I do not know if future retirement benefits are a divisible marital asset.

Another important issue is whether either party has an undisclosed financial interest. A common ploy will be for one party to establish an individual bank account. If this is not disclosed to the other party, that party may come back to court to claim that they did not waive any rights to that account.

These issues are very serious. A charge of failing to disclose potential marital assets can even result in a criminal prosecution. I am personally aware of an individual who potentially faced such.

There is nothing in the Shelton divorce decree that indicates, in a manner acceptable to a U.S. court that the court in Guam attempted to determine the divisible marital assets. That is understandable as the Shelton's obtained a divorce in which they were informed that they would have to have the marital assets determined and divided in a U. S. court.

That is exactly where the Shelton's are today. Linda has filed a petition with a U.S. court for the divisible marital assets to be determined and divided. At this point there are no great legal documents to be made public. The court will typically not change what has already been done. Let us say that the parties to the divorce had decided that the wife will obtain ownership of an automobile. The court is unlikely to change that. The issues will be with any marital assets on which there is no agreement. So, if the court determines that Danny and Linda are entitled to a portion of the other's future retirement assets, the court will determine how they shall be divided.

NOTE: Determination of retirement assets is generally a result of several factors. If the court were to determine that at the time of the divorce Danny and Linda each had exactly the same retirement entitlement, it would likely award Danny a greater share of Linda's retirement package than what it awarded Linda from Danny's package.

At this point in time, there is really nothing to share with the public. The court has simply been asked to determine what assets are marital, and therefore divisible. As part of this process, both Danny and Linda will be required to disclose such things as their bank accounts at the time of the divorce, and any other financial interests that they might have. I personally expect that the court will not change anything that has already been disclosed to the other, and divided. Retirement benefits are a possible exception to this. And they may not be an exception.

The court is not going to release to the general public the personal information that come out in this disclosure process. Let us say that it is discovered that at the time of the divorce Danny had a bank account which held \$5,281.23. Let us say that Linda had an account that held \$5,282.33. The court is not going to release such personal information to the public. It is not going to release a lot more personal information that comes out in this litigation. It will declare that such is personal, and that the public does not have the right to know. The final decree may or may not be released to the public by the court. That remains to be

seen. There are circumstances where some information will come out which will be finally released to the public. But, until then the public will simply have to wait and see.

Folks, there are areas of legal practice where the court will clearly rule that documents are not available for public view. Family matters are one such area.

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**Posted by: Observer May 4 2007, 05:49 AM**

[http://www.judici.com/courts/cases/case\\_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1](http://www.judici.com/courts/cases/case_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1)

For any of you who wish to access all public records in this case, go to the above link.

NOTE: It is the court that decides what to make public. In family matters, the court is more conservative than in other matters. But, there you have it. Go to that link, and read at will.

You will note from going to that site, that the documents are not impounded. The court has simply not posted them for the public record. That is a common practice.

SP, you may be able to obtain them. You can contact the clerk of that court, and request copies. That might be one way. You can also contact either Linda's or Danny's attorney and request that they send you copies. That might be another way. Or, you can hire your own attorney to obtain them.

Go for it. If they are that important to you, spend the time, effort and money to obtain them.

---

**Posted by: Observer May 4 2007, 08:02 AM**

**QUOTE(Observer @ May 4 2007, 05:49 AM)**

[http://www.judici.com/courts/cases/case\\_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1](http://www.judici.com/courts/cases/case_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1)  
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Go for it. If they are that important to you, spend the time, effort and money to obtain them.

GREED with capital letters is often at the basis of litigation. People in their litigation often take one of the following approaches:

- 1) Give the other party everything that the law entitles them to have, but nothing more.
- 2) Make them fight for everything, and yield nothing without a fight.

Those who take the first approach will typically have lower legal expenses. In addition they reduce the

likelihood of future litigation. In a sense, by giving all that the law requires, they end up with an iron-clad legal ruling.

Those who take the second approach generate more billable hours in initial legal expenses. In addition, they make it more likely that there will be future litigation.

In the case involving the division of marital property, in the name of GREED, one party will typically decide not to disclose specific property on the basis that it is not marital property.

e.g. Aunt Sue gives John \$5,000. John knows that his marriage is in trouble. So, he places that \$5,000 in an individual bank account, and John does not declare that account to the court.

Or:

John wins the lottery. He takes the proceeds as an annual payment over the next 30 years, and does not declare that financial interest to the court.

In the first case, the court might very well agree that the \$5,000 was not divisible marital property. It therefore might give it all to John. On the other hand, it might divide the future lottery winnings with Mary. In both cases, it is not the right of John to decide what is and what is not divisible marital property. That is the function of the court. John's responsibility is to fully disclose and allow the court to do its work.

The common expectation of the court is that one can not waive a right of which they have not been informed. On the basis the Mary was not informed of either the lottery winnings, or the \$5,000, the court would likely open up case for further consideration of the division of the marital property.

In these examples, GREED was the ruling factor that in the end resulted in future litigation and more billable attorney fees.

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**Posted by: Daryl Fawcett May 4 2007, 08:27 AM**

Why are you wanting to know such minute details?

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**Posted by: runner4him May 4 2007, 09:07 AM**

**QUOTE(Observer @ May 4 2007, 05:49 AM)**

[http://www.judici.com/courts/cases/case\\_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1](http://www.judici.com/courts/cases/case_information.jsp?court=IL028015J&ocl=IL028015J,2005D30,IL028015JL2005D30D1)  
For any of you who wish to access all public records in this case, go to the above link.

NOTE: It is the court that decides what to make public. In family matters, the court is more conservative than in other matters. But, there you have it. Go to that link, and read at will. You will note from going to that site, that the documents are not impounded. The court has simply not posted them for the public record. That is a common practice.

SP, you may be able to obtain them. You can contact the clerk of that court, and request copies. That might be one way. You can also contact either Linda's or Danny's attorney and request that they send you copies. That might be another way. Or, you can hire your own attorney to obtain them.

Go for it. If they are that important to you, spend the time, effort and money to obtain them.

You are so right. In most if not all states you can go to any court to request copies of anything with no questions asked and in some counties you can view online quite a bit of information regarding criminal, civil, or domestic matters. It can be very helpful in sorting out the details.

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**QUOTE(Daryl Fawcett @ May 4 2007, 08:27 AM)**

Why are you wanting to know such minute details?

Just wondering who you are referring to....who seems to need minute details....I have a thought but wondered what you were thinking?

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**Posted by: calvin May 4 2007, 09:23 AM**

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**QUOTE(Daryl Fawcett @ May 4 2007, 09:27 AM)**

Why are you wanting to know such minute details?

Daryl, I would ask the same question too. Just seems unseemly that folks want to dwell on the details of their divorce settlement and proceedings. Divorces are often messy, with a lot of anger and hard feeling involved. Not to mention a very stressful time in one's lives. People may say and do things that our out of character of them during this time as they relate to one another. I have never been through one personally but been a witness to them, including my parents as a early age.

I don't behoove Linda for fighting for what she believes in rightly hers. Just think it is nobodies business but theirs.

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**Posted by: LaurenceD May 4 2007, 09:44 AM**

I wonder if 3abn uses a cash-base or accrual-base accounting system. That would make a difference in the numbers for reporting.

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**Posted by: SoulEspresso May 4 2007, 10:30 AM**

Well, aside from the 990s, this board hasn't really delved into the minutae of the financial dealings of 3ABN. Those are entwined with the divorce proceedings because it looks like Danny made a killing on 10 Commandments Twice Removed and didn't report it. Shiny Penny has more guts than I do to tackle it. Maybe we'll learn something new.

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**Posted by: calvin May 4 2007, 12:01 PM**

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**QUOTE(Shiny Penny @ May 4 2007, 03:47 AM)**

Fran, Wow! Thank you for taking the time to provide the links, details and interpretations of the data found. I'm writing a rather long, detailed and technical response, in part because your post was also detailed. I haven't had the chance to check all of what you sent me, but I did check the 2001 990. The auditor's concerns (as reported in the lawsuit documents) and what you had posted - gravely concerned, even alarmed, me. But, as I show below, there is no reason to be alarmed - at least not about the 990 in 2001.

The 990 states (and please correct me if I am wrong) - the information posted in Statement 2 (page 17):

So I went back to part 1, Line 20 and that line reads "Other changes in net assets or fund balances (attach explanation)"

I interpret this to mean that this 990 is correcting prior mistakes/errors and sometime in 2001 3ABN had recorded the previously unrecorded split interest agreements and also recorded the unrealized gains on marketable securities. To go into a little more detail on the unrealized gains - these gains were described as **unrealized**. Meaning that the end of year value of the securities was greater than the beginning of year value, but the marketable securities had not been sold during the year - hence the gain is unrealized. This is a paper gain that should have been recorded in an earlier year (2000?), but had not been. It seems to me that you are familiar with accounting and so would know that prior period adjustments (such as this unrealized gain) are made directly to retained earnings in the case of a corporation and in the case of not for profit organization would be an adjustment to the fund balance. Which is exactly what 3ABN did. Therefore, I am relieved to see that 3ABN had made the correction to the prior periods error!

About the amounts due to other ministries, according to the the 990 these amounts had previously been classified as temporarily restricted and were now being reclassified to something else. I didn't see what they were being classified to, but since this amount is in parenthesis (meaning it is being subtracted) would indicate that in this correction 3ABN was removing that amount from its fund balance. To get a bit technical here (and probably lose the rest of the readers who would have gotten even this far in my post) we know that the debit was to some restricted account (I assume restricted cash) and was improperly credited to some account (such as donations or something similar) that increased the fund balance. I supposed that this is an easy enough mistake to make and part of the reason books are audited - to find material errors and misstatements. Anyway, the good news is the auditors caught the mistake and that 3ABN made the correction in 2001 as is reported in the 990.

These are perfectly good explanations for what happened. You are correct when you said "3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001." Well at least partly correct, the year would have been 2000 or earlier. The 990 shows that they corrected this in 2001.

But when you say "They also mis-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money" I beg to differ. Truth be said, of course the money went straight into 3ABN's coffers. It was sent to 3ABN and would go into their coffers before going out of the 3ABN coffers into another ministry's coffers. We don't have any indication that any ministry did not get its money in 2000 - we only know that 3ABN did not record the receipt of the cash properly. In other words, we know that 3ABN made a mistake with the accounting when the cash came into the coffers. This tells us nothing about any transaction transferring the money out of the coffers. And again the 990 tells us that in 2001 3ABN made the correction to its books.

I'll have to take the time to investigate the other points you brought up, to see if 3ABN is correcting mistakes, or just making them and leaving them be. But so far the verdict is the 3ABN is making the corrections.

God bless.

Shiney Penny (now starting to follow the money around)

It appears 3abn got a little sloppy with their bookkeeping five years ago by mis-classifying some transactions and underreporting an unrealized gain. As you said Shiny Penny these are accounting errors or mistakes and most likely would not be considered gross negligence or fraud. Not sure what the \$14K is about, maybe is a misappropriation of funds but even at that according to GAAP, would not be considered material to a \$14MM in contributions organization. I don't see much here...and this was 5 years ago.

**QUOTE(SoulEspresso @ May 4 2007, 11:30 AM)**

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God bless.

Shiney Penny (now starting to follow the money around)

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I'm not yet convinced that SP is tackling anything... the inquiries being made could very easily be someone walking point for DS, trolling to see if there is something else to be dealt with that hasn't come to light previously... as Zechariah chapter 3 shows us... everyone by your side ain't necessarily on your side...

In His service,  
Mr. J

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**Posted by: inga May 4 2007, 05:26 PM**

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**QUOTE(princessdi @ May 4 2007, 05:53 PM)**

Whew!!! I thought it was just me! He really did come in telling us where he stood on this. I believe same game, new player, new strategy. I will more than apologize if I am wrong. However, we have seen some of this before. Coming in claiming to know nothing, not asking, but demanding facts, and this one needs details....now). Fran graciously supplied some for him. The last one that came in like this, asked for help to navigate the site, whilst she was off on another site trashing BSDA, and offering to help others navigate through the mud here. Sorry, I am going to sit back and watch this one for a while.

I was beginning to think the same thoughts: We've seen the pattern:

- 1) Coming on here bright & cheerful, claiming innocence and the desire to arrive at truth.
- 2) Demanding detailed proofs without bothering to read previous posts.
- 3) The innocence and cheerfulness wearing off and turning to vindictiveness.

We're at 2). Let's see if 3) will follow ....

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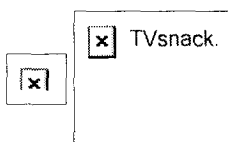
**Posted by: Jnana15 May 4 2007, 06:27 PM**

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**QUOTE(awesumtenor @ May 4 2007, 05:40 PM)**

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**Posted by: Shiny Penny May 4 2007, 06:31 PM**

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- 2) Demanding detailed proofs without bothering to read previous posts.
- 3) The innocense and cheerfulness wearing off and turning to vindictiveness.

We're at 2). Let's see if 3) will follow ....

Inga - thank you for spelling out what everone is suspicious of.

Yes, you are right about #1 - I desire to arrive at the truth.

However, I would beg to differ with you about #2 - I have asked for detailed proofs and for facts - I've seen others demanding information around these precincts, but I think I've been asking for (or demanding as some perceive it) information that is available. Even whatever court papers have been filed by this new attorney are available, perhaps not from the court, but from someone around this forum, so I'm thinking, put the papers out here for us to digest as well. And as I have said before I have read previous posts and been reading for months.

But as to your 3rd point - turning vindictive: That's not my style. Please read my response to the facts that Fran sent me. I was not vindictive, but rather saying, really look at what's being reported in the 990 and you will see, as I did, that things were not as Fran presented them. Vindictiveness is not my style and you will be disappointed if you are looking for that from me.

In the mean time - I wish you and everyone else on this forum a special Sabbath Day's blessing.

Shiny Penny

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**Posted by: runner4him May 4 2007, 06:55 PM**

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**QUOTE(princessdi @ May 4 2007, 04:53 PM)**

Whew!!! I thought it was just me! He really did come in telling us where he stood on this. i believe same game, new player, new strategy. I will more than apologize if I am wrong. However, we have seen some of this before. Coming in claiming to know nothing, not asking, but demanding facts, and this one needs details.....now). Fran graciously supplied some for him. The last one that came in like this, asked for help to navigate the site, whilst she was off on another site trashing BSDA, and offering to help others navigate through the mud here. Sorry, I am going to sit back and watch this one for a while.

I must be in the groove even being a new one around here....I was thinking the same thing from the first of his posts.  Too many questions and too much of I am not sure what but it all seemed like a digger at work looking for something. He comes across dense and then suddenly after being fed a little info he sounded like an expert and able to tear apart documents and their meaning in the one post. So sorry Penny Penny if my vibes are wrong. I would not want to discourage you but not sure about you and I guess I am like others who have a hard time not questioning motives too. Advice - just be up front with where you are coming from and just line up where you feel convicted and comfortable.....maybe you have been doing that.

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**Posted by: awesumtenor May 4 2007, 07:10 PM**

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**QUOTE(Shiny Penny @ May 4 2007, 08:31 PM)**

However, I would beg to differ with you about #2 - I have asked for detailed proofs and for facts - I've seen others demanding information around these precincts, but I think I've been asking for (or demanding as some perceive it) information that is available. Even whatever court papers have been filed by this new attorney are available, perhaps not from the court, but from someone around this forum, so I'm thinking, put the papers out here for us to digest as well. And as I have said before I have read previous posts and been reading for months.

If you have, in fact, been reading for months, you'd know that the questions you are asking have largely been asked and answered already... and thus your asking them again is, at best redundant.

**QUOTE**

But as to your 3rd point - turning vindictive: That's not my style. Please read my response to the facts that Fran sent me. I was not vindictive, but rather saying, really look at what's being reported in the 990 and you will see, as I did, that things were not as Fran presented them. Vindictiveness is not my style and you will be disappointed if you are looking for that from me.

Time will tell how true you stay to this... others have come in the same sheep's clothing making very similar promises... only to produce outwardly over time the ravening wolf's behavior that was always inwardly present

So you may indeed be a sheep in sheep's clothing... but I'm keeping watch over the flock just in case... now where did I put that rod...

In His service,  
Mr. J

---

**Posted by: LaurencED May 4 2007, 07:44 PM**

Awww...lets giver her some slack. Of course the others jumped right into the fray of things too, and needed lots of attention, but he may actually read the few short paragraphs of Barbara Kerr's letter I recommended, which none of the others ever admitted doing, and actually get back to us.

Looking for answers, but ignoring our question would not be a good sign.

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**Posted by: princessdi May 4 2007, 07:59 PM**

It's all good, Lawrence, him gots all the rope him need.....

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**QUOTE(LaurencED @ May 4 2007, 05:44 PM)**

Awww...lets giver her some slack. Of course the others jumped right into the fray of things too, and needed lots of attention, but he may actually read the few short paragraphs of Barbara Kerr's letter I recommended, which none of the others ever admitted doing, and actually get back to us.

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**Posted by: Shiny Penny May 4 2007, 09:05 PM**

**QUOTE(calvin @ May 4 2007, 11:01 AM)**

It appears 3abn got a little sloppy with their bookkeeping five years ago by mis-classifying some transactions and underreporting an unrealized gain. As you said Shiny Penny these are accounting errors or mistakes and most likely would not be considered gross negligence or fraud. Not sure what the \$14K is about, maybe is a misappropriate of funds but even at that according to GAAP, would not be considered material to a \$14MM in contributions organization. I don't see much here...and this was 5 years ago.

Neither did I - which was precisely my point. And it was not only 5 years ago, but more like 6 or 7 years ago. Fran was the one making a big deal in bold print and big letters. Reread her post (I don't yet know how to put a link to it here).

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**Posted by: Skyhook May 4 2007, 09:43 PM**

My impression is that Mr. SP is a professional of some kind. Prospecting for information. He seems to be persistent, and not to be deterred in his quest. He seems to expect that people comply with his requests/demands. He seems eager and in a hurry, but he is polite, and I believe him when he says vindictiveness is not his style. That is not a very good style when you want people to help you. He quickly took apart those financial court documents that I think are indecipherable to the average person. As others have pointed out, he is acting like he has more of a stake in this than simple curiosity. He sounds like an investigator of some kind. Remember the old childrens joke, "What are pennies made of?" That was my initial thought about his user name when he first appeared. No offense intended SP, Just speculation.

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**Posted by: runner4him May 4 2007, 09:49 PM**

**QUOTE(Skyhook @ May 4 2007, 09:43 PM)**

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Agree.....WOW....the "what are pennies made of?" comment.....my initial thought too. No offense intended Penny Penny.

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**Posted by: Shiny Penny May 4 2007, 10:29 PM**

**QUOTE(Skyhook @ May 4 2007, 08:43 PM)**

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No offense taken. Even though I don't recall that "what are pennies made of joke?" According to the internet the composition of the penny changed in 1982 - but that's not what you were referring to. So perhaps someone can clue me in on the rest of the joke.

You could call me a professional - if that means graduating college. I am also persistent and inquisitive. And, yes, upon reflection on my 2nd or 3rd day as a bsda member, I agree that on day one and two I was in a bit of a hurry. But I'm trying to slow down. After all I do have to allow adequate time for responses to be prepared in answer to my questions.

I am not vindictive, but neither am I ready to express an opinion without hearing both sides of an issue - I learned this lesson some many years ago when I was told a story (I won't bore you with the details) and the facts told me at the time were true. Only problem was - as I found out quite some months later - the facts were incomplete and critical facts were omitted. When I stumbled onto the rest of the facts much later - my opinion was changed to the complete opposite of my first opinion. So now I ask questions to get the the full facts, before setting my opinion in concrete.

Neither am I an investigator, other than for my own interests as I described above.

God bless.

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**Posted by: roxe May 4 2007, 10:37 PM**

edited for content...

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**Posted by: sonshineonme May 4 2007, 10:44 PM**

**QUOTE(Shiny Penny @ May 4 2007, 09:29 PM) □**

snip...

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God bless.

I can respect your point here - I think we all have been there, done that, and only want truth, especially these days with what we have at hand before us. Times are changing, people don't just sit still and take that spoon fed crapola they use to...people are not so gullable, though there are still some who are, but mostly for reasons that have nothing to do with intelligence, but rather fear. So, don't think for a minute you are the only one that feels they need to do their own homework, ask questions and make choices based on facts.

That's everyone personal responsibility, and I think that most people at bsda are just that way. So, give people some credit when they have formed opinions, they have been working on it for some time, not just picking a "side", but after truth. One place to get alot of information is save3abn.com. Also, there are many people here at bsda that have personal information, which has been written here in various threads. You are free to take what you want, make your dicisions. You are probalby talking to many people off these forums, getting a good amount of information from people related to the situation as well. That's good, because if you are doing all these things, you are going to come to conclusions, your common sense won't lie to you, and you will have a good idea of the big picture. That's the most anyone can and should do. So, good luck in your progress. And, may you have the courage to accept what you see, whether you like what you find or not.

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**Posted by: LaurenceD May 4 2007, 10:56 PM**

**QUOTE(Shiny Penny)**

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We're also persistent, and will be patient for your answers. And we're not shy to offer encouragement. How hard is it really to read a few short paragraphs of Kerr's letter and offer a comment or two? She is as true blue as they come and spent years with those folks and has a veiw from the inside. Nothing in BK's letter has ever been refuted. There is no other side to examine. Maybe, if we can't spark some interest, I'll copy and paste the essence of her experience--the phone call she received from DS, and if you have no response, that may be all we need to know.

And with regards to the court case, nothing is left out. Both sides are all there for the whole world to see, and to reach some conclusion. You don't have to agree with the recommendation, just offer a perspective why you might disagree.

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**Posted by: beartrap May 4 2007, 11:50 PM**

**QUOTE(calvin @ May 4 2007, 10:01 AM)**

What does the 10 Commandment book have to do with the divorce? They were already divorce and Danny remarried by time of the book.

I believe the 10 Commandments book is an excerpt from "The Anti-Christ Agenda" which, to my recollection, was written before the divorce.

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**Posted by: Observer May 5 2007, 05:52 AM**

**QUOTE(Shiny Penny @ May 4 2007, 10:29 PM)**

No offense taken. Even though I don't recall that "what are pennies made of joke?" According to the internet the composition of the penny changed in 1982 - but that's not what you were referring to. So perhaps someone can clue me in on the rest of the joke.

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Neither am I an investigator, other than for my own interests as I described above.

God bless.

On the Internet, people are often not who they claim to be. Many of us here in BSDA have become cynical in regard to the claims made by people here, especially those who post under pennameas.

Frankly, I do not care. People have a right to use pen names. I do not object.

Sure, some are trolling for information. I do not mind. In some ways, they give as much as they get, and it benefits us as well as them.

As a former Army officer, I learned to talk to you "enemy." Doing so is as much to my advantage as it may be to the "enemy," and often more so.

So, even if SP comes from the "dark side" ☐ :- ) ;- ) let SP come and dialogue with us. I do not mind.

---

**Posted by: LaurenceD May 5 2007, 08:58 AM**

SP has let me know he's read Barbara Kerr's letter--as of last night. He needs time to sort this out in his mind, but will offer a comment perhaps on Sunday (too busy today).

Compare the speed with which he was able to assess Fran's post, and evaluate the 990 forms. I expect that reading the *3abn vs. State of Illinois* court case will be a breeze...and simply letting us know if he understand what 3abn was doing wrong. A simple yes or no would suffice.

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**Posted by: Skyhook May 5 2007, 09:19 AM**

I believe it was Sister who indicated that there were at least a couple of books being written. Bsda would be a treasure trove for such persons and could save them a lot of leg work. Also a few months ago someone posted that reporters had been around questioning certain people. I don't know, I am just wondering.

---

**Posted by: Panama\_Pete May 5 2007, 11:18 AM**



QUOTE(Eirene @ Apr 26 2007, 11:07 PM)

If your whole scenerio was accurate then **at the very least he would be guilty of stupidity**. I would think any competant lawyer would have checked the status of the activation before driving from Mass to Southern IL

Were you saying something about stupidity, Eirene?

ARDC Individual Attorney Record of Public Registration and Public Disciplinary and Disability Information as of May 4, 2007 at 12:04:17 PM:

<http://www.iardc.org>

Full Licensed Name: **Laird James Heal**

Full Former name(s): None

Date of Admission as Lawyer

by Illinois Supreme Court: June 4, 1991

Registered Business Address: Laird J. Heal, Esq.

3 Clinton Rd. P.O. Box 365

Sterling, MA 01564-2363

Registered Business Phone: (978) 422-0135

Illinois Registration Status: **Active and authorized to practice law** - Last

Registered Year: 2007

Malpractice Insurance:

(Current as of date of registration;

consult attorney for further information) In annual registration, attorney reported that he/she has malpractice coverage.

Public Record of Discipline  
and Pending Proceedings: None

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**Posted by: Noahswife May 5 2007, 11:54 AM**

QUOTE(Fran @ Apr 27 2007, 12:58 AM)

Eirene;

**If your scenario is correct, then the same stupidity and incompetency must apply to the Trust Fund Donors of 3ABN and donors that give to other ministries through 3ABN.**

**Let's compare the circumstances.**

**1. The lawyer sends in \$500 to renew his license ahead of time and I am sure he received a receipt. I'll bet the Clerk had even made a deposit and the check had probably cleared his bank account. Now why would he not expect that all was complete?**

**2. Now consider the stupid, incompetent, donors that gave to 3ABN through Trust Funds. The gave their money or property; I am sure the checks got cashed and cleared the donors bank account. Why would donors go and check to make sure the donations were posted when they**

received a piece of paper telling them all was well. Yet, after auditors checked, low and behold, \$2.45 Million Dollars was NOT posted. Why were these donors so stupid as to not even check?

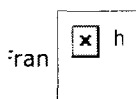
3. Now consider the stupid, incompetent, donors that gave to other ministries through 3ABN, and received their cleared check from the bank and receive a very pretty receipt in the mail. Why on earth would they not think the money went to the ministry they requested it be sent to? Instead it WAS posted, but to the 3ABN account and added to the 3ABN Income?

I believe each person above that paid/donated their money, accepted by faith from their receipt, that all was well and complete. It just goes to show how many people have had their faith misplaced by deceiving paperwork and people. I ask you, just who is the stupid one here? Was it the one that gave \$500.00 or those that gave \$2.45 Million Dollars? This should be a real no brain-er. It is the one that DID NOT POST ANY OF THE ABOVE.

Goodness, this was in 2001! Shall we review 2002? We can, you know. What was that \$1.7+Million Dollars not posted. Trust Funds again. There really must be a long learning curve for 3ABN, like maybe 20 years or however long they have been doing trust funds.

Since the checks were cleared, what bank account was used? At the end of each month all of the bank accounts are to be reconciled. They should be caught in the month they were received! Maybe I am wrong and 3ABN just doesn't bother to reconcile their bank accounts? Why did it take 1 year or more to find them not posted.

If you doubt my truth, I will be more than happy to give you a link to the IL vs. 3ABN Property Tax Lawsuit and the yearly Internal Revenue Form 990's; then you to can decide for yourself who is stupid and incompetent. That is not for me to say.



missed your post the first time around. I think in view of Pete's posting it is time to revisit what you wrote MO.

1w

---

**Posted by: runner4him May 5 2007, 01:29 PM**

**QUOTE(Skyhook @ May 5 2007, 09:19 AM)**

I believe it was Sister who indicated that there were at least a couple of books being written. BsdA would be a treasure trove for such persons and could save them a lot of leg work. Also a few months ago someone posted that reporters had been around questioning certain people. I don't know, I am just wondering.

ust wondering... is it possible that such persons could be gathering more info in order to use it in another law suit against any more individuals? DS did say we have filed papers on two people **for now**. Interesting about the book possibilities...hope not!

**QUOTE**

['Shiny Penny'] Even though I don't recall that "what are pennies made of joke?" According to the internet the composition of the penny changed in 1982 - but that's not what you were referring to. So perhaps someone can clue me in on the rest of the joke.

The Penny thing goes way back when I was a kid....anyone else besides Skyhook know about it?

---

**Posted by: SoulEspresso May 5 2007, 03:08 PM**

**QUOTE(runner4him @ May 5 2007, 12:29 PM) □**

Just wondering... is it possible that such persons could be gathering more info in order to use it in another law suit against any more individuals? DS did say we have filed papers on two people **for now**. Interesting about the book possibilities...hope not!

The Penny thing goes way back when I was a kid....anyone else besides Skyhook know about it?

So far I think that ShinyPenny is checking out the information and is withholding full judgment.

My friend's dad always used to ask what pennies were made of, whenever they passed a policeman on the road.

---

**Posted by: sonshineonme May 5 2007, 03:15 PM**

**QUOTE(Panama\_Pete @ May 5 2007, 10:18 AM) □**

Were you saying something about stupidity, Eirene?  
ARDC Individual Attorney Record of Public Registration and Public Disciplinary and Disability Information  
as of May 4, 2007 at 12:04:17 PM:

<http://www.iardc.org>

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consult attorney for further information) In annual registration, attorney reported that he/she has malpractice coverage.

Public Record of Discipline

and Pending Proceedings: None

Pete, I am convinced that God has given you the gift or timing (and wit).

Thanks for your contributions here....you are another special member of this great bsda fam!

---

**Posted by: mozart May 5 2007, 04:29 PM**

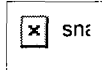
**QUOTE(sonshineonme @ May 5 2007, 02:15 PM)**

Pete, I am convinced that God has given you the gift or timing (and wit).  
Thanks for your contributions here....you are another special member of this great bsda fam!

I totally agree SSOM. Bless you pete. very much appreciated from this peanut.

**Posted by: PrincessDrRe May 5 2007, 08:56 PM**

Well...



**Posted by: Fran May 5 2007, 11:14 PM**

**QUOTE(Shiny Penny @ May 4 2007, 03:47 AM)**

Fran, Wow! Thank you for taking the time to provide the links, details and interpretations of the data found. I'm writing a rather long, detailed and technical response, in part because your post was also detailed. I haven't had the chance to check all of what you sent me, but I did check the 2001 990. The auditor's concerns (as reported in the lawsuit documents) and what you had posted - gravely concerned, even alarmed, me. But, as I show below, there is no reason to be alarmed - at least not about the 990 in 2001.

The 990 states (and please correct me if I am wrong) - the information posted in Statement 2 (page 17):  
So I went back to part 1, Line 20 and that line reads "Other changes in net assets or fund balances (attach explanation)"

I interpret this to mean that this 990 is correcting prior mistakes/errors and sometime in 2001 3ABN had recorded the previously unrecorded split interest agreements and also recorded the unrealized gains on marketable securities. To go into a little more detail on the unrealized gains - these gains were described as **unrealized**. Meaning that the end of year value of the securities was greater than the beginning of year value, but the marketable securities had not been sold during the year - hence the gain is unrealized. This is a paper gain that should have been recorded in an earlier year (2000?), but had not been. It seems to me that you are familiar with accounting and so would know that prior period adjustments (such as this unrealized gain) are made directly to retained earnings in the case of a corporation and in the case of not for profit organization would be an adjustment to the fund balance. Which is exactly what 3ABN did. Therefore, I am relieved to see that 3ABN had made the correction to the prior periods error!

About the amounts due to other ministries, according to the the 990 these amounts had previously been classified as temporarily restricted and were now being reclassified to something else. I didn't see what they were being classified to, but since this amount is in parenthesis (meaning it is being subtracted) would indicate that in this correction 3ABN was removing that amount from its fund balance. To get a bit technical here (and probably lose the rest of the readers who would have gotten even this far in my post) we know that the debit was to some restricted account (I assume restricted cash) and was improperly credited to some account (such as donations or something similar) that increased the fund balance. I supposed that this is an easy enough mistake to make and part of the reason books are audited - to find material errors and misstatements. Anyway, the good news is the auditors caught the mistake and that 3ABN made the correction in 2001 as is reported in the 990.

These are perfectly good explanations for what happened. You are correct when you said "3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001." Well at least partly correct, the year would have

been 2000 or earlier. The 990 shows that they corrected this in 2001.

But when you say "They also mis-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money" I beg to differ. Truth be said, of course the money went straight into 3ABN's coffers. It was sent to 3ABN and would go into their coffers before going out of the 3ABN coffers into another ministry's coffers. We don't have any indication that any ministry did not get its money in 2000 - we only know that 3ABN did not record the receipt of the cash properly. In other words, we know that 3ABN made a mistake with the accounting when the cash came into the coffers. This tells us nothing about any transaction transferring the money out of the coffers. And again the 990 tells us that in 2001 3ABN made the correction to its books.

I'll have to take the time to investigate the other points you brought up, to see if 3ABN is correcting mistakes, or just making them and leaving them be. But so far the verdict is the 3ABN is making the corrections.

God bless.

Shiney Penny (now starting to follow the money around)

haven't forgotten you. I have not had a chance to reply in detail. Will try tomorrow, I promise. Thanks for our reply.

---

**Posted by: Shiney Penny May 6 2007, 03:43 AM**

**QUOTE(LaurenceD @ May 5 2007, 06:58 AM) □**

SP has let me know he's read Barbara Kerr's letter--as of last night. He needs time to sort this out in his mind, but will offer a comment perhaps on Sunday (too busy today).

Compare the speed with which he was able to assess Fran's post, and evaluate the 990 forms. I expect that reading the *3abn vs. State of Illinois* court case will be a breeze...and simply letting us know if he understand what 3abn was doing wrong. A simple yes or no would suffice.

LaurenceD - As I told you I reread Barbara's letter on Friday night. In my earlier reply to you I said that I thought Danny should have released the tapes to Barbara - this is my opinion based on what I read.

But you have asked me to give further opinion on or reaction to her letter. It's a long letter, and since you didn't ask me to respond to any particular part of her letter and it would take too long to try and give my opinion on everything (and at this point I am saddened by nearly all of what she related). So I have decided to respond to the one part of the letter where Barbara shares both what Danny and what Alyssa told her about the same situation/circumstances. My purpose is not really to express an opinion, but rather to give what could be called another interpretation of what she's written.

According to Barbara Danny says "he and Alyssa were great friends, they were buddies, and that he called her often and they had wonderful conversations." This is his take on their relationship.

According to Barbara Alyssa says "We are NOT friends, he won't quit calling me." This is her take.

Is Danny lying when he says they are great friends? Probably not. He perceived the relationship as great. Is Alyssa lying when she says they are NOT friends - again probably not. She perceives things differently - and not surprisingly so: he and her mother are getting/have gotten a very public divorce.

Same thing goes about their take on the conversations. Danny says he called Alyssa often...and here she

agrees with him, though she clearly does not seem to appreciate the calls. Those of us that have been around a bit longer than Alyssa just come right out and tell the unwanted caller - please don't call anymore (and maybe not even say please). But in her case, Barbara says she feels sorry for him, so is probably tolerating the calls.

Now on to this prescription writing business. I've got some serious questions on this one. Barbara writes that Danny said that Alyssa wrote him a prescription, something she's authorized to do as a physician's assistant. (Kudos to her for completing that difficult program!)

Alyssa told Barbara that she, Alyssa, "only wrote him a prescription because I felt sorry for him." I was taken aback at this statement and that she would actually say something like that out loud - though I suspect that she did not expect Barbara to write it up and it get posted on the internet for anyone around the world to see. Goodness - I thought the medical professionals were not in the practice of writing prescriptions because of feeling sorry for someone. I'm not sure of all the rules of prescription writing, but I hope my doctor isn't prescribing meds only because he/she feels sorry for me. But she was young and just newly graduated.

This is one take on what Barbara said in a part of her letter. And I've only addressed this part because there are two points of view to compare. Keep in mind though that I'm presenting what could be another interpretation of the facts as presented by Barbara.

Now I'd be interested in knowing what you think this says about me!

I won't go on much more on her letter, because you have asked me to also comment on the State of Illinois case. Other than reading a paragraph here or there I have not read it. It is a long document. Perhaps if there is a particular point that you would like me to give my take on or to present another point of view on, let me know. That way I can focus on something that is of particular interest to you.

In my earlier response to Fran's email about the 990s, I know I said that I would come back and address her other points, but you are keeping me so busy with responding to these other questions that I'm going to take a pass on that for the time being - perhaps only going back to it if there is some popular demand for me to.

Wishing you all the best for the week ahead.

---

**Posted by: Observer May 6 2007, 05:39 AM**

**QUOTE**

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There is an implication in the above that some people might think implied that Alyssa inappropriately wrote a prescription for Danny. That is to say that she wrote it because she was sorry for him, and he wanted it, and not because it was appropriate for him to have it, and in addition that she wrote it without proper assessment of whether or not he needed it. I would like to address those implications:

1) In my experience I have often seen a physician write a prescription for someone whom they knew simply on the basis of a telephone request for a prescription. I have seen this done when the prescription was for a refill of an expired Rx, and when it was for a totally new prescription.

It is not against professional ethics for a physician to do so. Alyssa clearly knew Danny well. It would have

been ethical for her to have written a prescription for him without an u-close, personal examination of him.

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NOTE: I understand that Alyssa in not a physician, but is a PA and therefore can write certain prescriptions.

---

**Posted by: watchbird May 6 2007, 06:26 AM**

**QUOTE(Shiny Penny @ May 6 2007, 05:43 AM) □**

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Wishing you all the best for the week ahead.

What it says so far is that you are not seriously interested in researching all of the items having to do with 3abn, but you are only skimming the surface and picking up items that seem to you to be able to be spun in directions which will cast doubt on the way others have seen the item... or to put it another way... you seem to be looking for ways to excuse Danny rather than following up the clues that have led many of us to negative conclusions.

If you are honestly seeking for truth... information.... then when someone hands you a whole sack full of coins, you will not merely pull out one and evaluate it by itself, but you will dig to the bottom of the whole sack.... lay them out on the table and compare them even... before you bring back your opinion that this one or that one was a rather worthless one.

Or to change the metaphor to a more appropriate one... that of looking for the whole picture and how the pieces fit together.... when you are given one piece of the puzzle, you will not stop with that one, but will go yourself... using the tools I gave you earlier... to find all other pieces of that same shape or color.

On the Alyssa and Danny "friendship" issue for example. A search of the website looking for individual posts that mention Alyssa, you will get four pages of hits... which you can then read through to see what else has been said about Alyssa. Or if you search looking for threads that mention or contain mention of Alyssa, you will only get two pages. And if you read down those thread titles, you will even find her name in one of the thread titles.... <http://www.blacksda.com/forums/index.php?s=&showtopic=11132&view=findpost&p=155131>  
<<<<click to go to the thread.

But this is not the first time that Alyssa is mentioned... or that the experiences recounted in this thread were mentioned on BSDA. Though since there was an effort to keep her name off of this site, mentions of the incidents were often mere allusions, rather than direct descriptions. You can find some of those in the "Unauthorized History" threads... which is "required reading" for anyone really wanting to find all the pieces of the picture.

So again the question surfaces.... how do you really want to be known here... as a panhandler asking for a single coin for "a cup of coffee"? Or as an industrious researcher who is willing to take the coins offered and invest time and energy and thought into finding the information to which the clues in each "coin" points?

So far, the answer is rather consistent... but we are willing to think otherwise if you show us differently.

---

**Posted by: Shiny Penny May 6 2007, 06:59 AM**

**QUOTE(watchbird @ May 6 2007, 04:26 AM)**

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And as I have said all along when there are two points of view to access, then I feel like I can begin to form an opinion. That's why I focused in on that part of Barbara's letter.

Why should I not try and cast doubt on another person's viewpoint? That shows that I am thinking. Each person assesses and thinks and develops their own opinions. I respect yours...I trust you respect mine.

Am I excusing Danny? Let him excuse himself. Did I express an opinion that "this one or that one was a rather worthless one"? I hope I didn't - there is more than one way to skin a cat.

---

**Posted by: Shiny Penny May 6 2007, 07:11 AM**

**QUOTE(Observer @ May 6 2007, 03:39 AM) □**

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him to go so someone else.

NOTE: I understand that Alyssa is not a physician, but is a PA and therefore can write certain prescriptions.

Your point is well taken. I'll go back and edit my post.

I was responding to exactly what Barbara wrote - Alyssa wrote the prescription only because she was sorry for Danny.

---

**Posted by: watchbird May 6 2007, 08:51 AM**

**QUOTE(Shiny Penny @ May 6 2007, 08:59 AM) □**

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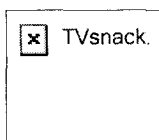
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Am I excusing Danny? Let him excuse himself. Did I express an opinion that "this one or that one was a rather worthless one"? I hope I didn't - there is more than one way to skin a cat.

Well..... you asked..... I responded.

Carry on.....



---

**Posted by: mozart May 6 2007, 09:54 AM**

**SP, if i may, i'd like to ask you a few questions. are you are were you ever an avid watcher and/or contributor to 3ABN?**

**if so, did you watch the shows with Barbara Kerr?**

**if so, did you find her to be a truly warm and loving person?**

**did you see the surprise birthday party for danny show?**

**have you ever read Barbara Kerr's testimony on her website or elsewhere?**

**the reason i ask these questions is to see if you have any idea what kind of person Barbara Kerr is?**

**I'd also like to say that when i read the part about A. giving danny a prescription because she felt sorry for him, i never thought it was a careless or reckless act on her part. she didn't give the prescription appropriate or in accord to the pity she felt for him! that skew would be the height of irresponsibility. he probably had a stopped up nose due to allergies and she gave him a prescription for that. i am quite sure it was not for something serious. also, i have a doctor that lived in another state from me and often i would call him for prescriptions when i didn't have a local doctor or my local doctor and i didn't agree on a particular situation that the doctor in the other state and i did agree on. he would provide that as long as it wasn't of a**

**narcotic or sedative nature. he was an Adventist doctor.  
i think when we read things with an agenda in mind, it can read quite differently depending on what we want to get out of it.**

QUOTE(Shiny Penny @ May 6 2007, 05:59 AM) □

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---

**Posted by: Jnana15 May 6 2007, 12:10 PM**

Shiny Penny, I'm really suspect of you now. I understand that everyone has a right to their opinion and conclusions, but if you had really seriously read the information and watched 3ABN, the truth would just

slap you all up side the head like it did me.  b After reading Barbara Kerr's letter, and the

information about Alyssa on the web, the pieces of this messed up 3ABN puzzle started coming together for me. I felt horrible about the things I allowed my mind to think of Linda when I heard about the divorce three years ago. Now three years later, I'm seeing truth unfold right in front of my face and I wish Danny would just go away in silence. My husband is just as upset as I am and watches 3ABN to see what lies are going to be told next, which is really sad. My dear husband is also cautioning me to be careful on what I post here before our ID's are found out and we get SUED by "Little Ceaser". 

JMHO

Jnana

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**Posted by: Panama\_Pete May 6 2007, 12:22 PM**

QUOTE(Shiny Penny @ May 6 2007, 04:43 AM) □

According to Barbara Danny says "he and Alyssa were great friends, they were buddies, and that he called her often and they had wonderful conversations." This is his take on their relationship.

According to Barbara Alyssa says "We are NOT friends, he won't quit calling me." This is her take.

Is Danny lying when he says they are great friends? Probably not. He perceived the relationship as great. Is Alyssa lying when she says they are NOT friends - again probably not. She perceives things differently - and not surprisingly so: he and her mother are getting/have gotten a very public divorce.

Same thing goes about their take on the conversations. Danny says he called Alyssa often...and here she agrees with him, though she clearly does not seem to appreciate the calls. Those of us that have been around a bit longer than Alyssa just come right out and tell the unwanted caller - please don't call anymore (and maybe not even say please). But in her case, Barbara says she feels sorry for him, so is probably tolerating the calls.

This is one take on what Barbara said in a part of her letter. And I've only addressed this part because there are two points of view to compare. **Keep in mind though that I'm presenting what could be another interpretation of the facts** as presented by Barbara.

One more fact you should consider is that Nathan Moore is Alyssa Moore's brother.

Nathan had established a working relationship with the Norwegian doctor, but Danny Shelton seems to have short-circuited that relationship, to Nathan Moore's detriment.

Alyssa may have exhibited **Christian charity** towards such a person, i.e., she may have felt sorry for Danny. However, it is highly unlikely that Nathan's sister is great friends with Danny Shelton.

---

**Posted by: mozart May 6 2007, 12:26 PM**

HIGHLY UNLIKELY

---

**QUOTE(Panama\_Pete @ May 6 2007, 12:22 PM)**

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Nathan had established a working relationship with the Norwegian doctor, but Danny Shelton seems to have short-circuited that relationship, to Nathan Moore's detriment.

Alyssa, may have exhibited **Christian charity** towards such a person, i.e., she may have felt sorry for Danny. However, it is highly unlikely that Nathan's sister is great friends with Danny Shelton.

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**Posted by: runner4him May 6 2007, 01:06 PM**

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**QUOTE(Jnana15 @ May 6 2007, 12:10 PM)**

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slap you all up side the head like it did me.  b After reading Barbara Kerr's letter, and the information

about Alyssa on the web, the pieces of this messed up 3ABN puzzle started coming together for me. I felt horrible about the things I allowed my mind to think of Linda when I heard about the divorce three years ago. Now three years later, I'm seeing truth unfold right in front of my face and I wish Danny would just go away in silence. My husband is just as upset as I am and watches 3ABN to see what lies are going to be told next, which is really sad. My dear husband is also cautioning me to be careful on what I post here

before our ID's are found out and we get SUED by "Little Ceaser".

JMHO

Jnana

---

agree with the feelings you are having about Shinny Penny....sorry if it offends you SP. Thoughts are out here that info is possibly being collected for possible future legal suits....but I am reminded....fear no nan...stay on the narrow path....focus on Him...pray for an indwelling of His Spirit....be ready with an answer given by the Lord!

---

**Posted by: Whtz Happenin May 6 2007, 02:18 PM**

**QUOTE(runner4him @ May 6 2007, 03:06 PM)** □

I agree with the feelings you are having about Shiny Penny....sorry if it offends you SP. Thoughts are out there that info is possibly being collected for possible future legal suits....but I am reminded....fear no man...stay on the narrow path....focus on Him...pray for an indwelling of His Spirit....be ready with an answer given by the Lord!

IMO, I do not think forming an opinion of someone quickly is a good idea. Shiny Penny came here a few days ago and starting asking a lot of questions. Encouraging him to read more was an excellent idea because there are no easy answers to the many subjects here. If we want to understand, then we have to be committed to spending the time to consume the plethora of information here and being willing to spit out the bad and digest the good.

Challenging others on their stance or statements is a good idea. Pushing them too much one way or another may influence them to reject your views all together.

I mean really think about it, those here to only defend DS make it pretty obvious over time. They are not hear to learn, but to only defend DS at any cost. Most of them have eventually been banned, but may comeback with new usernames.

That is just my opinion and my opinion is the one subject that I am an expert in. □

Shiny Penny, Keep digging while keeping an open mind.

**Posted by: runner4him May 6 2007, 02:31 PM**

**QUOTE(Whtz Happenin @ May 6 2007, 02:18 PM)** □

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That is just my opinion and my opinion is the one subject that I am an expert in. □


Shiny Penny, Keep digging while keeping an open mind.

You make some very good points and since I am new around here I needed that. Thanks for the comments and I will try to follow your suggestions. I guess with the lawsuits hanging out there, I was somewhat quick to jump to conclusions without much basis other than the way the questions were flying and then some of the comments he made. Thanks again!

---


**Posted by: princessdi May 6 2007, 04:22 PM**

I agree and disagree with you. SP did not come here not just asking questions, asking for details and for them now. Granted t his has been cleared up a bit, however, we all know about first impressions, right. Also, the statement about saying thing pro Linda and con Danny doesn't help.

As far as his comments on anything now, he has stated plainly that he takes his time to go over the information, quite meticulously it seems, and then forms an opinion. Lawrence asked him about what he thought after reading Barbara's letter, and to re read it. he did. He is also at the beginning of his research, not really starting at the beginning either. I would reserve judgement. Also, I believe we have sufficiently conveyed the message that we pay attention here. 

Proceed!


---

**QUOTE(Whzt Happenin @ May 6 2007, 12:18 PM) **

IMO, I do not think forming an opinion of someone quickly is a good idea. Shiny Penny came here a few days ago and starting asking a lot of questions. Encouraging him to read more was an excellent idea because there are no easy answers to the many subjects here. If we want to understand, then we have to be committed to spending the time to consume the plethora of information here and being willing to spit out the bad and digest the good.

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That is just my opinion and my opinion is the one subject that I am an expert in. 

*Shiny Penny, Keep digging while keeping an open mind.*

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**Posted by: Shiny Penny May 6 2007, 04:50 PM**

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**QUOTE(mozart @ May 6 2007, 08:54 AM) **

**SP, if i may, i'd like to ask you a few questions. are you are were you ever an avid watcher and/or contributor to 3ABN?**

**if so, did you watch the shows with Barbara Kerr?**

**if so, did you find her to be a truly warm and loving person?**

**did you see the surprise birthday party for danny show?**

**have you ever read Barbara Kerr's tesitimony on her website or elsewhere?**

**the reason i ask these questions is to see if you have any idea what kind of person Barbara Kerr is?**

**I'd also like to say that when i read the part about A. giving danny a prescription because she felt sorry for him, i never thought it was a careless or reckless act on her part. she didn't give the prescription appropriate or in accord to the pity she felt for him! that skew would be the height of irresponsibility. he probably had a stopped up nose due to allergies and she gave him**

a prescription for that. i am quite sure it was not for something serious. also, i have a doctor that lived in another state from me and often i would call him for prescriptions when i didn't have a local doctor or my local doctor and i didn't agree on a particular situation that the doctor in the other state and i did agree on. he would provide that as long as it wasn't of a narcotic or sedative nature. he was an Adventist doctor.  
i think when we read things with an agenda in mind, it can read quite differently depending on what we want to get out of it.

4ozart,

As I have said in my earlier posts I do watch 3ABN, though not very consistently, because I have to watch it or listen to 3ABN radio through the internet. Yes, I have contributed to 3ABN, as I have to other TV ministries. I have watched a few of Barbara Kerr's cooking programs - at least parts of programs. I found her not only to be warm and personal, but also professional and an expert in the kitchen. No, I did not see the surprise birthday party show. Actually, I didn't even know there was a surprise birthday party show. I did read Barbara's testimony in one of her books. I don't recall the details at this point, since I read it at least three years ago, but I know that health-wise she's been through a lot.

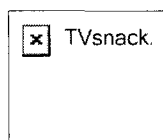
You have no argument with me regarding Barbara's character and I can very much appreciate her utter frustration at seeing her ministry disappear over night. In reading through the email communication between her and Danny - both are vindictive, slinging around mud and saying the sorts of things that most people come to later regret that they ever said or wrote.

About A giving a prescription to Danny - since you bring it up again, I will say again. Barbara said A gave D the prescription only because A felt sorry for him. This means that if she hadn't felt sorry for him she wouldn't have written the prescription. If Barbara meant something else, then she should not have said "only." I have commented on the exact words that Barbara wrote.

QUOTE(watchbird @ May 6 2007, 07:51 AM)

Well..... you asked..... I responded.

Carry on.....



Yes, I asked, but my question/post was actually directed to LaurenceD, since he was the one to ask me to comment on the letter and court case. I'm glad you responded though.

QUOTE(Whitz Happenin @ May 6 2007, 01:18 PM)

IMO, I do not think forming an opinion of someone quickly is a good idea. Shiny Penny came here a few days ago and starting asking a lot of questions. Encouraging him to read more was an excellent idea because there are no easy answers to the many subjects here. If we want to understand, then we have to be committed to spending the time to consume the plethora of information here and being willing to spit out the bad and digest the good.

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comeback with new usernames.

That is just my opinion and my opinion is the one subject that I am an expert in.

Shiny Penny, Keep digging while keeping an open mind.

Whtz Happenin, thanks for your post. I'm reading, I'm digging, I'm asking questions and I'm trying to spit out the bad and keep the good and I'm calling things as I see them - and I'm trying to stick to the facts as presented. Probably not doing it perfectly, but then I suspect that few are to that point yet.

---

**Posted by: SoulEspresso May 6 2007, 06:31 PM**

**QUOTE(princessdi @ May 6 2007, 03:22 PM)**

I would reserve judgement. Also, I believe we have sufficiently conveyed the message that we pay attention here.

Proceed!

agree. My tendency is to come into a group and play devil's advocate. Shiny has a lot of reading to do, let's give him time to digest.

---

**Posted by: mozart May 6 2007, 06:41 PM**

I'm perfect!!! Di? You perfect? how bout you NW? SE? you prefect?

according to Di, we'z perfect heathens.

'cept for Calvin of course.

hey cal

**QUOTE(Shiny Penny @ May 6 2007, 03:50 PM)**

Mozart,

As I have said in my earlier posts I do watch 3ABN, though not very consistently, because I have to watch it or listen to 3ABN radio through the internet. Yes, I have contributed to 3ABN, as I have to other TV ministries. I have watched a few of Barbara Kerr's cooking programs - at least parts of programs. I found her not only to be warm and personal, but also professional and an expert in the kitchen. No, I did not see the surprise birthday party show. Actually, I didn't even know there was a surprise birthday party show. I did read Barbara's testimony in one of her books. I don't recall the details at this point, since I read it at least three years ago, but I know that health-wise she's been through a lot.

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**Posted by: LaurenceD May 7 2007, 08:37 AM**

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**QUOTE(Shiny Penny @ May 6 2007, 03:43 AM)**

LaurenceD - As I told you I reread Barbara's letter on Friday night. In my earlier reply to you I said that I thought Danny should have released the tapes to Barbara - this is my opinion based on what I read.

wouldn't take this "opinion" thing too serious. I never used the word when I asked for your thoughts on the letter. We can visit w/o and share views w/o everything being carefully scrutinized as an official opinion. For example, you can say "I was horrified that DS would talk about his wife that way" -which is a reaction, not an opinion.

---

**QUOTE**

But you have asked me to give further opinion on or reaction to her letter. It's a long letter, and since you didn't ask me to respond to any particular part of her letter and it would take too long to try and give my opinion on everything (and at this point I am saddened by nearly all of what she related). So I have decided to respond to the one part of the letter where Barbara shares both what Danny and what Alyssa told her about the same situation/circumstances. My purpose is not really to express an opinion, but rather to give what could be called another interpretation of what she's written.

This helps us get to know you better. You picked the part of the letter you wanted, and avoided other parts that have logical and precise relevance to the matter.

---

**QUOTE**

According to Barbara Danny says "he and Alyssa were great friends, they were buddies, and that he called her often and they had wonderful conversations." This is his take on their relationship.

According to Barbara Alyssa says "We are NOT friends, he won't quit calling me." This is her take.

Perfect. Thanks.

---

**QUOTE**

Is Danny lying when he says they are great friends? Probably not. He perceived the relationship as great. Is Alyssa lying when she says they are NOT friends - again probably not.

Good to see you're not afraid to offer an opinion. But...these are very easy and uninteresting opinions as you might have guessed.

---

**QUOTE**

This is one take on what Barbara said in a part of her letter. And I've only addressed this part because there are two points of view to compare. Keep in mind though that I'm presenting what could be another interpretation of the facts as presented by Barbara.

Would you like to comment on the other important parts of Barbara's letter, or should I quote from other important parts of the letter and ask for your comments?

**QUOTE**

Now I'd be interested in knowing what you think this says about me!

That will unfold as time expires.

**QUOTE**

I won't go on much more on her letter, because you have asked me to also comment on the State of Illinois case. Other than reading a paragraph here or there I have not read it. It is a long document. Perhaps if there is a particular point that you would like me to give my take on or to present another point of view on, let me know. That way I can focus on something that is of particular interest to you.

I asked a very simple question: do you understand what 3abn was doing wrong? A simple yes or no will suffice. (The judge ruled against 3abn. They lost the legal challenge in court. It all had to do with rules for which Not-for-Profit organizations are required to abide by under Illinois State law. 3abn was in violation of those rules).

Let's hope that getting views from you on the court case will not be like pulling teeth. But if so, now I will understand a little better. Thanks for sharing. That helped a lot. Lots more to come!

---

**Posted by: Fran May 10 2007, 12:31 AM**

**Shiny Penny:**

**Response Part #1**

**I have taken time to allow you to read and get familiar with BSDA without being chased off by my blunt remarks, which I do not intend to be so brash, but it comes out and it is just me. So do not take offense over anything that I say because it is not given to be offensive. I have a tendency to really believe that the shortest distance between two points is a straight line. Many others go the scenic route. We are just different thank God! Both ways are correct. There is no one way to say something. I will post this reply in several post so none will be too long. Stay with me ok?**

**QUOTE**

**Penny:**

**Fran, Wow! Thank you for taking the time to provide the links, details and interpretations of the data found. I'm writing a rather long, detailed and technical response, in part because your post was also detailed.**

**Fran:**

**Actually, my post was not really that detailed to me, but to others I guess it could be. I only hit some light points to start people asking questions. Thank you so much for your response. Since you say you are into details, we should have fun reviewing even more items in those afore mentioned details. It is exciting to get a response from someone that has an understanding of the form 990's and non-profit accounting.**

**I feel as if I have died and gone to heaven. I sure hope the Lord has accounting in heaven. I want to count the stars and the sand of the sea. I want to know the number of the hairs on my head! Of course, once we get to heaven, God will have so much going on that accounting will fall by the wayside naturally.**

QUOTE(Fran @ May 4 2007, 01:22 AM)

<http://www.revenue.state.il.us/legalinformation/hearings/pt/pt04-1.pdf>

This is link to the IL vs. 3ABN Property Tax lawsuit. This comes from page 17. # 61.

[/b][color]

Then read the footnotes #14 & #15 at the bottom of page 17.

<http://www.save3abn.com/3abn-form-990s.htm>

Choose the 2001 Form 990. An Adobe document will appear (All Documents cited here are in PDF format. Save them to your hard drive for future reference) Go to page 17 of this document.

Read Statement #2 . This is where the \$ 2,451,034 in Trust Fund information is found. It also includes the \$14,282.00 of other ministries money being posted to 3ABN Income. Also they had not declared \$13,862 in gains on certain Marketable Securities. Oops.

Open the 2002 Form 990 and go to page 13 and read statement #2 again.

Trust Funds not posted in the amount of \$ 1,708,918.00

The other entries are relevant too, but I need further information.

How do I know these numbers deal with Trust Funds? The auditors told us! Refer back to footnote 15 page 17 of the Lawsuit.

The auditor's answer that by telling us the Split Interest Agreements deal with Trust Funds. Just by reading the IRS Form 990's you can't tell what Split Interest Agreements are! However, the auditors informed us as to what it was.

The other concern is that 3ABN is not following Generally Accepted Accounting Practices, GAAP. This raised the eyes of the auditors, as it should have. It certainly raised mine!

A Corporation should have copies of every major accounting publication. Many are provided. The Journal of Accountancy covers new Accounting practices that keeps up with all of the new technologies that will affect Accounts and Accounting. It will also let you know about inportsnt publications. It also has lots of FASB's.   (OK, so I am a sick woman!) An updated GAAP book is published every year.

Read these documents through different eyes. This Lawsuit is full of information that has NOTHING TO DO WITH PROPERTY TAX at all! Keep your eyes open. The auditors are probably talking about their findings!

Find how many times you read that the auditors were not provided information. Take note of those instances and ask yourself, "Why didn't they provide this requested information?"

Read the reports and ask your shelf, "Why?"

The information provided here comes from the IL vs. 3ABN Property Tax Lawsuit and the IRS Form 990's for 2001-2005.

The link to the lawsuit is at the beginning of this post.

The links to the Form 990's are at <http://save3ABN.com>

On the left column click the title Danny Shelton  
Select Financial Allegations  
Select Form 990's

This will get you to the IRS Form 990's. Remember, Documentation,

## Documentation, Documentation.

Posted by: Fran May 10 2007, 01:49 AM

### Response Part #2

I hope this post does not attach itself to my previous post. I wanted a while before posting this. Sorry if it does.

#### QUOTE

Penny:

I haven't had the chance to check all of what you sent me, but I did check the 2001 990. The auditor's concerns (as reported in the lawsuit documents) and what you had posted - gravely concerned, even alarmed, me. But, as I show below, there is no reason to be alarmed - at least not about the 990 in 2001.

Fran:

You said, "...there is no reason to be alarmed about the 990 in 2001."

Are you sure? I was and am still shocked after three years of looking at it. However, that is OK! It would be quite a boring world if we all agreed on everything; Right?

I never meant I was "alarmed" at the 990's alone. The 990's reflect exactly what you stated; corrections to errors the auditors found.

It is the Lawsuit and the Auditor's responses that cause/caused me to pause and contemplate exactly what they really trying to say. The 990's are an accounting Statement of Historical transactions. That is exactly what accounting is in actuality.

Do you feel these amounts are "material?"

Do you feel the "number of mistakes" listed are a reflection of grossly, incompetent management?

Or, do you see/feel these large errors were flukes?

Since I have read about so many corrected mistakes in the 990's and in the audit reports, it gets harder for me trust the numbers in front of my eyes.

In all honesty, do these corrections reflect to you in some way that all mistakes were corrected?

Do you ask questions about what happened in all the previous years of 1984-1999?

Do you wonder what happened once the auditors left?

Was it back to business as usual?

Did 3ABN take strong actions to correct these policy/procedural black holes?

Or do you feel it just put a band aid over the hole as a temporary plug to massive seepage?

Did the same mistakes fall back into place once no one was looking?

What is it that makes you feel that all is well because they corrected a gross error?

QUOTE

Penny:

The 990 states (and please correct me if I am wrong) - the information posted in Statement 2 (page 17):

So I went back to part 1, Line 20 and that line reads "Other changes in net assets or fund balances (attach explanation)"

Fran:

This is correct! The 900's are similar to the 1040 where you must take a number that you have calculated and put it on another form, another line, in another place to add into the whole. This is the IRS's clever way to double check figures and calculations. In fact, the IRS will ask different questions that should result in the same answer, or one that the IRS can do a calculation on. Very clever they are!

Of course, there would be a change in Net Assets / Fund Balances and/or Income and Expense, because changes cause the old figures to become the new improved figures! That is what accounting is all about. It is impossible to make such changes and the balances of something NOT change.

QUOTE

Penny:

I interpret this to mean that this 990 is correcting prior mistakes/errors and sometime in 2001 3ABN had recorded the previously unrecorded split interest agreements and also recorded the unrealized gains on marketable securities.

Fran:

I agree wholeheartedly with your interpretation. The auditors audited in 2000 & 2001 respectively. The corrections made stem from these findings. Being familiar with audit procedures, I know there is no such thing as a 100% audit of accounts. These figures are numbers the auditors FOUND. However, I find, in the Property Tax Lawsuit, the auditors were not provided enough information to be able to perform a comprehensive audit. Repeatedly you will find that information was "not available" or "it was not provided."

---

Posted by: Grith May 10 2007, 12:37 PM

QUOTE(Fran @ May 10 2007, 03:49 AM)

I agree wholeheartedly with your interpretation. The auditors audited in 2000 & 2001 respectively. The corrections made stem from these findings. Being familiar with audit procedures, I know there is no such thing as a 100% audit of accounts. These figures are numbers the auditors FOUND. However, I find, in the Property Tax Lawsuit, the auditors were not provided enough information to be able to perform a comprehensive audit. Repeatedly you will find that information was "not available" or "it was not provided."

Now that my non-mathematical brain can comprehend. [img alt="quote icon"] The auditors could only audit the records that were provided to them.

---

**Posted by: Fran May 10 2007, 08:56 PM**

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**QUOTE(Grith @ May 10 2007, 01:37 PM)** [img alt="quote icon"]

Now that my non-mathematical brain can comprehend. [img alt="quote icon"] The auditors could only audit the records that were provided to them.

Exactly ! This was not a good audit! More to come.

---

**Posted by: Shepherdswife May 10 2007, 09:13 PM**

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**QUOTE(Fran @ May 10 2007, 01:31 AM)** [img alt="quote icon"]

[b][color=#000099]Shiny Penny:

Actually, my post was not really that detailed to me, but to others I guess it could be.

Fran--or someone else who might know,  
Since you seem to be accounting-savvy, could you tell me whether people who donated back when 3ABN had non-profit status could be effected if 3ABN lost that status--could the donors be held liable for the deductions they took in previous years? Someone alluded to that, but I didn't know if it was reality or not.

No, I have never sent them anything, but am just curious. :-)

shepherdswife

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**Posted by: Fran May 10 2007, 10:36 PM**

**Response Part #3**

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**QUOTE**

**Penny:**

**To go into a little more detail on the unrealized gains - these gains were described as unrealized. Meaning that the end of year value of the securities was greater than the beginning of year value, but the marketable securities had not been sold during the year - hence the gain is unrealized.**

**This is a paper gain that should have been recorded in an earlier year (2000?), but had not been. It seems to me that you are familiar with accounting and so would know that prior period adjustments (such as this unrealized gain) are made directly to retained earnings in the case of a corporation and in the case of not for profit organization would be an adjustment to the fund balance. Which is exactly what 3ABN did. Therefore, I am relieved to see that 3ABN had made**

**the correction to the prior periods error!**

fran:

It is a down right, dirty shame that GAAP makes us reveal unrealized gains! They are a gutsy crew all right; "Trivial" too; detail upon details; it just never ends!

Many times, you must make year-end entries, then turn around only to reverse them. Many companies/corporations have software that has 2 accounting reports. One is for regular Financial Statements and another is just for IRS statements! What Fun, Fun, and more fun! These entries are the reason fiscal year end closing of the books are held open for maybe 10 or more days to make sure all is taken care of before closing that door.

That is probably why we receive all those annoying statements at the end of the year about investments. They are for reporting to the IRS! Even though it is only on paper, it is still a gain. If that asset sold, it must have the proper valuation.

This is actually a good rule for any business to insure assets do not walk out the back, or, well, the front door, so to speak! Keeping these issues up to date is essential. How else does the business know the true value of any asset without this information? It gives information that is considered when deciding to dispose of their investment or to hang on to it for further future gains. For farmers, this is vital information on a daily basis. You have to know when to "hold" them and when to "fold" them when crops in storage are considered.

If you do not know the value of your assets, you will never know your true worth. If you have no clue as to what you have, it WILL ABSOLUTELY walk out the door. Therefore, in actuality, these GAAP Principals are for the benefit/protection of the company as well as the IRS.

When/if a company leaves a hole in an accounting link, or skims from the top, there WILL ABSOLUTELY be others that WILL do the same thing. I will guarantee that! How will you know? Forget it; you will have no way of knowing.

Many companies find balancing checking accounts impossible. They have bank accounts just for payroll, for projects and so forth. This is a vital step in accounting. It should be done before the COM books close! In accounting, timing is very important. Some say it is everything! Corrections after the fact skew the data on which current decisions are based!

I have, in the past, actually received Invoices for purchases never made or received. Thanks to the Purchase order system, payments are not allowed on such invoices. I went to work for a company and found five such invoices in the first month. I could not find receiving reports, purchase orders, authorizations to buy or any evidence the items were actually purchased or received.

The accounts payable clerk had set up companies and started sending the company invoices and she paid these invoices into her companies. Inside of 3 weeks, she no longer worked for the company. She had been doing that for years! She was also padding Petty Cash with her personal receipts! The Petty Cash had \$6,000.00 in it. Three weeks later, it had \$250.00. The company was too embarrassed to press charges! Go figure? She also had the company paying for her life insurance policies. She just added herself to the owner's payments. That was a really fun job!

Not recording everything contaminates the picture of the company as a whole. Please accept that general mistakes are always made. Nothing is perfect. These errors are expected by auditors in general. It is when they find these mistakes are consistently done that causes them to realize that something is not right somewhere.

Please realize this general information is in simple language. This is not a comprehensive course in accounting. These are just thoughts that I have tried to put in a way for everyone to understand. Please excuse my oversimplifying the process.

Also, if you are an honest business person, embrace the GAAP. It will protect you and your company. The principles are there to protect you and your assets.

GAAP is a "GODD THING:" right, Martha Stew ... ?

More later.

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**Posted by: Pickle May 10 2007, 10:42 PM**

So Fran, when you speak of 3ABN not using GAAP accounting, are you saying that they use GAP instead?

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**Posted by: Eirene May 10 2007, 11:01 PM**

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**QUOTE(Shepherdswife @ May 10 2007, 10:13 PM)**

Fran--or someone else who might know,  
Since you seem to be accounting-savvy, could you tell me whether people who donated back when 3ABN had non-profit status could be effected if 3ABN lost that status--could the donors be held liable for the deductions they took in previous years? Someone alluded to that, but I didn't know if it was reality or not.

No, I have never sent them anything, but am just curious. :-)

shepherdswife

In answer to your question, no they wouldn't be. But you said "back when 3abn had non profit status." They have non profit status presently and will continue to while the tax case is in appeal. The attorney's feel the appeal case is very promising.

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**Posted by: Fran May 10 2007, 11:26 PM**

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**QUOTE(Shepherdswife @ May 10 2007, 10:13 PM)**

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No, I have never sent them anything, but am just curious. :-)

shepherdswife

**This would be decided by the recommendations of the Governing Agency that takes the status away. These folks have rules for everything! It would depend on many different things.**

**We, of course, desire 3ABN to continue with its Ministry of providing air pathways for the gospel to go to the world. I believe 3ABN should be saved along with its 501 © 3 status.**



**In my opinion, once the management, accounting processes and corporate culture are completely changed; when 3ABN completely reflects Christ as well as accountability; when 3ABN is healthy again, and I believe this will happen; then we will see how quickly things will begin to happen to hasten the return of our Lord.**

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**Posted by: Fran May 10 2007, 11:41 PM**

**QUOTE(Pickle @ May 10 2007, 11:42 PM) □**

So Fran, when you speak of 3ABN not using GAAP accounting, are you saying that they use GAP instead?

**i am sorry, Bob, "Information was not available" or "Information was not provided;" therefore, I was not able to give an evaluation or opinion of this matter, at this time.**

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**Posted by: Fran May 11 2007, 01:38 AM**

**QUOTE(Eirene @ May 11 2007, 12:01 AM) □**

In answer to your question, no they wouldn't be. But you said "back when 3abn had non profit status." They have non profit status presently and will continue to while the tax case is in appeal. The attorney's feel the appeal case is very promising.

**Eirene;**

**This is not true in ALL Federal or State cases. It is certainly the case in SOME Federal or State cases. The current Property Tax Lawsuit against 3ABN is going to be tried in the State of IL. This is entirely a State case, for now.**

**It is not good to confuse the State and Federal rulings. Each stand on their own.**

**Will the case ever go Federal?**

**Will 3ABN lose the state exemption, but maintain the Federal?**

**Will this case go to a higher level?**

**Will the State of IL call another audit to see if previous errors were actually changed?**

**Will they do the same thing over again?**

**Will having a Seventh-day Adventist Church on 3ABN property qualify 3ABN as having a church even though it is a Seventh-day Adventist Conference Church?**

**Will having a Seventh-day Adventist School on 3ABN property qualify the 3ABN entity tax exemption even though it is not a 3ABN School?**

**3ABN sells many goods and services. Will this be a factor in this case again?**

**3ABN donated money to the Thompsonville School. Was this donation made to provide evidence they are reaching out to their community?**

**Will this satisfy the Local School District and the State of IL?**

**Will the 10 Commandment's Day Event help qualify as public outreach?**

**What happens if the "In-reach" is more than the "Out-reach"?**

**Will this tilt the balance for In-reach as more than Outreach and thus not qualify as a valid outreach?**

**When Danny promotes books and other items that Danny Lee Shelton Publisher markets, Does he pay 3ABN for the air time for the commercials?**

**Since he is a Publisher for 3ABN, what does 3ABN pay Danny Lee Shelton for this service?**

**Do you have any answers for us?**

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**Posted by: Shepherdswife May 11 2007, 04:59 AM**

**QUOTE(Eirene @ May 11 2007, 01:01 AM)**

In answer to your question, no they wouldn't be. But you said "back when 3abn had non profit status." They have non profit status presently and will continue to while the tax case is in appeal. The attorney's feel the appeal case is very promising.

Thanks for the correction.

Yes, I know that they still have it, I was trying to say that if they lost it, would the people who donated "back when they had it" have to re-file. Just didn't make myself clear...

shepherdswife

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**Posted by: Observer May 11 2007, 05:48 AM**

**QUOTE(Shepherdswife @ May 11 2007, 04:59 AM)**

Thanks for the correction.

Yes, I know that they still have it, I was trying to say that if they lost it, would the people who donated "back when they had it" have to re-file. Just didn't make myself clear...

shepherdswife

Let me comment:

The decision by Judge Rowe applied strictly to the issue of whether or not 3-ABN had some minor tax liability. On that specific issue Judge Rowe ruled that they did, and found that 3-ABN did not qualify under IL law for an exemption due to being a not-for-profit organization.

However, it must be pointed out that the only issue tried by Judge Rowe was related to exemption from certain school taxes. Judge Rowe did not try the issue of whether or not 3-ABN was entitled to a not-for-profit status, and/or exemptions under either Federal or IL law.

This may sound like a strange situation. It allows 3-ABN to continue to be registered as a not-for-profit organization under IL and Federal law, and to receive whatever exemptions Federal and State law give to it, while at the same time being required to pay local school taxes.

While this may seem strange, it is quite understandable. Judge Rowe not only did not try an issue that involved IL and Federal registrations, but she did not have the jurisdiction to try the Federal issues, and probably did not have the jurisdiction to try the IL issues. Her authority was strictly limited to the issue of local school tax payments.

Therefore, at the present time, contributions made to 3-ABN may be tax deductible. To change that would require either a new trial on the issues, or an administrative ruling by either the IRS, or the proper IL agency.

NOTE: Why did I say "may be?" Simply because I cannot give individual tax advice. For individual tax advice, you will need to consult a competent person trained in tax issues. Frankly, if you exceed your deductions limit, or must pay that alternative minimum tax, you are in a different situation.

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**Posted by: LaurenceD May 11 2007, 07:35 AM**

**QUOTE(Observer)**

Her authority was strictly limited to the issue of local school tax payments.

A little clarification. The court document refers to property taxes, of which school taxes typically draw a portion of the total property tax. The school district is probably only one entity that had something to gain and may have reported the misuse of 3abn's exemption status which led to a state dept. of revenue investigation, and thus the finding and the trial. Generally, the local county is the lead agency for property tax disbursement, sending a high percentage back to the state, a lesser percentage to the local city (and to the county itself), perhaps a large portion to the school district, and a small portion to other districts such as fire, emergency, irrigation, etc., etc.,...basically any agency that levied a tax on the property. This is likely how the school district fits in with the challenge. Notice the case on the docket is 3abn v. the state:

3 ANGELS BROADCASTING NETWORK

v.

THE DEPARTMENT OF REVENUE  
OF THE STATE OF ILLINOIS

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Tax Type: Property tax

Issue: Religious Ownership/Use

Appearances: Mr. Kent R. Steinkamp, Special Assistant Attorney General for the Illinois Department of Revenue; Mr. Nicholas P. Miller, Sidley, Austin, Brown, Wood, L.L.C., Mr. Lee Boothby, Boothby and Yingst, and Mr. D. Michael Riva for 3 Angels Broadcasting Network; Ms. Merry Rhodes and Ms. Joanne H. Petty, Robbins, Schwartz, Nicholas, Lifton and Taylor, Ltd. for Thompsonville Community High School District 112.

**FINDINGS OF FACT:**

1. The jurisdiction and position of the Department that Franklin County Parcel Index No. 174-116-11 did not qualify for a property tax exemption for the 2000 and 2001 assessment years were established by the admission into evidence of Dept. Ex. Nos. 1 and 2. (Tr. p. 27)

2. The Department received the requests for exemption of Franklin County Parcel Index No. 174-116-11 for the 2000 and 2001 assessment years. In 2000, the assessed value of the property was \$505,500; in 2001, \$556,050.

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BTW, I noticed Eirene said 3abn's "attorney's feel the appeal case is very promising." It should be understood this is normal for an attorney to say to a client. And often will do so even knowing there's little chance of success. The reason why should never be in doubt--for those who understand the system. :wink:

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**Posted by: Noahswife May 11 2007, 08:06 AM**

**QUOTE(LaurencED @ May 11 2007, 08:35 AM)**

BTW, I noticed Eirene said 3abn's "attorney's feel the appeal case is very promising." It should be understood this is normal for an attorney to say to a client. And often will do so even knowing there's little chance of success. The reason why should never be in doubt--for those who understand the system.  
:wink:



Seems like I hinted at something similar when I asked on another thread how willing the law firm representing DS would be to pursue the claim if they took the case against Joy and Pickle on contingency.....

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**Posted by: lurker May 11 2007, 08:17 AM**

**QUOTE(Noahswife @ May 11 2007, 08:06 AM)**



Seems like I hinted at something similar when I asked on another thread how willing the law firm representing DS would be to pursue the claim if they took the case against Joy and Pickle on contingency.....

I have been wondering exactly what is sealed in the lawsuit involving Pickle and Joy and whether documents or testimony that might have been helpful to Linda in her case are at least temporarily made unavailable to her attorney by this sealing.

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**Posted by: LaurencED May 11 2007, 08:40 AM**

**QUOTE(Noahswife)**

Seems like I hinted at something similar when I asked on another thread how willing the law firm

representing DS would be to pursue the claim if they took the case against Joy and Pickle on contingency.....

doubt if any attorney would take this type of case on contingency fees...which mean they're entitled to sometimes half the settlement--if they win--rather than working by the hour.

And BTW, the case with 3abn v. the State of Illinois, is not really a regular court trial. Administrative Law judges conduct trials like regular court trials, but it's different. You can read a little about it here <http://www.answers.com/topic/administrative-law-judge>

I think the reason different types of judges (not subject to legislative approval) exist is because of the different levels of law. State laws are generally made up of three categories: administrative rules, legislative rules, and a constitutional rules (both state, feds). So, an Administrative Law is usually pretty clear, and as the link indicates, all administrative appeals must be exhausted before anyone can actually sue. It's not likely this type of challenge (property tax exemption) would ever go to a regular public trial, or a district court of appeals, or a supreme court of any kind (state, or fed).

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**Posted by: Observer May 11 2007, 08:42 AM**

[quote name='lurker' date='May 11 2007, 07:17 AM' post='195046']

I have been wondering exactly what is sealed in the lawsuit involving Pickle and Joy and whether documents or testimony that might have been helpful to Linda in her case are at least temporarily made unavailable to her

I do not know. My comment is speculative.

I do not believe that there is likely to be much in the sealed documents, at this time, that would be helpful to Linda.

However, I will suggest that all informed persons think that there is a potential for evidence to be presented to the court at a later time that would potentially be helpful to Linda. That might be a reason to seal the documents now. Or, perhaps, there is something, unrelated to Linda, in the presently sealed documents, that 3-ABN does not want to be public.

Legal documents are typically sealed (impounded) on a temp. basis, until there can be a full legal hearing on that issue, and the judge can rule on it. Sometimes that ruling will come at the first hearing. Sometimes, more than one hearing will be required before the judge can make a carefully considered ruling. In any case, even without knowing the sealed records, we can assume that the impoundment of the documents will be an issue that will be dwelt with very early on in this case. Whether it will be decided in one hearing, or several, remains to be seen.

The options for the judge are generally to:

- 1) Immediately release the documents.
- 2) Seal the documents for a limited period of time.
- 3) Seal them forever.

Which of these will be the final ruling is speculative.

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**Posted by: Eirene May 11 2007, 11:37 AM**

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**QUOTE(Observer @ May 11 2007, 06:48 AM)**

Let me comment:

The decision by Judge Rowe applied strictly to the issue of whether or not 3-ABN had some minor tax liability. On that specific issue Judge Rowe ruled that they did, and found that 3-ABN did not qualify under IL law for an exemption due to being a not-for-profit organization.

However, it must be pointed out that the only issue tried by Judge Rowe was related to exemption from certain school taxes. Judge Rowe did not try the issue of whether or not 3-ABN was entitled to a not-for-profit status, and/or exemptions under either Federal or IL law.

This may sound like a strange situation. It allows 3-ABN to continue to be registered as a not-for-profit organization under IL and Federal law, and to receive whatever exemptions Federal and State law give to it, while at the same time being required to pay local school taxes.

While this may seem strange, it is quite understandable. Judge Rowe not only did not try an issue that involved IL and Federal registrations, but she did not have the jurisdiction to try the Federal issues, and probably did not have the jurisdiction to try the IL issues. Her authority was strictly limited to the issue of local school tax payments.

Therefore, at the present time, contributions made to 3-ABN may be tax deductible. To change that would require either a new trial on the issues, or an administrative ruling by either the IRS, or the proper IL agency.

NOTE: Why did I say "may be?" Simply because I cannot give individual tax advice. For individual tax advice, you will need to consult a competent person trained in tax issues. Frankly, if you exceed your deductions limit, or must pay that alternative minimum tax, you are in a different situation.

Greg, usually you and I are on different sides but, in this case, you are the first here, to put the tax case in the proper perspective. Contrary to those here who have tried to make a "federal case" out of it, (forgive the pun) this was a very limited and localized case concerning school taxes.

As you pointed out, the judge did not even have the jurisdiction to go into tax exempt status change.

This case was approximately 4 years ago? Contributors have been receiving their tax deductible statements all of these years since the ruling. I know, I have donated in that time period.

The importance and evil surmising that has been put on this case is just, once again, fodder for the gossip mill.

Thanks for telling the truth of the matter.

**QUOTE(Shepherdswife @ May 11 2007, 05:59 AM)**

Thanks for the correction.

Yes, I know that they still have it, I was trying to say that if they lost it, would the people who donated "back when they had it" have to re-file. Just didn't make myself clear...

shepherdswife

Thanks, I understand. I am positive that they wouldn't.

**QUOTE(Fran @ May 11 2007, 02:38 AM)**

[b]Eirene;

This is not true in ALL Federal or State cases. It is certainly the case in SOME Federal or State cases. The current Property Tax Lawsuit against 3ABN is going to be tried in the State of IL. This is entirely a State case, for now.

It is not good to confuse the State and Federal rulings. Each stand on their own.

Iran, I don't believe anywhere in my post did I mention FEDERAL period much less confuse the issue with it. We know this is at the state level.  
As for the rest of "your" questions, it would not be wise to speculate. How could we possibly know if the case will even go that far? Or, if it does, what questions, if any, would the judge deem important to ask. Also when the answers are provided who could possibly guess if those answers will be accepted or ruled against. One can't know the mind of a judge in any given situation so speculation on such matters, to me, seem a waste of time and energy.

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**Posted by: Noahswife May 11 2007, 12:26 PM**

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**QUOTE(Eirene @ May 11 2007, 01:37 PM) □**

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As you pointed out, the judge did not even have the jurisdiction to go into tax exempt status change.

Eirene,

If this is such a simple matter of "very limited and localized " concern, why was Liberty Magazine weighing in on it? Why did Bystander I believe also suggest that other churches are watching the outcome on appeal? And are you stating here that if the appeal is lost there is no concern in Thompsonville at the consequences?

I have asked before of those who claim to be familiar with the case if amicus briefs were filed on Sabn's behalf with the appellate court? I was ignored. Can you tell me if any were?

See Lee Boothby article----> <http://www.libertymagazine.org/article/view/367>

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**Posted by: Noahswife May 11 2007, 01:06 PM**

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**QUOTE(LaurenceD @ May 11 2007, 10:40 AM) □**

I doubt if any attorney would take this type of case on contingency fees...which mean they're entitled to sometimes half the settlement--if they win--rather than working by the hour.

LaurenceD, no attorney in their right mind would agree to a contingency fee in this case. And the DS-fingers should not think for one moment anyone will determine/believe the viability of DS's cause of action merely because someone is paying big bucks to a large law firm to file the claim. Didn't we read somewhere several weeks ago that the firm has a reputation for settlements?

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**Posted by: Pickle May 11 2007, 01:28 PM**

**QUOTE(Eirene @ May 11 2007, 11:37 AM)** □

Contrary to those here who have tried to make a "federal case" out of it, (forgive the pun) this was a very limited and localized case concerning school taxes.

As you pointed out, the judge did not even have the jurisdiction to go into tax exempt status change.

It seems to me, Eirene, that you are intentionally minimalizing the potential significance of that case. The decision was that 3ABN is not operating as a 501©3 should, correct? And even if the judge was not a federal judge, her findings could be used in the future as a basis for revoking 3ABN's tax-exempt status. Right?

That being the case, that decision is extremely significant even though 3ABN currently still is a 501©3.

---

**Posted by: Observer May 11 2007, 01:38 PM**

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See Lee Boothby article----> <http://www.libertymagazine.org/article/view/367>

Liberty Magazine. . . Why?: The Liberty Magazine article is an interesting one. There are a couple of factors that I think are of interest:

- 1) It was written by an attorney retained by 3-ABN to try the case.
- 2) It was written prior to the decision by Judge Rowe.

I do not suggest that we need to case aspersions on the lawyer who wrote the article. I consider him to be an honorable person. But, I can assume that the article was written from the perspective that he used to contribute to the trial before Judge Rowe. In addition, I will suggest that it was written from a hope that other organizations would see it as a seminal case that would lay the groundwork for potential issues on a wider scale regarding taxation of religious organizations.

I can understand the position that Judge Rowe's ruling could lay the groundwork for larger issues. I have argued that point myself at times. But, I do not believe that we have to make a mountain out of a mole-hill. On its face, the ruling of Judge Rowe only affected the payment of school taxes, and nothing else. I own a home. When I get a notice of local taxes due, it is a collection of taxes due to a collection of local taxing authorities--school district, fire district, etc. Each one of then is independent, any any decision in regard to one has no effect on any of the others. The only effect will be on my total tax bill. When one of the independent taxing authorities goes either up or down, so also does my total bill.

*NOTE: In the State where I live, there are a number of independent taxing authorities. Without looking at my bill, I am probably taxed by 6 or 7 such, in one combined bill.*

It is highly unlikely that the decision of Judge Rowe could transfer directly into other venues. I doubt that her



decision would set any precedent in other venues. As her decision did not directly affect the not-for-profit status of 3-ABN under either IL or Federal law, there would have to be either, depending upon the issues and the law, an administrative ruling, or a trial on the issues for 3-ABN to have its statute affected.

As to the potential here, regarding Judge Rowe: If such an attempt was made in regard to either Federal or IL status, the one trying the case could attempt to use the same reasoning of Judge Rowe. In addition, the decision of Judge Rowe could encourage someone to raise the same issues in other venues. Again, doing so would require a new trial on the merits.

**QUOTE(Pickle @ May 11 2007, 12:28 PM) □**

It seems to me, Eirene, that you are intentionally minimalizing the potential significance of that case. The decision was that 3ABN is not operating as a 501©3 should, correct? And even if the judge was not a federal judge, her findings could be used in the future as a basis for revoking 3ABN's tax-exempt status. Right?

That being the case, that decision is extremely significant even though 3ABN currently still is a 501©3.

Bob, No. It is highly unlikely (impossible is probably more accurate) that Judge Rowes decision would ever set a precedent on a trial on the issues in either IL or the Federal courts.

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**Posted by: LaurenceD May 11 2007, 03:19 PM**

Another point of clarification. As I understand it, administrative judges do not make decisions, only recommendations...which have the same effect unless challenged/appealed. There may also be several levels of administrative judges in Illinois. Appeal would then be to the next level (perhaps even an administrative panel of legal experts) if the highest level has not already been reached. And if the appeal were denied there, one party could then sue the other and take it to a district court...and on from there.

The places in the Recommendation that refer to the US Code, Section 501©(3), are these:

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The purposes for which the corporation is organized are exclusively religious, charitable or educational within the meaning of Section 501©(3) of the Internal Revenue Code of 1954, as amended, (**page 5**)

Applicant is not required to pay federal income tax pursuant to a finding by the Internal Revenue Service that applicant is an exempt organization under Section 501©(3) of the Internal Revenue Code. (Applicant's Ex. Nos. 4, 5) (**page 20**)

Applicant's by-laws allow it, inter alia, (1) to develop religious programming for electronic transmission, (2) to buy and sell television and radio apparatus, (3) to develop, promote and produce recorded music and video programs, (4) to own or operate facilities for the public's welfare, (5) solicit support for its activities from the public, (6) promote interests of other affiliated organizations (7) own and lease property, (8) contract with other organizations in furtherance of applicant's purposes, and (9) operate within the meaning of section 501©(3) of the Internal Revenue Code. Although these by-laws express, generically, that the corporate purposes are exclusively religious, charitable, scientific or educational, the enumerated

provisions illustrate that the organizational documents fail to satisfy the threshold tests set forth in *Crerar v. Williams*, supra. (page 39)

The purposes set forth in applicant's by-laws are that the applicant, in conjunction with various religious organizations, will develop and produce electronic transmission for television and radio broadcasting throughout the world. These purposes in and of themselves have no relationship to the guidelines listed in *Methodist Old People's Home*, supra. Further, the bylaws submitted by applicant are not complete, did not contain the entire corporate purpose section, and express, generically that the corporate purposes are religious, charitable, scientific or educational within the meaning of Section 501©(3) of the Internal Revenue Code. There is no language or prevailing authority that requires charity at all in the governing mandate for applicant and the by-laws state nothing about charity under the Illinois Constitution as it pertains to the grant of property tax exemptions. (page 40)

The Department, as shown by these cases, grants exemptions for religious organizations that use property for exempt religious purposes and not with a view to profit. As discussed above, applicant is not only not a religious organization, but, more importantly, does not primarily use the property for religious purposes without a view to profit. For the aforementioned reasons it is recommended that Franklin County Parcel Index No. 174-116-11 remain on the tax rolls for the 2000 and 2001 assessment years and be assessed to the applicant, the owner thereof, except for the two pastor's offices, each measuring 14 feet by 18 feet, on the second floor of the administrative production center building, and a corresponding amount of land. That area, I recommend, be granted a property tax exemption as used for religious purposes without a view to profit.

Respectfully Submitted,  
Barbara S. Rowe  
Administrative Law Judge  
January 28, 2004 (last page)

3abn's use of their property was found to be not in keeping with 3abn's application to the state for Not-For-Profit status--as per within the "meaning" of Section 501©(3) of the Internal Revenue Code, and above that--within the meaning of the state code for such organizations. So therefore, the property is to be assessed it's normal value, and collected, by the county assessor, and disbursed in the normal fashion to whichever agencies are entitled to property tax. If, for example, the property was assessed at \$550,000 in the year 2000, the mill rate set by county commissioners may bring the annual taxes to \$15,000 to be distributed in the normal fashion according to the levy breakdowns and percentages set to affected agencies--including Thompsonville Community High School District 112. Over and over the judge demonstrates 3abn has failed to meet the threshold set by the state for property tax exemption--except for two small rooms as noted in the last paragraph. So, the majority of the property gets assessed like any other for profit corporation.

Think about it. Does your local book store, such as Barnes and Noble, get exempt from paying property taxes simply because they sell religious books, CDs, and DVDs, and hold wholesome cooking classes and promote a good way of life in most of the store? No. Does any independent radio station get exempt from property tax for playing religious music? Or independent TV stations for broadcasting religious programs on Sunday morning? No. They're independent for profit enterprises.

It works the same for seniors in many states who are entitled to partial exemptions and who have incomes of less than \$33,000. My folks, for example, instead of paying the full \$2,000 annual property tax to the

county (and distributed to the affected agencies), will only pay \$440 because the state gives them a break. Not-For-Profit organizations would get the full break and pay zero. The money the county gets is still divided to the agencies according to the normal plan...it's just less money they get, except the state reimburses the county for senior exemptions. It's a state policy set by the legislative body and signed into law by the governor. Not-For-Profit exemptions are not reimbursed by the state. It just a loss of funds to the local agencies. Small cities, for example, have to contend with the fact that they may have a state college, three public shools, and 27 churches, all within the city limits--none of which contribute to the property tax funds. Every local agency suffers--including the schools, cities, and county, etc., and in some cases, it may mean as much as 25-35% less revenue than if those properties were poulated with general commercial.

In sympathy with 3abn, they probably did not hire specialized administrative lawyers, but more to do with a legal team specializing in constitutional and religious freedom. Big mistake, although I'm not sure it would have made a difference. Administrative law is clear and has been tried and tested as you see in the case law the judge cited.

Bottom line: Administrative Law is quite clear. Chances of changing it are slim to none.

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**Posted by: Pickle May 11 2007, 04:03 PM**

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**QUOTE(Observer @ May 11 2007, 01:38 PM) □**

Bob, No. It is highly unlikely (impossible is probably more accurate) that Judge Rowes decision would ever set a precedent on a trial on the issues in either IL or the Federal courts.

Gailon thought it could be used as a basis for such, but of course, he could be wrong.

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**Posted by: mozart May 11 2007, 06:22 PM**

hmm....something just came to mind and i'll admit right now that i'm dumb as a post when it comes to stuff like this, but i am logical.

could the concern for the loss of tax-exempt status for 3abn be a reason to merge (venture) with other tax-exempt entities? let's say if the merge is with more than AF; like for instance, ASI, Weimar & AF or could there be more involved to save this 501c3 status before it's ruled on? could this be the "emergency"?

---

**QUOTE(Pickle @ May 11 2007, 12:28 PM) □**

It seems to me, Eirene, that you are intentionally minimalizing the potential significance of that case. The decision was that 3ABN is not operating as a 501©3 should, correct? And even if the judge was not a federal judge, her findings could be used in the future as a basis for revoking 3ABN's tax-exempt status. Right?

That being the case, that decision is extremely significant even though 3ABN currently still is a 501©3.

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**Posted by: LaurenceD May 11 2007, 07:00 PM**

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**QUOTE(mozart)**

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**Posted by: mozart May 11 2007, 07:05 PM**

you callin' me evil LD?     
take that !!

**QUOTE(LaurencED @ May 11 2007, 06:00 PM) □**

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**Posted by: Fran May 11 2007, 11:36 PM**

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**mozart,**

**: think you are right on!**

**Don't feel like a post! You are not! Isn't it fun to have an a-ha moment?**

**This is becoming a great thread because many are contributing. Others are clearing up the things I am not to intellectually inclines to study or understand, such as State Law!**

**: worked for the Federal Government so therefore, I understand more of Federal law. That was the emphasis of my studies and familiarity of my work experience.**

**however, this does not mean we are stupid!**

**This thread is a co-operative event. We all complement each other. Others will clarify points others don't catch, or may feel is irrelevant, but in actuality it is relevant.**

**I appreciate all the comments that have been made. It is my hope this will continue in the days to come.**

**I haven't finished my reply to Penny as yet. When I do, I want to move to the IL vs 3ABN Property Tax lawsuit from where my understanding is and I beg others to fill in where I am lacking.**

**I believe the case needs to be see from the right, left and center. I believe we need to turn it over and stand it back up to see it from many prospectives.**

**Remember folks, no arguing that your point is right and everyone else is wrong! There are many ways to say the same thing. Let us explore those.**

**You all know where my emphasis will be. Please fill in what I miss and misrepresent. No one is 100% right and no one is 100% wrong. Come let us reason together and let the "Now, I get it's" run rampant.**

**Special request. No put downs of anyone please. We have been there and done that. I will try to be a good girl if you will try to be good too.**

**Please continue to post on your expertise on the law. I appreciate your knowledge and understanding of matters that are not my forte`.**

**This is going to be great because we have views from you, Lawrence D, Observer, Bob Pickle and MANY others. I am really excited about this!**

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**Posted by: Observer May 12 2007, 06:22 AM**

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**QUOTE(Fran @ May 11 2007, 10:36 PM)**

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From where I am standing, I believe that this is a very complex issue. I believe that it may have multiple actors, and that we cannot pin it to one factor, ruling out all others.

Legal: Regardless of the applicability of Judge Rowe's decision in other venues, it would be prudent for 3-ABNs legal advisers to fix any issues that they saw. I think that we can see a series of changes in which this is being done. That is simply a wise move on their part. It is a responsible move. 3-ABN owes it to those who contribute to fix any potential problems prior to they becoming an actual issue.

Mission: Both Amazing Facts and 3-ABN have a stated mission. As I look at their organization, and the resources that they each have, there is some wisdom in combining assets to accomplish their individual missions. The reason for that is that each has some assets not held by the other that would benefit the other. i.e. AF has some assets that would be of benefit to 3-ABN, and 3-ABN has some assets that would be of benefit to AF. In the interests of economy, and reduction of duplication, there are benefits to each if they can come to an agreement as to how they will unite.

We can also come up with several more reasons why some sort of a merger would be of mutual benefit to one or both AF and 3-ABN. However, some of these get into the realm of speculation in a manner that I do not want to get into at the moment. Maybe I will later. But, for now, I would like to wait and see. I do think that we are going to have to wait and see for some of these.

One such issue: The impoundment of the records in the litigation that has been filed against Gailon Joy and Bob Pickle is of interest to me. I would very much like to read those records. It may be that they contain information that would help us to understand more of what is going on with 3-ABN? Or, it might be that they do not. I do not know.

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**Posted by: LaurencED May 12 2007, 06:54 AM**

**QUOTE(Fran)**

I believe the case needs to be seen from the right, left and center. I believe we need to turn it over and stand it back up to see it from many perspectives.

Write on! Maybe this needs a thread of its own...and we could somehow bring all the important related posts together.

I'd like to tie some things together. You mentioned federal law and state law. Lurker just posted a link on another thread regarding IRS guidelines for defining a church. In that link

[http://www.runquist.com/ARTICLE\\_ReligTax.htm](http://www.runquist.com/ARTICLE_ReligTax.htm) author Runquist clarifies some distinctions showing that property tax is a state issue and religious classification a federal issue--and that why judge Rowe repeats "meaning" of Section 501©(3)...

The Internal Revenue Code provides certain benefits to churches not available to other nonprofit exempt organizations (including other religious organizations). Because of this, it is important to know how a "church" is defined.

(snip)

The property tax treatment of exempt organizations depends on the use which is made of the property. This aspect of taxation is exclusively a matter of state law. For example, some states exempt the parsonage from tax, while others do not.

Observer referred to 3abn's property exemption as a "seminal case that would lay the groundwork for potential issues on a wider scale regarding taxation of *religious organizations*."

Then notice what judge Rowe says...

applicant is not only not a *religious organization*, but, more importantly, does not primarily use the property for religious purposes without a view to profit.

So, there are several things going on here that may lead to a misunderstanding. 3abn in a non-profit organization under the IRS code, and a not-for-profit corporation under Illinois state constitution, but it is neither a church or a *religious organization*, so it did not qualify for property tax exemption (a state matter). I think it's important to recognize this distinction.

There's a couple important sections from Lurkers link I'd like to copy and paste, in case no one wants to sort through the entire article.

### PROPERTY TAX EXEMPTIONS

The property tax treatment of exempt organizations depends on the use which is made of the property. This aspect of taxation is exclusively a matter of state law. For example, some states exempt the parsonage from tax, while others do not.

In the late 1960's, a challenge was brought in New York, contending that the New York City Tax Commission's grant of exemption to church property indirectly requires the taxpayer to make a contribution to religious bodies and thereby violates the First Amendment. This case was appealed to the United States Supreme Court, which upheld the exemption as being constitutional. The court discussed the issue of constitutional neutrality, and noted

"the basic purpose of these provisions, which is to insure that no religion be sponsored or favored, none commanded, and none inhibited."(51) It further noted that the purpose of the exemption was not to advance nor to inhibit religion. "It has not singled out one particular church or religious group or even churches as such; rather, it has granted exemption to all houses of religious worship ... We cannot read New York's statute as attempting to establish religion; it is simply sparing the exercise of religion from the burden of property taxation levied on private profit institutions."(52)

The court also noted that all 50 states have provided for tax exemption of places of worship, most by constitutional guarantees, for as long as the federal government has exempted them from income tax.

In California the issue is addressed in Article XIII of the California Constitution and in Revenue and Taxation Code Sections 214-215. The Constitution makes certain property tax exemptions

mandatory and allows for issuance of a welfare property tax exemption to other entities on a discretionary basis. Church property used exclusively for religious worship is exempt under Article XIII, Section 3(f). If church property is also used for a school, the religious exemption is available under Revenue and Taxation Code Section 207. If the property is used for any other purpose, the church/religious organization must seek a property tax exemption under the "welfare exemption" found in State Constitution Article XIII, Section 4( f ) and related provisions of the Revenue and Taxation Code (Sections 214 and 215). This exemption is available to property used exclusively for religious, hospital or charitable purposes and owned by a nonprofit organization organized exclusively for such purpose, no part of whose net earnings inure to the benefit of any private individual. In order to be eligible, the charitable, religious or hospital organization's articles of incorporation must contain a provision which irrevocably dedicates the entity's property to religious or charitable purposes upon dissolution (i.e., a "charitable dedication clause").

It should not be assumed that the property of an exempt organization is automatically exempt. In California, a yearly filing must be made for each of the exemptions claimed. The deadline for filing Welfare Exemptions and the educational property exemption is March 15 of each year; the deadlines for filing notice of the Church and Religious Exemptions is March 31 of each year. If the deadline is not met, the exemption will be deemed to be waived. A late filing may be made, but the full exemption will not be granted.

If a portion of the property is used for the production of unrelated business taxable income, then the organization will only be entitled to a partial exemption.

Again, it should be noted that property tax exemptions are a matter of state law. If the organization has property in other states, their state law should be reviewed to determine the exempt status of each parcel.

## **UNREASONABLE COMPENSATION ISSUES**

### **1. CEP Audits of Televangelists**

After many years of auditing exempt organizations on a "hit and miss" type basis, the IRS developed a coordinated examination procedure that it is using to audit exempt organizations. When the IRS began these exams, one type of organization subject to these exams were televangelists.

Probably the most common reason today for revocation of exemption is inurement, including issues of excessive compensation. This is also the area that appears to make it to the front page of the newspaper most quickly. As a result, the compensation paid to executives, insiders, directors, and officers, should be carefully reviewed. If the organization is reluctant to have this information made public, it is likely that the IRS will find it to be unreasonable, and thus in violation of the requirement that no funds of a nonprofit inure to the benefit of any private individual.

The examinations of media evangelists support this finding. On June 30, 1993 it was reported that there were seven such cases involved in the coordinated examination procedure. Five of these had issues of inurement, two had issues of private benefit, and five had employment tax issues being examined. The IRS also reported that of the twenty-one media evangelist examinations it was conducting or had conducted, five involved private benefit issues, fourteen involved inurement issues involving compensation, five involved other types of inurement, eight had employment tax issues, and sixteen had income tax issues.

The determination of reasonableness of compensation, as well as what benefits are taxable to the individual are the same for exempt organizations as it is for taxable corporations. Section 162 and its regulations apply to exempt organizations and their employees.



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**Posted by: Fran May 12 2007, 11:23 PM**

**QUOTE(LaurenceD @ May 12 2007, 07:54 AM) □**

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The determination of reasonableness of compensation, as well as what benefits are taxable to the individual are the same for exempt organizations as it is for taxable corporations. Section 162 and its regulations apply to exempt organizations and their employees.

LaurenceD;

I agree!

My parts will be financial. The document is full of information to discuss. The 46 page document covers a lot of diversified information. This is one that needs everyone working together for sure.

Thanks for your post. This information is what we need!

I responded to Lurkers post in the other thread. Maybe Clay can copy those over to here or into a new thread. Of course another thread will have to include what is here already.

Yep, I'm excited about that. Would you mind arranging that?

Observer; No way am I trying to limit it to one area. We need all areas explored. Not just financial, not just Federal and not just State. We need to explore it all and see where we are and each of us will have greater understanding in areas we may not have previously understood.

Thanks for your help.

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**Posted by: LaurenceD May 13 2007, 08:57 AM**

Previous discussion--2006. Here's a different analysis of the case by FHB, in response to PP...  
<http://www.blacksda.com/forums/index.php?showtopic=11142&st=165>

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**Panama\_Pete:** Here's something people seem to be missing:

3ABN was organized as " a general not-for-profit corporation." The confusion is that you are referring to the 3ABN corporation as a "ministry."

According to the tax case, 3ABN was not organized as an Illinois religious corporation, but as a general not-for-profit corporation.

General not-for-profit corporations can solicit for donations, but, unlike religious organizations, they are not automatically entitled to real estate tax exemptions.

Danny Shelton simply set up a private business for himself. That's all it is.  
Read it all on page 23.

<http://www.revenue.state.il.us/legalinform...s/pt/pt04-1.pdf>

"As a preliminary matter, applicant [3ABN] is not organized and operated as a religious corporation under the Illinois Religious Corporation Act, found at 805 ILCS 110/0.01 et seq. Rather, applicant is incorporated under the General Not for Profit Corporation Act. 805 ILCS105/101.01 et seq. The Illinois General Assembly has recognized organizational and operational differences between the two types of organizations and has established different and separate statutory schemes to govern those differences. Implicit in such legislative action is the recognition that religious corporations and general not for profit corporations are separate, distinct, and different legal entities. Therefore, as a matter of law, applicant [3ABN] is

not a religious corporation. "

**fallible humanbeing:** PP,

Okay, this is in fact the primary issue here. Thompsonville Community High School District No. 112, Thompsonville School District No. 62, Franklin County Board of Review, and The Department of Revenue of the State of Illinois are attempting to establish precedent with this case. If they are successful all entities that have organized as GNFP can come under review for past and future property tax collection. This case is entirely about property taxes and the windfall that some local entity, such as the school district, may incur by stripping GNFPs like 3ABN and Moody Bible Institute of their tax-exempt status.

As you stated, being a GNFP neither insures nor disallows the property tax exempt status. The defining point is the endeavor of the entity. In this case, just as with Tri-State Christian TV, the issue is, are the entity's endeavors religious in nature. Tri-State Christian TV (WTCT) is a non-Adventist television ministry that organized as a GNFP and was granted property tax exempt status by the Sate of Illinois (WTCT is a comparable entity). The trial court would not allow 3ABN to enter into evidence information about Tri-State and thwarted efforts by 3ABN attorneys to gather additional information about Tri-State by quashing a subpoena to depose the president of WTCT. The allowance of this evidence would have made it unquestionably clear that there was a double standard applied to 3ABN by the State of Illinois. The trial judge couched her decision by claiming that this was addressing a "constitutional challenge" and this trial was not the proper "forum" for this evidence. Additionally, she supported her decision by citing case law that stands for the opposite of the way in which she used it.

The trial judge, in her decision makes the following statements in regards to the question of what is 3ABN's primary purpose.

" 3ABN has not established that it has officers deeply involved in religious teaching that serve to accomplish the promotion of Christian education."

"[nor] is there any indication in the record that Danny Shelton is traveling to advocate the Seventh-day Adventist doctrine or faith."

"the evidence shows that 3ABN directly engaged in little or no specific religious activity and use the property in question for no such purpose"

The central part of the judge's decision (that 3ABN was not a religious ministry) was that 3ABN's programming and operation were not religious in nature and did not support the religious endeavors of the Seventh-day Adventist Church. She cited that the programming contained health, gardening, cooking, music programs, family, and health and lifestyle topics, claiming these were not religious in nature. Her argument was that 3ABN was "advocating a way of life, but it was a lifestyle that applicants favor, not a religion."

According to Illinois law, to qualify under law for the property tax exemption two questions have to be satisfied:

1. Does the entity have primarily religious or charitable purposes?
2. Is the property used for the religious purposes of the entity?

In essence the trial judge ignored and in some cases refused to hear, evidence and testimony that established 3ABN as an entity whose primary purpose was religious, and that its property was used to achieve such ends. Her decision flies the face of Illinois law.

This is merely a snapshot of the case, but it is the core of the case. It is obvious that what the trial judge was focusing on has nothing to do with many of the financial issues that much of the material presented here (BSDA) has identified as being the reason(s) for the case between 3ABN and the Sate of Illinois. The case is about whether or not the local government, on behalf of the school district, can collect taxes on the 3ABN property. And, as stated before, this has far reaching ramifications for all GNFPs that are primarily religious or charitable in the endeavors.

- fhb

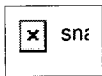
I've underlined the part above that is of interest here, but here it is again..

In essence the trial judge ignored and in some cases refused to hear, evidence and testimony that established 3ABN as an entity whose primary purpose was religious, and that its property was used to achieve such ends. Her decision flies the face of Illinois law. -FHB

This is perhaps the main focus. FHB obviously has taken the position that 3abn's property was being used for religious purposes, but does not comment on whether it was with or without a view to profit, or whether 3abn was involved in charity of any kind. Also, FHB does not discuss the distinction between religious activities, or whether 3abn is a religious organization like others that are exempt. This is probably the essence of the appeal...and why some refer to the case as having greater implication to other religious organizations, "far reaching ramifications for all GNFPs that are primarily religious or charitable in the endeavors." -FHB

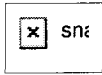
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**Posted by: PrincessDrRe May 13 2007, 10:34 AM**



This is getting even deeper than I thought....

Snacks anyone?



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**Posted by: lurker May 13 2007, 11:16 AM**

Quote

"3ABN was organized as " a general not-for-profit corporation." The confusion is that you are referring to the 3ABN corporation as a "ministry."

According to the tax case, 3ABN was not organized as an Illinois religious corporation, but as as general not-for-profit corporation."

The following defines a general not for profit corporation. <http://tinyurl.com/25lwam>

Nonprofit Corporations in Illinois

Most nonprofit corporations in Illinois are governed by the General Not for Profit Corporation Act of 1986, with administrative authority granted to the Secretary of State. Under the Act, a nonprofit corporation may be formed for any of the following purposes, among others:

Charitable, benevolent, or eleemosynary

Educational

Civic or political

Religious

Literary

Athletic

Research or scientific

Agricultural or horticultural

A professional, commercial, industrial, or trade association

Telephone or electrical service on a mutual or cooperative basis

Ownership, administration, or operation of certain properties

Operation of a community mental health board or center

Provision of consumer credit counseling  
Promotion, operation, and administration of a ride sharing arrangement [color]

Being classified as having religious purpose under the general not for profit corporation act does not make the entity a religious corporation.

Quote "General not-for-profit corporations can solicit for donations, but, unlike religious organizations, they are not automatically entitled to real estate tax exemptions.

"As a preliminary matter, applicant [3ABN] is not organized and operated as a religious corporation under the Illinois Religious Corporation Act, found at 805 ILCS 110/0.01 et seq. Rather, applicant is incorporated under the General Not for Profit Corporation Act. 805 ILCS105/101.01 et seq. "  
**fallible humanbeing: PP,"**

OK, here is another decision by Judge Rowe where the applicant (not 3ABN) was organized under the Religious Corporation Act 805 ILCS 110/0.01 et seq (in other words, this applicant was a religious organization )

<http://www.revenue.state.il.us/legalinformation/hearings/pt/pt02-24.pdf> and they only got a partial property tax exemption. The issue was how the property was used and whether it was religious use. It did not have an automatic exemption for the whole property just because it was a Religious Corporation.

It would seem that if the State of Illinois was trying to set a precedent, the ruling about the "Set Free Christian Fellowship" would be more to the point than a case against a GNFP.

There is no difference between the requirements of a GNFP and a Religious Corporation that the property must be used for the purpose for which the corporation has non profit status.

And in this case, the primary primary purpose of the entity was not in question just the use of certain areas of the property.

Quote "The trial judge, in her decision makes the following statements in regards to the question of what is 3ABN's primary purpose.

"3ABN has not established that it has officers deeply involved in religious teaching that serve to accomplish the promotion of Christian education."

Educational use is listed as one of the qualifications of a gnfp but Judge Rowe finds no evidence of this that would provide the qualification.

Quote""[nor] is there any indication in the record that Danny Shelton is traveling to advocate the Seventh-day Adventist doctrine or faith.""

The question is not whether Danny Shelton is traveling but whether he is advocating the Seventh-day Adventist doctrine or faith when he does. Judge Rowe seems to think he/3ABN does not qualify as a supporting organization of the Adventist church. The Seventh-day Adventist church does qualify as a Religious Organization.

Quote "the evidence shows that 3ABN directly engaged in little or no specific religious activity and use the property in question for no such purpose"

The central part of the judge's decision (that 3ABN was not a religious ministry) was that 3ABN's programming and operation were not religious in nature and did not support the religious endeavors of the Seventh-day Adventist Church. She cited that the programming contained health, gardening, cooking, music programs, family, and health and lifestyle topics, claiming these were not religious in nature. Her argument was that 3ABN was "advocating a way of life, but it was a lifestyle that applicants favor, not a religion."

Again if 3ABN was a religious ministry, it might qualify as a supporting organization of the Seventh-day Adventist Church or as a religious organization.

According to Illinois law, to qualify under law for the property tax exemption two questions have to be

satisfied:

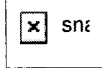
1. Does the entity have primarily religious or charitable purposes?
2. Is the property used for the religious purposes of the entity?"

I agree and essentially the Judge felt that 3ABN's primary purpose was to make money and to promote a lifestyle favored by applicant.

---

**Posted by: PrincessDrRe May 13 2007, 07:39 PM**

So is it religious/ministry or a "business"...



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**Posted by: Eirene May 13 2007, 08:48 PM**

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**QUOTE(Pickle @ May 11 2007, 05:03 PM)**

Gailon thought it could be used as a basis for such, but of course, he could be wrong.

He usually is.

Especially when he has no law credentials to back up his constant opinions.

BTW How much Did we hear about Linda's new and scary lawyer? The mover and the shaker?

Google him in the state of new hampshire and you can all see a video of him argueing a case in appeals court. Made me "almost" sorry for Linda.

---

**QUOTE(Eirene @ May 13 2007, 09:41 PM)**

He usually is.

Especially when he has no law credentials to back up his constant opinions.

BTW How much Did we hear about Linda's new and scary lawyer? The mover and the shaker?

Google him in the state of new hampshire and you can all see a video of him argueing a case in appeals court. Made me "almost" sorry for Linda.

I am re posting FHB's information.

fallible humanbeing: PP,

Okay, this is in fact the primary issue here. Thompsonville Community High School District No. 112, Thompsonville School District No. 62, Franklin County Board of Review, and The Department of Revenue of the State of Illinois are attempting to establish precedent with this case. If they are successful all entities that have organized as GNFP can come under review for past and future property tax collection. This case is entirely about property taxes and the windfall that some local entity, such as the school district, may incur by stripping GNFPs like 3ABN and Moody Bible Institute of their tax-exempt status.

As you stated, being a GNFP neither insures nor disallows the property tax exempt status. The defining point is the endeavor of the entity. In this case, just as with Tri-State Christian TV, the issue is, are the entity's endeavors religious in nature. Tri-State Christian TV (WTCT) is a non-Adventist television ministry that organized as a GNFP and was granted property tax exempt status by the Sate of Illinois (WTCT is a comparable entity). The trial court would not allow 3ABN to enter into evidence information about Tri-State and thwarted efforts by 3ABN attorneys to gather additional information about Tri-State by quashing a subpoena to depose the president of WTCT. The allowance of this evidence would have made it unquestionably clear that there was a double standard applied to 3ABN by the State of Illinois. The trial

judge couched her decision by claiming that this was addressing a "constitutional challenge" and this trial was not the proper "forum" for this evidence. Additionally, she supported her decision by citing case law that stands for the opposite of the way in which she used it.

The trial judge, in her decision makes the following statements in regards to the question of what is 3ABN's primary purpose.

" 3ABN has not established that it has officers deeply involved in religious teaching that serve to accomplish the promotion of Christian education."

"[nor] is there any indication in the record that Danny Shelton is traveling to advocate the Seventh-day Adventist doctrine or faith."

"the evidence shows that 3ABN directly engaged in little or no specific religious activity and use the property in question for no such purpose"

The central part of the judge's decision (that 3ABN was not a religious ministry) was that 3ABN's programming and operation were not religious in nature and did not support the religious endeavors of the Seventh-day Adventist Church. She cited that the programming contained health, gardening, cooking, music programs, family, and health and lifestyle topics, claiming these were not religious in nature. Her argument was that 3ABN was "advocating a way of life, but it was a lifestyle that applicants favor, not a religion."

According to Illinois law, to qualify under law for the property tax exemption two questions have to be satisfied:

1. Does the entity have primarily religious or charitable purposes?
2. Is the property used for the religious purposes of the entity?

In essence the trial judge ignored and in some cases refused to hear, evidence and testimony that established 3ABN as an entity whose primary purpose was religious, and that its property was used to achieve such ends. Her decision flies the face of Illinois law.

This is merely a snapshot of the case, but it is the core of the case. It is obvious that what the trial judge was focusing on has nothing to do with many of the financial issues that much of the material presented here (BSDA) has identified as being the reason(s) for the case between 3ABN and the Sate of Illinois. The case is about whether or not the local government, on behalf of the school district, can collect taxes on the 3ABN property. And, as stated before, this has far reaching ramifications for all GNFPs that are primarily religious or charitable in the endeavors.

- fhb

Finally. That certainly clarifies much. Thanks FHB

---

**Posted by: LaurenceD May 13 2007, 10:58 PM**

**QUOTE(Eirene)**

That certainly clarifies much.

What does it clarify? Certainly nothing to do with the real focus of the issue..."a view to profit."

You don't need to bother answering if you haven't read the source material. It's not really that much fun trying to have a dialogue with someone who *will not* catch on. As noted above, FHB leaves off any recognition of the rest of the Illinois State Statute 35 ILCS 200/15-40, which states...

**Religious purposes, orphanages, or school and religious purposes.**

(a) Property used exclusively for:

(1) religious purposes, or

(2) school and religious purposes, or

(3) orphanages qualifies for exemption as long as it is not used with a view to profit.



FHB states...

According to Illinois law, to qualify under law for the property tax exemption two questions have to be satisfied:

1. Does the entity have primarily religious or charitable purposes?
2. Is the property used for the religious purposes of the entity?

What's needed here is full absorbtion of the state statute, and understanding the reasons behind Judge Rowe's Recommendation.

\*\*\*\*\*

EXTRA: Let me post her findings of fact so there can be no question:

### **Charitable Considerations**

When determining whether an organization is charitable for purposes of tax exemptions, courts first look at an applicant's organizational documents.

Illinois courts have long held that the lack of such wording in the organizational document can be used as a basis for determining that an applicant is not a charitable organization as contemplated by the statute.

75. Applicant is not required to pay federal income tax pursuant to a finding by the Internal Revenue Service that applicant is an exempt organization under Section 501©(3) of the Internal Revenue Code. (Applicant's Ex. Nos. 4, 5)

76. Applicant's board has no written policy to give away or donate its satellite systems. If an individual were unable to pay the cost of the system, applicant's secretary would contact Danny Shelton who would determine, with the board's guidance, whether the product should be given away. "Applicant has no policy that says give away." (Tr. pp. 295-303)

77. Applicant has no records of materials given away in 2000 or 2001. Applicant has no specific written policy that outlines what factors are used or what direction is given by applicant's board that allows applicant to distribute items at a reduced rate or free of charge. (Tr. pp. 586-589, 614-616)

The religious property tax exemption also mandates that the property not be "leased or otherwise used with a view to profit." 35 ILCS 200/15-4020 Applicant's property is most definitely used with a view to profit.

The operation of 3ABN on the property in question generates a significant profit for applicant.

Regarding 3abn's religious use of property, let me post what Judge Rowe concludes...

### **Religious Tax Exemption Standards and 3ABN's Claim for Religious Exemption**

As a preliminary matter, applicant is not organized and operated as a religious corporation under the Illinois Religious Corporation Act, found at 805 ILCS 110/0.01 et seq. Rather, applicant is incorporated under the General Not for Profit Corporation Act. 805 ILCS 105/101.01 et seq. The Illinois General Assembly has recognized organizational and operational differences between the two types of organizations and has established different and separate statutory schemes to govern those differences. Implicit in such legislative action is the recognition that religious corporations and general not for profit corporations are separate, distinct, and different legal entities. Therefore, as a matter of law, applicant is not a

religious corporation.

...the organization is not using its real property "exclusively for religious purposes" as mandated by the statutes.

Furthermore, it is very evident that applicant is marketing its own products and goods for purchase. Applicant is advocating a way of life but it is a lifestyle that applicant favors, not a religion. Leasing or otherwise using property to promote a lifestyle and to market merchandise does not qualify as a use of property for primarily religious purposes.

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**Posted by: lurker May 14 2007, 06:47 AM**

In my last post above, I myself quoted and answered what Eirene reposted. It appears she did not read any of it. Or maybe the original link did not work for her. It worked for me when I first posted it but didn't work this morning. I will repeat myself and the corrected link here:

OK, here is another decision by Judge Rowe where the applicant (not 3ABN) was organized under the Religious Corporation Act 805 ILCS 110/0.01 et seq (in other words, this applicant was a religious organization )

<http://tinyurl.com/2wyfcu>

and they only got a partial property tax exemption. The issue was how the property was used and whether it was religious use. It did not have an automatic exemption for the whole property just because it was a Religious Corporation.

Even if 3ABN became recognized as a religious organization, the main issue is still how the land is used.

And 3ABN's is not a precedent setting case. Illinois deals with this all the time.

<http://tinyurl.com/39unrw>

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**Posted by: LaurenceD May 14 2007, 07:44 AM**

**QUOTE(lurker)**

And 3ABN's is not a precedent setting case. Illinois deals with this all the time.

<http://tinyurl.com/39unrw>

There's also a section on charitable exemptions at  
<http://tax.illinois.gov/LegalInformation/Hearings/Issues/charitable.htm>

I've read several of those religious ownership/use cases. Some are hilarious. Here's an excerpt from...

LIFE ABUNDANT OUTREACH  
v.  
THE DEPARTMENT OF REVENUE  
OF THE STATE OF ILLINOIS

(the issue is whether the parsonage was lived in by the minister and could the property be exempt from taxes. Many of these cases revolve around the board and its bylaws. Here's the transcript Q/A with a couple boardmembers)

Gwendolyn Jones testified as follows:

Q. Are you familiar with a corporation by the name of Life Abundant Outreach of Glenview, Inc.?

A. Yes.

Q. And have you ever been a director of that corporation?

A. No.

Q. I'm showing you [a copy of the August 21, 2005 by-laws]. Does that bear your signature?

A. Yes.

Q. And for what purpose did you sign that document?

A. We -- I don't remember seeing this document at all. We signed a -- I believe it was a legal pad. I don't remember seeing this document at all.

Q. Did you believe on that date -- What date is your signature there?

A. August 21st, '05.

Q. On that date did you believe you were a director of Life Abundant Outreach of Glenview, Inc.?

A. No.

Q. Did you ever have any discussions about the issue of where Reverend Martin lived?

A. Not to my knowledge. ... This was just a meeting. He said we're going to have a meeting. It wasn't stated that it was a board meeting or anything. We just thought it was a regular little church meeting.

Q. But, as far as you know, you were never elected to a board of directors?

A. No, I was not.

Tr. pp. 58-60.

Ruth Hudley testified as follows:

Q. And you're a member of Reverend Martin's church?

A. Yes.

Q. Are you a director of Life Abundant Outreach ... ?

A. Director?

Q. Yes.

A. No.

Q. Have you ever been a director of Life Abundant Outreach, Inc.?

A. No.

Q. I'm showing you [Applicant's by-laws dated August 21, 2005]

...Do you remember why you signed this document that I'm showing you?

A. No.

Q. Do you know where Reverend Martin lives?

A. ... I can't think of the place. ... Glenview.

Tr. pp. 68-70.

Mary Quinny testified as follows:

Q. Now, I'm going to ask you: Are you a director of Life Abundant Outreach of Glenview, Incorporated?

A. I am not a director, but my name is on there, up on the board.

Q. You are on the board. When did you become a board member?

A. Well, at first I didn't know what it was about, but now I do. ...

Q. Did you sign this document [Applicant's by-laws dated August 21, 2005]?

A. Yes, I did. That's my signature.

Q. And is that the one when you say you signed you didn't know what it was about?

A. Yes. ...

Q. Do you know where Reverend Martin lives?

A. Yes, near Fairbanks. Fairbanks.

Q. On [September 5, 2006] did you believe he lived in Glenview,

Illinois?

A. Yes, I did.

Q. So you didn't know he lived in Barrington until [September 10, 2006]?

A. Right. ...

Q. (By Rev. Martin) It really doesn't make a difference to you where I live, does it?

A. No.

<http://tax.illinois.gov/LegalInformation/Hearings/pt/PT%2007-12.pdf>

I'd love to read the transcript from the 3abn hearing.

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**Posted by: Fran May 14 2007, 11:39 PM**

**QUOTE(lurker @ May 14 2007, 07:47 AM) □**

**In my last post above, I myself quoted and answered what Eirene re-posted. It appears she did not read any of it. Or maybe the original link did not work for her. It worked for me when I first posted it but didn't work this morning. I will repeat myself and the corrected link here:**

**OK, here is another decision by Judge Rowe where the applicant (not 3ABN) was organized under the Religious Corporation Act 805 ILCS 110/0.01 et seq (in other words, this applicant was a religious organization )**

**<http://tinyurl.com/2wyfcu>**

**and they only got a partial property tax exemption. The issue was how the property was used and whether it was religious use. It did not have an automatic exemption for the whole property just because it was a Religious Corporation.**

**Even if 3ABN became recognized as a religious organization, the main issue is still how the land is used.**

**And 3ABN's is not a precedent setting case. Illinois deals with this all the time.**

**<http://tinyurl.com/39unrw>**

**The IL Vs 3ABN Property Tax Lawsuit had a problem with identification. Just who was the "Applicant?"**

**On page 1 of 46 is says:**

**[b]**

**QUOTE**

**Synopsis:**

**The hearing in this matter was held to determine whether Franklin County Parcel Index No. 174-116-11 qualified for exemption during the 2000 and/or 2001 assessment years. Danny Shelton, president of Three Angels Broadcasting, (hereinafter referred to as the "Applicant" or "3ABN");...**

**This very action caused them to ask, "Just who is the applicant in this case?"**

**Therefore, since it was difficult to differentiate Danny Shelton from 3ABN, they just decided to go**

with the applicant being Danny Shelton or 3ABN.

This seems to be a problem with us, too.

Where does Danny end, and 3ABN begin?

Does Danny Shelton even know?

Does he truly feel he IS 3ABN?

In Florida, July 2004, Danny preached that 3ABN was his baby and nobody was taking it away. He proclaimed that he had created it; stating it was his hard work that had brought 3ABN about. He also noted how wicked women were. Women watch too much of the bad on the Internet! Many felt he was beyond acceptable. I know I did.

Before we get too deeply into the 3ABN Lawsuit, it might be good to stop and look at the players. What is what; who is who; and what they all do.

This is the beginning of the IL vs 3ABN Property Tax Lawsuit. These are the players:

QUOTE

**Synopsis:**

The hearing in this matter was held to determine whether Franklin County Parcel Index No. 174-116-11 qualified for exemption during the 2000 and/or 2001 assessment years.

**Representing 3ABN**

1. Danny Shelton, president of Three Angels Broadcasting, (hereinafter referred to as the "Applicant" or "3ABN");
  2. Larry Ewing, director of finance in 2002 of applicant;
  3. Alan Lovejoy, CPA and accountant;
  4. Walter Thompson, chairman of the board in 2002 of applicant;
  5. Bill Bishop, minister in the Seventh-day Adventist Church and member of the pastoral staff of applicant;
  6. Kenneth Denslow, president of the Illinois Conference of the Seventh-day Adventist Church;
  7. Mollie Steenson, department coordinator of applicant; and
  8. Linda Shelton, vice president of applicant,
- were present and testified on behalf of applicant.

**Representing Thompsonville Community High School:**

9. Cynthia Humm, Supervisor of Assessments of Franklin County was present and testified on behalf of Thompsonville Community High School District No. 112 (hereinafter referred to as the "Intervenor.") ( P 1-2 of 46 pages)

These facts are important because they are the players that testified on 3ABN's behalf. Just how did they do this? Who said what? Who is responsible for what? Did they lie? Was anyone being deceitful?

**Is this lawsuit only about the Property Tax or are there many other facts that have come to light? What seems to be the problem? Is it really, because they show health programs that they must pay taxes? What is this school districts problem anyway?**

Later we will see what each 3ABN player was responsible for within the scope of 3ABN, the entity.. This way we can identify more readily what could be broken and in need of fixing.

Remember, I live outside of the normal box, I see things differently. This is why I need others to fill in what I am missing. I welcome comments.

Who is now missing from 3ABN?

The two headings in the above quote in blue, I added for clarity.

---

Posted by: Fran May 15 2007, 12:02 AM

**The Issues:**

**QUOTE**

The issues in this matter are:

**10. first, whether applicant was the owner of Parcel Index No. 174-116-11 during the 2000 and/or 2001 assessment years;**

**11. secondly, whether applicant is a religious or charitable organization;**

**12. and lastly, whether the parcel was used by applicant for religious or charitable purposes during the 2000 and/or 2001 assessment years.**

After a thorough review of the facts and law presented, it is my recommendation that the requested exemption be denied for the 2000 and 2001 assessment years,

except for the two pastoral offices each measuring 14 feet by 18 feet on the second floor of the administrative production center building, and a corresponding amount of land.

In support thereof, I make the following findings and conclusions in accordance with the requirements of §100/10-50 of the Administrative Procedure Act (5 ILCS 100/10-50).

Out of the witness/testimony of all the "players" cited before, they only find that 14 X 18 feet of the 2nd floor qualifies for tax exemption. Why? Was it because they had programming that was about health as Danny Shelton has repeatedly told everyone on TV? No, it was not!

Only the Pastoral Offices were considered religious. We watch Religious Programming on 3ABN TV. How can this be?

Airing programs cost money to the people wanting their programming to be aired through 3ABN! This cost is supposed to cover the cost for airing that programming.

Therefore, Amazing Facts pays 3ABN for airtime; It Is Written pays for airtime; WhiteHorse Ministry pays for airtime. If they do not pay, 3ABN promotes the sale of their items from 3ABN – for profit!

**Folks, if this is not for making profit, what is it? Why is there a fee if not for off setting the air time costs to put these programs on the satellites for airing? i believe I know of some air time that is free. However, 3ABN takes their product/s and sells them at a premium, for profit to 3ABN.**

**Is this one of the reasons we are seeing more and more 3ABN programming?**

Later.

---

**Posted by: LaurenceD May 15 2007, 12:19 AM**

I'm as interested in the Supervisor of Assessments of Franklin County being present and testifying on behalf of Thompsonville Community High School District No. 112. For a little background on how the school districts work, read this...

---

## **Inequity in Illinois**

Illinois' School Funding Debacle

For decades, Illinois has consistently under-funded its public schools. Illinois' constitution explicitly points out that "the State has the primary responsibility for financing the system of public education."<sup>1</sup> However, Illinois only pays about 36 percent of all school expenses, far below the national average of 50 percent. The state relies heavily on local property taxes, and on average, local property taxpayers fund about 53 percent of school expenses. The remaining 10 percent or so comes from federal aid.<sup>2</sup> (See Appendix A for more details.)

According to a survey conducted in the fall of 2003 by Education Week, when state officials were asked about their state's most pressing school finance issues, concerns over property taxes seemed to be an integral issue for several states. One respondent even explained that the "reliance on property taxes created perennial inequities and an overall issue of adequacy."<sup>3</sup> This is certainly true of Illinois. The state's school funding system creates huge inequities between wealthy and poor school districts. The average per-pupil spending in some school districts is higher than \$15,000 per student, while other school districts spend less than \$5,000 per pupil.<sup>4</sup> (See Appendix B for more details.)

While wealthier school districts use their strong property tax bases and other local revenues to *fund quality public education*, school districts in less-wealthy neighborhoods are forced to make do with fewer resources and less funding. Schools in these low property tax neighborhoods tend to have a higher poverty concentration, more minority students, and are often located in rural areas.

So, every penny counts. I know our public school district just laid off several employees for next year, and cut out a lot of programs--sports, art, music, etc., because of lack of funding.

What's interesting here though is that the school probably gets very little added revenue from the 3abn property being included on the tax roll. I think I read somewhere that most of the counties in Illinois have pretty high mill rates...like as much as 50 cents per \$1,000 valuation. So, based on \$550,000 evaluation, the county would probably get a total of \$2750...and that has to be divided up to the different agencies.

Anyone from Franklin Co. have a property tax statement?

As to CynthiaHumm, Supervisor of Assessments of Franklin County, representing the school district...well, there's two gov't agencies working hand in hand.

---

### **QUOTE(Fran)**

These facts are important because they are the players that testified on 3ABN's behalf. Just how did they

do this? Who said what? Who is responsible for what? Did they lie? Was anyone being deceitful?

That's why it would be very interesting to get a copy of the transcript. Reading it, I think those familiar with the various personalities would get an eye full, and perhaps have some counter intelligence to offer.

Administrative Law Judges are really hearing examiners. They see this stuff all the time and have very little patience with groups on a bigger mission. I'm guessing Sabn's team kinds killed themselves, or self-destructed, if they're anything like what we've seen exhibited around here. Can you imagine getting lectured to by someone who just prayed that the hearing would go a certain way, then entering the room, and talking down to a judge--if only in attitude? I doubt the judge would have much sympathy or patience.

I think it was Aletheia who posted that Adventists are smarter than the average person...in her opinion. You can see where that would be headed real fast!

---

**Posted by: Fran May 15 2007, 12:59 AM**

**QUOTE**

**FINDINGS OF FACT:**

**1. The jurisdiction and position of the Department that Franklin County Parcel Index No. 174-116-11 did not qualify for a property tax exemption for the 2000 and 2001 assessment years were established by the admission into evidence of Dept. Ex. Nos. 1 and 2. (Tr. p. 27)**

**2. The Department received the requests for exemption of Franklin County Parcel Index No. 174-116-11 for the 2000 and 2001 assessment years. In 2000, the assessed value of the property was \$505,500 ( in 2000); in 2001, \$556,050.**

**(I believe this increase is a clear example of unrealized gains)**

**The Board of Review of Franklin County recommended denying the requests.**

**For the 2000 assessment year, the Cave Township Supervisor and Cave Township Board objected to the exemption.**

**In a letter attached to the 2000 year application, the Village of Thompsonville adamantly (emphasis in the original attachment) opposed the requested exemption.**

**The Department denied the requested exemptions finding that the property was not in exempt ownership and use. Applicant (Danny Shelton/3ABN) timely protested the denials and a hearing was held pursuant to those protests. (Dept. Ex. Nos. 1 and 2)**

**3. Applicant (Danny Shelton/3ABN) acquired the subject parcel by a warranty deed dated October 17, 1991. The 5-acre parcel at issue contains three buildings, the ownership, and uses of which are at issue.**

**(Did you notice the Ownership of the property is even questioned?)**

**Did you notice this involves only 5 acres?**

**Is that all the property that is in applicant's (Danny Shelton/3ABN's) name?**

**Who owns the rest of that property?**

**Did I read that Danny's house sits on 18 acres?**

**Can we assume that land belongs to Danny Shelton since his house sits on it and he has commented he has a lake?**



**At first, I thought this suit was about "ALL" the land surrounding 3ABN! Shows what I know! The first building is a three-story administration production center (Is this Production for profit?) building that contains approximately 30,000 square feet.**

**The 10,800 square foot BOS Auditorium<sup>1</sup> is part of the administration building.**

**Which one of these was supposed to be the "Museum?"**

**The second building is applicant's (Danny Shelton/3ABN) carpenter shop, a one-story building that contains 2,400 square feet.**

**The third building is the "call center", which is about 7,000 square feet and is where applicant (Danny Shelton/3ABN) stores, ships, and receives its merchandise.**

**As the name suggests, it is also where applicant (Danny Shelton/3ABN) receives calls from viewers around the world interested in applicant's programs and products. (Applicant's (Danny Shelton/3ABN) Ex. No. 1; Tr. pp. 81-91, 119-122, 233, 280- 292) end of footnotes on page 2/46**

**Why did I think the "Call Center" was for prayer requests and Spiritual Guidance? I guess I was wrong. That would be the "Pastoral Care Offices"! The "Call Center" is for storing selling and shipping goods. Is this for profit!**

**4. Applicant's (Danny Shelton/3ABN) administrative production center contains the two studios where applicant (Danny Shelton/3ABN) creates its programs.**

**A production area is between the two studios. In the center are applicant's (Danny Shelton/3ABN) administrative areas where financing, engineering, and pastoral care offices are located.**

**A kitchen is available for workers' use.**

**Offices for applicant's (Danny Shelton/3ABN) president and vice president are also in the center.**

**The center contains the areas where graphics, maintenance, and computers are located.**

**The two pastoral offices are on the second floor and measure 14 feet x 18 feet each. (Tr. pp. 81-84, 89, 235-246, 276-280, 284)**

---

**Footnotes:**

**1 Applicant's (Danny Shelton/3ABN) exemption applications list three buildings and dimensions at issue:**

- 1) an administration building which is two stories and contains 15,680 square feet;**
- 2) the BOS Auditorium which is also two stories and contains 10,800 square feet; and**
- 3) a carpenter shop which is one story and contains 2400 square feet. (Dept. Ex. Nos. 1, 2)**

**According to the testimony of applicant's (Danny Shelton/3ABN) president, the BOS Auditorium is part of the administration building, the carpenter shop is a separate building, and the third building at issue is the "call center". The exact dimensions of the interior and exterior of each building are unclear. (Applicant's (Danny Shelton/3ABN) Ex. Nos. 12, 13; Tr. pp. 81-84, 121-126, 617) 4 IL/3ABN Lawsuit age 2/46 IL/3ABN Lawsuit End of footnote P 2/46**

**These footnotes are based on whose testimony? It says that would be the Applicant's (Danny Shelton/3ABN) President.**

**5. The "call center" is next to applicant's (Danny Shelton/3ABN) main facility.**

**Here, applicant's (Danny Shelton/3ABN) employees and volunteers take and process orders for applicant's (Danny Shelton/3ABN) products.**

**Applicant (Danny Shelton/3ABN) gives away free material on a variety of topics from health to religion. (Applicant's Ex. Nos. 18-21; Tr. pp. 171- 186, 288-290)**

**6. The carpenter shop is where applicant (Danny Shelton/3ABN) builds sets for its programs. (Tr. p. 117) Page 3/46 IL/3ABN Lawsuit**

**Blue within the quote are my questionings and MHO's**

---

**Posted by: Fran May 15 2007, 01:11 AM**

**LaurenceD Posted Today, 01:19 AM**

**QUOTE**

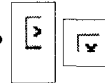
**That's why it would be very interesting to get a copy of the transcript. Reading it, I think those familiar with the various personalities would get an eye full, and perhaps have some counter intelligence to offer.**

Can you get these since you are so familiar in this area. Coming up are some things where there are lies. It points out who did it too. It would just be good to see the actual words said before I get there.

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**Posted by: PeacefullyBewildered May 15 2007, 07:27 AM**

All this legal posturing to keep from paying around \$2750 per year? Is this right? Who were their advisors in this fight? Did they see a potentially larger impact than \$2750 per year?



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**Posted by: lurker May 15 2007, 07:33 AM**

**QUOTE(Fran @ May 15 2007, 01:11 AM)**

[b]LaurenceD Posted Today, 01:19 AM

Can you get these since you are so familiar in this area. Coming up are some things where there are lies. It points out who did it too. It would just be good to see the actual words said before I get there.

The decision was supposed to have been appealed. I saw 01-28-07 docket on the upper right hand side of the original decision. Shouldn't the appeal have been ruled on by now? 3ABN must not have won that appeal or we would have heard some rejoicing about this as another miracle. Would the Franklin County Clerk know?

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**Posted by: LaurenceD May 15 2007, 10:43 AM**

lurker, I think the docket dates on the original document refer to the years 2000 and 2001, the very dates of the tax years being challenged...

A.H. Docket # 01-PT-0027  
P. I. # 174-116-11  
Docket # 00-28-01  
Docket # 01-28-07

The beginning numbers (not the ending numbers), the 00-means 2000, and 01-means 2001. 07-means the day, not the year. But I may be wrong.

Fran, I don't have acces to the transcript. Not sure if they are public either. I have to go to the mountain today, so no more time for research till later.

PB, I'm not at all sure about the total annual tax figure I came to. I was doing a quick calculation in my head and it sounded about right for \$500,500. Around here, land valued like that would be taxed for about that much. If I was off a decimal point and taxes were \$27,500, that seems way too high of a rate for the valuation.

Searching for "3abn acres" this morning, I ran across "The Televangelist" thread posted by sister. In that story, there's reference to 200 acres, and 80 acres across a road for a model tabernacle. Also, there's various descriptions of new buildings (25,000 sq. ft. etc.) so, property tax today may be far far higher than those based on 2000 and 2001 evaluations.

If you haven't read that thread, it's hilarious, and quite sobering.  
<http://www.blacksda.com/forums/index.php?showtopic=9823>

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**Posted by: lurker May 15 2007, 08:00 PM**

**QUOTE(LaurencED @ May 15 2007, 10:43 AM)**

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You are right 00-28-01 makes sense the way you explain it.

Can you tell me what you think the case information about it means? Cause I have no idea.

<http://tinyurl.com/29aovg>

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**Posted by: LaurenceD May 15 2007, 09:35 PM**

**QUOTE(lurker)**

You are right 00-28-01 makes sense the way you explain it.

Can you tell me what you think the case information about it means? Cause I have no idea.

<http://tinyurl.com/29aovg>

I don't see anything especially revealing here, except to note the case was not impounded. I looked under the other tabs--and same thing. This may be simply an overview, or a summary for the court files.

Case Information

Case 2004MR15 Last Update 10/13/2005 Last Upload 02/16/2006 @ 01:00

Case Category Civil Case Type - Subtype MR - 401 Miscellaneous Remedy - Administrative Review

Other Litigants

Role Name

OtherParticipant THOMPSONVILLE COMMUNITY HIGH SCHOOL

DefendantOrRespondent DEPT OF REVENUE OF IL,

Litigant Information

Full Name THREE ANGELS BROADCASTING NETWORK,

Date of Birth Role PlaintiffOrPetitioner Physical File Location

Impounded No Initial Open Date 05/11/2004 Initial Close Date

Suppress Minutes No Reopen Date Reclose Date

Attorney RIVA, MICHAEL D

Identification

None

Address

None

Phone Numbers

None

Hearings

Type Date Time Judge Location

37 - Motion/dismiss 08/13/2004 09:30 VANTREASE A

89 - Conference call 10/15/2004 09:00 VANTREASE A

10 - Motion hearing 12/14/2004 13:30 VANTREASE A

89 - Conference call 05/06/2005 11:00 VANTREASE B

106 - Motion/strike 06/03/2005 09:30 VANTREASE B

113 - Argument 10/17/2005 13:30 VANTREASE C

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**Posted by: Rosyroi May 15 2007, 09:47 PM**

**QUOTE(Fran @ May 14 2007, 11:59 PM)**

[color=#000099]Blue within the quote are my questionings and MHO's



Thank you for that post. I noticed the building called "call center". So it is used for storage. Like you, had thought it was for receiving calls.

A few weeks ago I asked about the cooking segments of 3ABN. I received this email address that listed several healthy cooking ministries that 3ABN is showing on their programming.

Call Center 21" <CC21@3abn.org>

I had never receive this kind of email address before. I was wondering if we are supposed to believe the email came from that building? Are they trying to keep the names of the people anonymous(spelling?) Do they have several call center numbers like 1, 2, 3....21,22,...etc...? instead of names?

Maybe this means nothing. Just wondering.

The subject of my questions are not earth shattering or monumental.

Now back to our regularly scheduled programming...

Rosyroi

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**Posted by: beartrap May 15 2007, 10:28 PM**

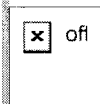
The Call Center is where orders for satellite systems, videos, DVDs, books, CDs and many other things are taken. There are a number of people who work in that building taking calls and answering emails. There is a certain amount of storage there, but most of the storage is in the Bos Auditorium which now serves as a warehouse.

In a high turnover area with a large number of people, including many volunteers, I think it would make sense to use numbers that correlate to workstations in the various cubicles. That is what I have heard they are doing now.

---

**Posted by: steffan May 15 2007, 10:29 PM**

**QUOTE(Rosyroi @ May 15 2007, 10:47 PM)**



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Now back to our regularly scheduled programming...

Rosyroi

Whoever told you this is way off base again. Was it Fran. Have you ever been there? The call center is a large brick building housing many workers. Their work spaces are separated by dividers because that is where they take calls and orders. Also the satellite dept is in there. Then they have a print shop, sm kitchen area, restrooms, and mailing room where they keep the books, cd's and whatever is offered. In the very back is storage for mailing envelopes, paper for printers, boxes etc. etc. Anyone who has ever come to their campmeeting gets a full tour of all the buildings if they choose to, as do the visitors that just "show up" to see year around. The ladies that work at the call center answer the phones. take orders, add people to the mailing list and take orders for satellites, and the new boxes that work through the internet. This is also where most emails come. If the call center people can answer the email, they do, if it is for a different department, they send it on to that department. The cooking emails would most definitely come from the call center since they send out the cook books or refer people to that particular ministry to place their order. They can tell you what time programs come on, can send your children tiny tot coloring books and send you all the recipes that you see on the cooking shows. Whoever told you it was a "storage" building gave you very faulty information.

For those that have never been, I will satisfy your curiosity.

Between the huge main 3abn building and the call center is a large pole barn. The end has offices for the donation department. That department takes in items that people donate and resells them to help support the ministry. The rest of that barn contains the items, shelves, tables and whatever to organize them. Behind the call center are hook ups for rv's. Some volunteers stay year around, others part of the year and some just come at campmeeting time to help out and attend campmeeting. Behind that are few houses. They were built by retired folk who came to live there permanently and had small apartments built on their basement levels where guests and visitors can stay when need be. SW of those is the Sound Center where the music cd's are done.

Back at the highway turn West go down the road maybe 1/4 mile and there is the church and across the parking lot is the church school. Follow the winding road north and you go by several apartments for visitors and guests. Behind the church school are more RV hook ups.

Go North a couple of miles and you will come to the old 3abn building. The first 3abn. All the latino programming is done there and one part houses the radio department.

Inside the present 3abn building back at the complex, there is receptionist when you enter, to the right are administrative offices, to the left are accounting offices. Down the hall are the control rooms where the directors, sound people, graphic people and producers are when a program is being taped. There are 2 control rooms because there are 2 large studio's. Each studio is connected to it's own control room. One studio is the 3abn today set where Danny does his program and the singing is done on that set. The other is used for various programs, Faith Chapel, Housecalls, Shelly Q's program, Cherie Peters.....On down are editors bays, behind that is master control where the programs are fed up to satellite and into your homes. To the left of that is the engineering department.

Upstairs are the graphic and artist departments as well as the web masters office, the marketing offices and much farther down, the pastoral offices. Both floors have kitchens for the employees to eat. Behind the main building are several huge satellites and more smaller ones to send and receive the satellite signals.

If memory serves me, I don't think I have left anything out. I would advise all to check it out. It is quite amazing. And please...quit accepting, speculating and repeating faulty information.

---

**Posted by: Rosyroi May 15 2007, 11:01 PM**

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**QUOTE(steffan @ May 15 2007, 09:29 PM) □**

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kitchen area, restrooms, and mailing room where they keep the books, cd's and whatever is offered. In the very back is storage for mailing envelopes, paper for printers, boxes etc. etc. Anyone who has ever come to their campmeeting gets a full tour of all the buildings if they choose to, as do the visitors that just "show up" to see 3abn year around. The ladies that work at the call center answer the phones. take orders, add people to the mailing list and take orders for satellites, and the new boxes that work through the internet. This is also where most emails come. If the call center people can answer the email, they do, if it is for a different department, they send it on to that department. The cooking emails would most definitely come from the call center since they send out the cook books or refer people to that particular ministry to place their order. They can tell you what time programs come on, can send your children tiny tot coloring books and send you all the recipes that you see on the cooking shows. Whoever told you it was a "storage" building gave you very faulty information.

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Behind the call center are hook ups for rv's. Some volunteers stay year around, others part of the year and some just come at campmeeting time to help out and attend campmeeting. Behind that are few houses.

They were built by retired folk who came to live there permanently and had small apartments built on their basement levels where guests and visitors can stay when need be. SW of those is the Sound Center where the music cd's are done.

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Thank you so much for correcting the error I posted. That was very enlightning. I learned a lot. I should write more silly remarks.

x

rosyroi

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**Posted by: Panama\_Pete May 15 2007, 11:09 PM**

**QUOTE(steffan @ May 15 2007, 11:29 PM) □**

Whoever told you this is way off base again. Was it Fran...And please...quit accepting, speculating and repeating faulty information.

Way off base again? I don't think so.

Actually, that synopsis of Call Center storage came from Judge Barbara S. Rowe:

**"The third building is the "call center", which is about 7,000 square feet and is where applicant (Danny Shelton/3ABN) stores, ships, and receives its merchandise."**

Judge Rowe's statement was true at the time she stated it. The Call Center does have a large number of shelves where books, pamphlets, CDs, DVDs, and other items are stored for mailing. And the area where the loading dock door is now located was used for storage of a large number of boxes - mailing envelopes of all sizes, labels, paper, etc. I saw the boxes there, and dug through them, myself, looking for various things.

So, this had very little to do with accepting, speculating, or repeating "faulty" information. Rosyroi was simply asking for clarification. When it came to storage, the Call Center was not in competition with the <http://www.si.edu/>, but it was used for storage of many items, just the same.

QUOTE(Rosyroi @ May 16 2007, 12:01 AM)

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Rosyroi

Yes, Rosyroi, just keep posting away. It is enlightening, as you say, so keep going. And no, your remarks are not really that silly. Others will have the same questions in their minds that you have.

---

**Posted by: mozart May 15 2007, 11:11 PM**

thanks for the tour steffan, this all sounds correct as far as i remember except for a print shop. i don't remember that. i remember a copy machine next too the call center cubicles but don't remember a print shop. that may have been added since i was there, and it was definitely needed as things were very tight and minimalistic in there. what you have mentioned here are most of the facilities as i recall them but there is much more in the residential areas and pasture and open land areas that you failed to mention unless i missed something. but you gave a good tour. you forgot the porch behind the stairs where the piano is and the kitchen behind the "live" set. are those still there?

your scolding of "way off base" wasn't really nessessary though. apparently not everyone has been there to see for themselves and they are just trying to figure it out and all the time you took to describe all this is very helpful, however the criticism really isn't. no harm was meant. folks are just trying to figure out and understand things. it would be cool if you could find a layout diagram to post here for folks to see since they haven't had the opportunity to visit there. thanks again. Mo

QUOTE(steffan @ May 15 2007, 10:29 PM)

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**Posted by: Jnana15 May 15 2007, 11:13 PM**

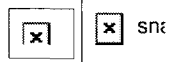
**QUOTE(steffan @ May 15 2007, 11:29 PM) □**

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Well, welcome back. Shall we continue where you left off?



---

**Posted by: beartrap May 15 2007, 11:20 PM**

Yes, Pete, the room across the wall and throught the double doors from Crista's area (where the USPS, UPS, and Fedex computers, and the satellite repair and technical support were), was largely a big storage

area that was sometimes almost floor to ceiling and wall to wall with supplies.

Mozart, one other areas Steffan missed was the Bos. Oh, and the wood shop and garage over at the farm.

---

**Posted by: LaurencED May 16 2007, 12:12 AM**

**QUOTE(beartrap)**

...one other areas Steffan missed was the Bos. Oh, and the wood shop and garage over at the farm.

If he meant expanding in all directions, and going nowhere, he could have just said so.

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**Posted by: lurker May 16 2007, 02:56 AM**

**QUOTE(LaurencED @ May 15 2007, 09:35 PM)**

I don't see anything especially revealing here, except to note the case was not impounded. I looked under the other tabs--and same thing. This may be simply an overview, or a summary for the court files.

Case Information

Case 2004MR15 Last Update 10/13/2005 Last Upload 02/16/2006 @ 01:00

Case Category Civil Case Type - Subtype MR - 401 Miscellaneous Remedy - Administrative Review

Other Litigants

Role Name

OtherParticipant THOMPSONVILLE COMMUNITY HIGH SCHOOL

DefendantOrRespondent DEPT OF REVENUE OF IL,

Litigant Information

Full Name THREE ANGELS BROADCASTING NETWORK,

Date of Birth Role PlaintiffOrPetitioner Physical File Location

Impounded No Initial Open Date 05/11/2004 Initial Close Date

Suppress Minutes No Reopen Date Reclose Date

Attorney RIVA, MICHAEL D

Identification

None

Address

None

Phone Numbers

None

Hearings

Type Date Time Judge Location

37 - Motion/dismiss 08/13/2004 09:30 VANTREASE A

89 - Conference call 10/15/2004 09:00 VANTREASE A

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106 - Motion/strike 06/03/2005 09:30 VANTREASE B

113 - Argument 10/17/2005 13:30 VANTREASE C

<http://tinyurl.com/29aovg>

I noticed that there are minutes which are not suppressed. These should be available. January 28 2004 at the bottom of the original document was the date of Judge Rowe's original decision. Wouldn't the dates 8-

13-2004 through 10-17-2005 listed have to do with the appeal? Also under fines and fees and under payments, it appears to me that 3ABN must have been required to pay some costs. They did this with company checks. One as late as 2-16-2006.

<http://www.state.il.us/agency/ptab/procedur/bor.htm>  
Response of the Board of Review

The local board of review must respond to the petition for appeal within 30 days of the date it is informed of the appeal. See Official Rules §1910.40.

Every time we find something I feel is important someone from the other side comes in to distract. They must feel it is important too. When I showed in an earlier post that corporations organized under the Religious Corporation Act 805 ILCS 110/0.01 et seq are taxed for property tax too, Eirene tried to distract by repeating FHB's claims.. Now it is Steffan.

I think they lost the appeal and had to pay court costs.

---

**Posted by: LaurenceD May 16 2007, 06:46 AM**

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I think they lost the appeal and had to pay court costs.

Initially, this summary document looks incomplete to me. I could be wrong. But, it looks like a record of the ongoing progress for the appeal. A new judge (Vantrease). A new venue (Franklin Co., Illinois' Second Judicial Circuit). Filing fee (required) and payments. Motions: 1)to dismiss, 2)conference call, 3)hearing on motion, 4)conference call, 5)motion to strike [the motion to dismiss], 6)argument [in progress?]. No Remedy offered. No closing date.

These things probably move slowly. The reference to 30 days response timeline is probably referring to a confirmation from the appellate court that they received the petition...not 30 days to render a decision or remedy. You can contact the Franklin Co., Illinois' Second Judicial Circuit, along with the trial administrator, court reporter, and secretary (by email or phone), to see where this appeal stands, or if a remedy has actually already been given.

[http://www.illinoissecondcircuit.info/Personnel/Chief\\_Judge/chief\\_judge.html](http://www.illinoissecondcircuit.info/Personnel/Chief_Judge/chief_judge.html)

Yeah, I hear ya. Seems like a disinformation campaign going on from time to time, a switch and bait kind of thing.

---

**Posted by: lurker May 16 2007, 07:50 AM**

**QUOTE(LaurenceD @ May 16 2007, 06:46 AM)**

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[http://www.illinoissecondcircuit.info/Personnel/Chief\\_Judge/chief\\_judge.html](http://www.illinoissecondcircuit.info/Personnel/Chief_Judge/chief_judge.html)

Yeah, I hear ya. Seems like a disinformation campaign going on from time to time, a switch and bait kind of thing.

Thanks for your thoughts on this. I guess I will keep watching to see what else is added to the site.

---

**Posted by: Fran May 16 2007, 10:49 AM**

**QUOTE(beartrap @ May 15 2007, 11:28 PM)**

The Call Center is where orders for satellite systems, videos, DVDs, books, Cd's and many other things are taken. There are a number of people who work in that building taking calls and answering emails. There is a certain amount of storage there, but most of the storage is in the Bos Auditorium which now serves as a warehouse.

In a high turnover area with a large number of people, including many volunteers, I think it would make sense to use numbers that correlate to workstations in the various cubicles. That is what I have heard they are doing now.

Rosyroi

By the word "Storage", I believe they meant storage of inventory to sell.

Bear;

I can understand they would need more "Storage" room for the very large increase they had in inventory over just a few years. I can surely understand why they would need more room to store it.

I am curious as to what this large increase was. It happened before they were taken off of SkyAngel and had to increase their inventory of the larger satellites. I can't help but wonder what did NOT sell!

Did they move the storage warehouse to the "BOS" before the large satellites push or after?

Where do they keep the inventory of goods they sell on eBay?

Does Tammy still handle that?

Sales on eBay have almost come to a stand still. Coins still sell and so do dolls, but some of the items have been on there for a very long time.

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**Posted by: Rosyroi May 16 2007, 11:15 AM**

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**QUOTE(beartrap @ May 15 2007, 09:28 PM)**

The Call Center is where orders for satellite systems, videos, DVDs, books, CDs and many other things are taken. There are a number of people who work in that building taking calls and answering emails. There is a certain amount of storage there, but most of the storage is in the Bos Auditorium which now serves as a warehouse.

In a high turnover area with a large number of people, including many volunteers, I think it would make sense to use numbers that correlate to workstations in the various cubicles. That is what I have heard they are doing now.

Thanks Beartrap.

That makes sense to me.

Rosyroi

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**QUOTE(beartrap @ May 15 2007, 10:20 PM)**

Yes, Pete, the room across the wall and through the double doors from Crista's area (where the USPS, UPS, and Fedex computers, and the satellite repair and technical support were), was largely a big storage area that was sometimes almost floor to ceiling and wall to wall with supplies.

Mozart, one other areas Steffan missed was the Bos. Oh, and the wood shop and garage over at the farm.

Farm? do they also farm produce or?  
and what is the Bos.?

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**Posted by: beartrap May 16 2007, 01:37 PM**

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**QUOTE(Fran @ May 16 2007, 08:49 AM)**

Rosyroi

By the word "Storage", I believe they meant storage of inventory to sell.

Bear;

I can understand they would need more "Storage" room for the very large increase they had in inventory over just a few years. I can surely understand why they would need more room to store it.

I am curious as to what this large increase was. It happened before they were taken off of SkyAngel and had to increase their inventory of the larger satellites. I can't help but wonder what did NOT sell!

Did they move the storage warehouse to the "BOS" before the large satellites push or after?

I don't remember exactly when the Bos started being used for storage, but I would guess around eight years ago. Maybe a little more.

Where do they keep the inventory of goods they sell on eBay?

Much of it is kept in the brown barn just east of the Bos. There may be other more secure storage for more valuable items. In times past Danny has kept some of those things at his house.

Does Tammy still handle that?

To my knowledge, Tammy and Bruce Chance handle sale of most donated items.

Sales on eBay have almost come to a stand still. Coins still sell and so do dolls, but some of the items have been on there for a very long time.

**QUOTE(Rosyroi @ May 16 2007, 09:15 AM)**

Thanks Beartrap.

That makes sense to me.

Rosyroi

Farm? do they also farm produce or?

and what is the Bos.?

t is just an area that is commonly known as the Farm. There is a house where an employee lives, a garage where equipment is maintained and stored, and a wood shop. I don't believe that produce is grown or sold from there. At one time there were a number of acres of 3ABN land that were mowed and baled for hay each year. Some was sold outside, and some went for Danny's horses. I don't know if there is any haying done anymore, and I doubt it.

The Bos Auditorium was at one time an auditorium for events. It was sponsored by Mrs. Bos, Thus the name. It is attached to the main office/studio complex. In the area that used to be the stage a new master control was built, and the rest is storage and a paper crusher... unless something else has been recently added or changed

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**Posted by: steffan May 16 2007, 01:45 PM**

**QUOTE(Fran @ May 16 2007, 11:49 AM)**

Rosyroi

By the word "Storage", I believe they meant storage of inventory to sell.

**As I explained, storage isn't just for inventory to sell, it is for the huge amount of supplies that are needed for printing, shipping, office supplies.....**

Did they move the storage warehouse to the "BOS" before the large satellites push or after?

**The "Bos" has been one of the storage areas for years. It holds the satellites and receivers as well as extra shipping and printing supplies that they don't have room for at the call center.**

Where do they keep the inventory of goods they sell on eBay?

**I answered that. The barn behind the main building. There are small offices in one end for those that oversee it, the rest of the barn is just a big open area where the stuff is kept. Every campmeeting they open it to the public so the locals and campmeeting people have an opportunity to purchase items.**

Sales on eBay have almost come to a stand still. Coins still sell and so do dolls, but some of the items have been on there for a very long time.

**: saw a program awhile back that addressed the donation of items. They said that less items and less time are being spent on ebay and more sales to buyers in the area for certain items.**

**Posted by: princessdi May 16 2007, 02:02 PM**

...and every bit of what of the information you must gave could have been given sans the attitude and swipe at another member. Please keep this in mind. We, here at BSDA, are committed to a kinder, gentler 3ABN Forum.

**QUOTE(steffan @ May 15 2007, 09:29 PM)**

Whoever told you this is way off base again. Was it Fran. Have you ever been there? The call center is a large brick building housing many workers. Their work spaces are seperated by dividers because that is where they take calls and orders. Also the satellite dept is in there. Then they have a print shop, sm kitchen area, restrooms, and mailing room where they keep the books, cd's and whatever is offered. In the very back is storage for mailing envelopes, paper for printers, boxes etc. etc. Anyone who has ever came to their campmeeting gets a full tour of all the buildings if they choose to, as do the visitors that just "show up" to see 3abn year around. The ladies that work at the call center answer the phones. take orders, add people to the mailing list and take orders for satellites, and the new boxes that work through the internet. This is also where most emails come. If the call center people can answer the email, they do, if it is for a different department, they send it on to that department. The cooking emails would most definitely come from the call center since they send out the cook books or refer people to that particular ministry to place their order. They can tell you what time programs come on, can send your children tiny tot coloring books and send you all the recipes that you see on the cooking shows. Whoever told you it was a "storage" building gave you very faulty information.

For those that have never been, I will satisfy your curiosity.

Between the huge main 3abn building and the call center is a large pole barn. The end has offices for the donation department. That department takes in items that people donate and resells them to help support the ministry. The rest of that barn contains the items, shelves, tables and whatever to organize them.

Behind the call center are hook ups for rv's. Some volunteers stay year around, others part of the year and some just come at campmeeting time to help out and attend campmeeting. Behind that are few houses. They were built by retired folk who came to live there permanetly and had small apartments built on their basement levels where guests and visitors can stay when need be. SW of those is the Sound Center where the music cd's are done.

Back at the highway turn West go down the road maybe 1/4 mile and there is the church and across the parking lot is the church school. Follow the winding road north and you go by several apartments for visitors and guests. Behind the church school are more RV hook ups.

Go North a couple of miles and you will come to the old 3abn building. The first 3abn. All the latino programming is done there and one part houses the radio department.

Inside the present 3abn building back at the complex, there is receptionist when you enter, to the right are administrative offices, to the left are accounting offices. Down the hall are the control rooms where the directors, sound people, graphic people and producers are when a program is being taped. There are 2 control rooms because there are 2 large studio's. Each studio is connected to it's own control room. One studio is the 3abn today set where Danny does his program and the singing is done on that set. The other is used for various programs, Faith Chapel, Housecalls, Shelly Q's program, Cherie peters.....On down are editors bays, behind that is master control where the programs are fed up to satellite and into your homes. To the left of that is the engineering department.

Upstairs are the graphic and artist departments as well as the web masters office, the marketing offices

and much farther down, the pastoral offices. Both floors have kitchens for the employees to eat. Behind the main building are several huge satellites and more smaller ones to send and receive the satellite signals. If memory serves me, I don't think I have left anything out. I would advise all to check it out. It is quite amazing. And please...quit accepting ,speculating and repeating faulty information.

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**Posted by: mozart May 16 2007, 07:44 PM**

thanks steffan, do you happen to know how they do that?

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**QUOTE(steffan @ May 16 2007, 01:45 PM)**

**I saw a program awhile back that addressed the donation of items. They said that less items and less time are being spent on ebay and more sales to buyers in the area for certain items.**

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**Posted by: Pickle May 16 2007, 08:44 PM**

Anything that would help show that certain employees and friends of 3ABN aren't getting preferential pricing for sales of donated items would also be helpful, given the allegations regarding that kind of thing that have been made in the past.

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**Posted by: Fran May 16 2007, 10:06 PM**

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**QUOTE(Pickle @ May 16 2007, 09:44 PM)**

Anything that would help show that certain employees and friends of 3ABN aren't getting preferential pricing for sales of donated items would also be helpful, given the allegations regarding that kind of thing that have been made in the past.

Exactly!

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**Posted by: steffan May 16 2007, 10:07 PM**

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**QUOTE(mozart @ May 16 2007, 08:44 PM)**

thanks steffan, do you happen to know how they do that?

ask the same question. I understood the answer to be that things such as quilts, baby items, knick knacks, china, silverware, dolls.....those are the items that go on ebay and at the campmeeting sales. Valuable coins and donated jewelry are usually sold to coin and jewelry dealers. Through the connection 3abn has made with a few dealers, they can get more, especially for coins, than the average person trying to sell them. The ones that handle the donations appeared to have become quite adept and knowledgeable at what they are doing.



Posted by: Fran May 16 2007, 10:44 PM

QUOTE(steffan @ May 16 2007, 02:45 PM)

I saw a program awhile back that addressed the donation of items. They said that less items and less time are being spent on eBay and more sales to buyers in the area for certain items.

Steffan;

We really MUST have a conference call with Judge Barbara Rowe! We could find out the definition of this statement, especially the word merchandise, and see what it really means:

QUOTE

The third building is the "call center", which is about 7,000 square feet and is where applicant (Danny Shelton/3ABN) ***stores, ships, and receives its merchandise.***

As the name suggests, it is also where applicant (Danny Shelton/3ABN) receives calls from viewers around the world interested in applicant's programs and products. (Applicant's(Danny Shelton/3ABN) Ex. No. 1; Tr. pp. 81-91, 119-122, 233, 280- 292) end of footnotes on page 2/46

I am sure she could add value to this discussion. I am sorry I was not the one you should be attacking and slandering. I believe we should send your comments directly to her for her amusement and comments. I wonder what she would feel about your comments addressed to me, but were actually for her report?

It is my opinion that it means it was used to store. ship and receive ***MERCHANDISE.*** That would be inventory of goods to sell and inventory of supplies. However, the one listed was merchandise that was sold and shipped!

Have they shut down all eBay sales or is it going strong and we just aren't supposed to know it? It costs more to list the merchandise what they are charging for it. They would be ahead if they would stop listing it and stick it in the ... oops, where ever it is they stick that ***"Whatever you want to call it"*** for Campmeeting!

Have a great day.

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Posted by: LaurencED May 16 2007, 11:05 PM

QUOTE(Fran)

We really MUST have a conference call with Judge Barbara Rowe!

...

I am sure she could add value to this discussion.

Here she is writing her Recommendation:

Although Danny Shelton testified that he has written three books about the teachings and principles of the Seventh-day Adventist Church, (Tr. pp. 155-157) those books were not admitted into evidence, nor were the circumstances regarding the religious nature or financial information about the books admitted into evidence. -p.32 *3abn v. State of Illinois*

Then they wonder why she was forced to rule the way she did. 3abn was no match for the Dept. of Revenue.

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**Posted by: Panama\_Pete May 16 2007, 11:20 PM**

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**QUOTE(steffan @ May 16 2007, 10:07 PM) □**

Through the connection 3abn has made with a few dealers, **they can get more** , especially for coins, than the average person trying to sell them.

I think that idea of 3ABN getting more is just one of the well-worn 3ABN stories.

I do not believe 3ABN has the power over time and space when it comes to liquidating gifts-in-kind. I think 3ABN gets the same, average, mediocre results that any Tom, Dick or Harry could get from visiting coin dealers on their own.

And, really, what difference would it make to "get more" if it just goes to pay Danny Shelton's airport landing fees for his private jet? Do people with private jets at their disposal spend time bargaining with coin dealers over a few dollars? Don't make me laugh.

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**Posted by: Pickle May 17 2007, 08:31 AM**

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**QUOTE(LaurenceD @ May 16 2007, 11:05 PM) □**

Here she is writing her Recommendation:

Although Danny Shelton testified that he has written three books about the teachings and principles of the Seventh-day Adventist Church, (Tr. pp. 155-157) those books were not admitted into evidence, nor were the circumstances regarding the religious nature or financial information about the books admitted into evidence. -p.32 *3abn v. State of Illinois*

Then they wonder why she was forced to rule the way she did. 3abn was no match for the Dept. of Revenue.

Hmm. Seems to me that Danny told me it was all lies that he was trying to hide his royalty arrangements on his books from the courts until after the settlement of the marital property case, even though he told me that he wouldn't reveal his royalty arrangements until at least after the settlement of the marital property case.

But Judge Rowe is quite clear that Danny hid his royalty arrangements from the court in the tax case. The royalty arrangements, and how many books 3ABN would buy at a time, would be critical information in proving 3ABN's case that their property should be tax exempt, and yet Danny refused to disclose such information to the court.

Now I realize I'm using strong words like "hid" and "refused," so I want to clarify that. I don't use those

words because I am assuming that Judge Rowe asked for such and Danny refused to comply. Rather, I use those words instead because I am assuming that Danny is no dummy and would know that he needed to disclose that information to better ensure that he would win the case.

Thus he refused to comply with what his own good sense would have told him that he needed to do in order to win the case, and the only conclusion I can draw from such a refusal is that he also knew that such a disclosure would have demonstrated that he is personally profiting from 3ABN activities, which would have caused him to lose the case.

Not sure how else to take all this.

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**Posted by: Grith May 17 2007, 08:46 AM**

A few years ago I donated a collectible item (which was not real expensive, but not a cheap trinket either) to 3abn. I am still waiting for a receipt. [redacted] I never saw it for sale in the ebay store nor did I see it for sale when I attended a campmeeting there a few months later. BTW, I saw the items they had for sale. They were in a large building more like a huge garage, and there was nothing there that I would have paid money for. [redacted] It was mainly do-dads, and typical yard sale stuff.

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**Posted by: LaurenceD May 17 2007, 10:38 AM**

**QUOTE(Pickle)**

Not sure how else to take all this.

That's why it would be very interesting to read the transcript (Tr.)

There were many reasons why the judged had to rule against 3abn. I think not fully disclosing informations was self-destructive. It appears to have been the pattern of 3abn to assume...if the court doesn't know *everything*, we'll be better off. And, if that's the case, they terribly underestimated the Dept. of Rev.

Reading Judge Rowe's Recommendation, count how many time you see reference to incomplete information....

"No information was offered...were not in evidence...Pages 8-10 of this exhibit are missing...not explained...additional concerns...Applicant's financial reports raise additional questions and concerns...There is nothing in the record to identify the donors or the assets...Applicant has no records of materials given away...The record contains absolutely no evidence proving how 3ABN determines the prices...There is no indication in the record...there is discrepancy in the testimony...Applicant did not provide a break down of those wages...Applicant did not explain...Applicant did not verify or establish the assertions of Danny Shelton...Those amounts were also not explained...It is difficult to totally understand applicant's financial position based solely on the financial statements submitted...how the remaining unrestricted funds are used is unknown."

And that's not all...

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**Posted by: LaurenceD May 17 2007, 01:46 PM**

(Added) Since the court documents were not impounded, I'm sure the transcript is available for public viewing, and if not, surely through the Freedom Of Information Act. Here's a likely source for anyone who might have the time and a few bucks to obtain it...

[http://www.find-court-records.org/court\\_records.php?kw=Court+Transcripts&gclid=CL-Slp30IYwCFQtYSgodH1kKeg](http://www.find-court-records.org/court_records.php?kw=Court+Transcripts&gclid=CL-Slp30IYwCFQtYSgodH1kKeg)

Have to read the testimonies and hear what both sides were saying to understand what a slam dunk this case appears to have been. It could be that the Dept, of Rev. had answers for every point 3abn brought to the table, and from which the judge drew her conclusions. And it could be 3abn had no counter arguments and that the judge was unable to draw any conclusions from the incomplete and self-contradictory information they submitted.

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**Posted by: seraph|m May 17 2007, 01:55 PM**

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**QUOTE(LaurenceD @ May 17 2007, 01:38 PM)**

That's why it would be very interesting to read the transcript (Tr.)

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And that's not all...

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Looks like at least 10 instances that the negative is used in reference to the unavailability of information...

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**Posted by: Pickle May 17 2007, 03:44 PM**

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**QUOTE(LaurenceD @ May 17 2007, 01:46 PM)**

Have to read the testimonies and hear what both sides were saying to understand what a slam dunk this case appears to have been. It could be that the Dept, of Rev. had answers for every point 3abn brought to the table, and from which the judge drew her conclusions. And it could be 3abn had no counter arguments and that the judge was unable to draw any conclusions from the incomplete and self-contradictory information they submitted.

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What I heard is that if the Dept. of Rev. or whoever had done their job better, 3ABN's situation would have been far worse.

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Posted by: Fran May 17 2007, 09:07 PM

It is with great sadness that it appears that eBay's nan\_don may be closing down. They sell from Van, TX.

They used to have at least 3 pages of items to sell. Now they have only one, and the last item is their stock for sale. There is no reserve, and the 1st bid is \$ 9.99. The item number is 200110236818.

[http://cgi.ebay.com/ws/eBayISAPI.dll?](http://cgi.ebay.com/ws/eBayISAPI.dll?ViewItem&item=200110236818&ssPageName=ADME:B:FSEL:US:1)

[ViewItem&item=200110236818&ssPageName=ADME:B:FSEL:US:1](http://cgi.ebay.com/ws/eBayISAPI.dll?ViewItem&item=200110236818&ssPageName=ADME:B:FSEL:US:1)

This is a sad day. I would surly like to know the reason they are shutting down. Their items used to be listed on 3ABN eBay. In fact, Nan was a point of contact fro questions about eBay products.

So many sellers have closed their doors since 2004. These folks had like item transactions with 3ABN eBay. I have to check on all of them now!

If you check out 3ABN's eBay store at [http://stores.ebay.com/3-ANGELS-GIFT-SHOP\\_W0QQsspagenameZADMEQ3aBQ3aFSELQ3aUSQ3a3QQtZkm](http://stores.ebay.com/3-ANGELS-GIFT-SHOP_W0QQsspagenameZADMEQ3aBQ3aFSELQ3aUSQ3a3QQtZkm) you will find a few NEW items along with all those items that have been there since last year. There are 2 pitchers that look nice. They look ceramic. Doesn't Tammy deal with ceramics as well as ceramic tiles.

There is an eBay Store that is really nice. [http://stores.ebay.com/Bright-Star-Ceramics\\_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm](http://stores.ebay.com/Bright-Star-Ceramics_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm) This is the place to look if you are needing Ceramic Tiles. There are 4 patterns I am going to get one of these days.

Mister Junque's store at

[http://stores.ebay.com/MisterJunkque\\_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm](http://stores.ebay.com/MisterJunkque_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm) is fun to go browse through. It used to take me days to check it out because he listed thousands of items. I always look at year boos. Mount Pisgah is there frequently. i saw one once from Oakwood. I find Adventist books and of course secular books that 3ABN eBay could never carry and sell without some kind of protest! So be careful at what you are buying in secular books.

His store is down to only 772 items. It looks like another one is at least slowing down. How sad.

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Posted by: steffan May 17 2007, 09:43 PM

QUOTE(Panama\_Pete @ May 17 2007, 12:20 AM)

I think that idea of 3ABN getting more is just one of the well-worn 3ABN stories.

I do not believe 3ABN has the power over time and space when it comes to liquidating gifts-in-kind. I think 3ABN gets the same, average, mediocre results that any Tom, Dick or Harry could get from visiting coin dealers on their own.

And, really, what difference would it make to "get more" if it just goes to pay Danny Shelton's airport landing fees for his private jet? Do people with private jets at their disposal spend time bargaining with coin dealers over a few dollars? Don't make me laugh.

Pete, your attitude has really deteriorated over time. In the first place it has been explained over and over that a private supporter paid for the lease and expenses of the plane.

Then you said Danny is going bargain with coin dealers.....

Danny doesn't do any of that period. And, who said a few dollars? At times they sell thousands of dollars of coins. As far as they can't get more, just use your head. If you have a few dealers that you are consistently

doing thousands of dollars worth of business with, of course they are going to give that person more for coins or bullion. They want to keep the business coming. That benefits they buyer and the seller. I would think anyone would know something like that.

---

**Posted by: mozart May 17 2007, 09:49 PM**

Please everyone, let's not start with the insults and bickering. Please just take a deep breath and just discuss the issues. thanks, Mo

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**QUOTE(steffan @ May 17 2007, 08:43 PM)**

Pete, your attitude has really deteriorated over time. In the first place it has been explained over and over that a private supporter paid for the lease and expenses of the plane.

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**Posted by: beartrap May 17 2007, 10:49 PM**

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**QUOTE(steffan @ May 17 2007, 07:43 PM)**

Pete, your attitude has really deteriorated over time. In the first place it has been explained over and over that a private supporter paid for the lease and expenses of the plane.

There has been some question about whether that individual donor is paying only for the lease, or if he is paying for lease, fuel, maintenance, pilots, hangar, and the rest, and that no monies sent to 3ABN by donors other than him are used for that aircraft or travel expenses associated with it. Steffan, is it definitive that that this single donor completely covers every expense related to that aircraft and its use?

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**Posted by: runner4him May 18 2007, 07:07 AM**

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**QUOTE(beartrap @ May 17 2007, 10:49 PM)**

There has been some question about whether that individual donor is paying only for the lease, or if he is paying for lease, fuel, maintenance, pilots, hangar, and the rest, and that no monies sent to 3ABN by donors other than him are used for that aircraft or travel expenses associated with it. Steffan, is it definitive that that this single donor completely covers every expense related to that aircraft and its use?

Thanks, Beartrap, for asking the very questions that are on my mind. I am sure many would want to know the answers. I would also like to raise the question of why not use those funds for spreading the Gospel and winning souls instead of fueling a jet for unnecessary travel? Encouraging anyone who has that kind of money to donate instead to a more worthy cause would be admirable, Steffan. Why not pray to have the spirit of sacrifice...the same thing 3abn and other ministries ask their supporters to to have? Let's get on the same page as the dedicated people in those pews or on the couches.

P.S. In my mind the thought of taking a commercial flight is not really in the realm of sacrifice but compared to the jet life it might seem that way.

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**Posted by: Panama\_Pete May 18 2007, 07:43 AM**

**QUOTE(steffan @ May 17 2007, 09:43 PM) □**

Pete, your attitude has really deteriorated over time. In the first place it has been explained over and over that a private supporter paid for the lease and expenses of the plane.

Then you said Danny is going bargain with coin dealers.....

Danny doesn't do any of that period. And, who said a few dollars? At times they sell thousands of dollars of coins. As far as they can't get more, just use your head. If you have a few dealers that you are consistently doing thousands of dollars worth of business with, of course they are going to give that person more for coins or bullion. They want to keep the business coming. That benefits they buyer and the seller. I would think anyone would know something like that.

As Beartrap asked: Do the jet expenses include having a pilot "on call" 24-hours, landing fees, jet fuel, maintenance, hangar space - for every single flight every time to everywhere? I have a really hard time believing that one donor is footing the bill for all.

Yes, I'm sure a coin collection could bring in a few thousand dollars. A thousand dollars isn't what it used to be. Decades ago, a ice cream cone was 5 cents. Try that today.

Personally, I think there is the possiblity that some ministries - which will remain nameless - have been quite reckless with the disposition of their donations. And since these ministries have not been transparent with their finances, there is no way for the little guy to know for sure how donations are handled.

Yes, I've heard the same explanations dripped "over and over" like Chinese Water Torture. Do you have **the name of that donor** for those jet expenses so I could write and ask? Or, is that a deep secret not to be shared with the little people, like so many other things?

My attitude is, basically, the same as ever. The only difference in attitude that you and I have is that you, apparently, believe what you are being told, and I cannot. However, from this point forward, I would really need more solid evidence than you could provide.

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**Posted by: PeacefullyBewildered May 18 2007, 12:14 PM**

**QUOTE(Fran @ May 17 2007, 08:07 PM) □**

If you check out 3ABN's eBay store at [http://stores.ebay.com/3-ANGELS-GIFT-SHOP\\_W0QQsspagenameZADMEQ3aBQ3aFSELQ3aUSQ3a3QQtZkm](http://stores.ebay.com/3-ANGELS-GIFT-SHOP_W0QQsspagenameZADMEQ3aBQ3aFSELQ3aUSQ3a3QQtZkm) you will find a few NEW items along with all those items that have been there since last year. There are 2 pitchers that look nice. They look ceramic. Doesn't Tammy deal with ceramics as well as ceramic tiles.

There is an eBay Store that is really nice. [http://stores.ebay.com/Bright-Star-Ceramics\\_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm](http://stores.ebay.com/Bright-Star-Ceramics_W0QQssPageNameZstrkQ3amefsQ3amesstQQtZkm) This is the place to look if you are needing Ceramic Tiles. There are 4 patterns I am going to get one of these days.

I don't recognize either of the women in the picture on the "ME" page for Bright Star Ceramics.

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**Posted by: LaurenceD May 19 2007, 07:39 AM**

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**QUOTE(Pickle @ May 17 2007, 04:44 PM)**

What I heard is that if the Dept. of Rev. or whoever had done their job better, 3ABN's situation would have been far worse.

I'm sure both the judge and the Dept. of Rev. suspect a lot that hasn't been reported. The department would only have a vested interest in state related taxes--property, sales, B&O, Telecommunications, etc.--I doubt if Bingo/Charitable Games tax would apply, but you never know what's happening out in the barn late at night. The Dept. of Rev. may have a cooperative agreement with federal audtors and may have transfered their findings. Things like this take a while.

What do you think of the stunning silence of the defenders here on BSDA, regarding this case? I've questioned most of them, but none have really commented except for little spurts of bogus information, and nonsignificant, such as Bystander made about board memebers. Shiny Penny disappeared when pressed. Now that most of them are gone, except a couple (maybe), here's the purpose for my asking them. If a case is being appealed, normally participants would not be allowed to comment on the case. Anything they said could be used against them and could destroy their chances of even getting to first base in the next round of hearings, ie, if the judge became aware that comments had been made.

So, based on the silence, and supposing my theory is right (that we have a participant here) how many participants could their possibly be around here? I'm guessing one, even though many have been asked, but none have commented. (heh! heh!) We'll see if this character steffan will step forward and tell us if he understands what 3abn was doing wrong re the Judge Barbara Rowe ruling.

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**Posted by: Clay May 19 2007, 07:41 AM**

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**QUOTE(LaurenceD @ May 19 2007, 08:39 AM)**

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well to be fair, many of the vitriolic supporters have been banished so they cannot speak.... my point is that you should not misread the silence.....

---

**Posted by: LaurenceD May 19 2007, 07:59 AM**

Specific questions that were asked of them long long before they were banished. None could ever be coaxed to comment. But, you're right, I shouldn't read too much into it. Still thought provoking though...whatever the cause.

---

**Posted by: Clay May 19 2007, 10:42 AM**

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**QUOTE(LaurenceD @ May 19 2007, 08:59 AM)**

Specific questions that were asked of them long long before they were banished. None could ever be coaxed to comment. But, you're right, I shouldn't read too much into it. Still thought provoking though...whatever the cause.

agreed... there were a couple of basic questions that were avoided, or that were not commented on unfortunately...

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**Posted by: Fran May 19 2007, 12:46 PM**

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**QUOTE(PeacefullyBewildered @ May 18 2007, 01:14 PM)**

I don't recognize either of the women in the picture on the "ME" page for Bright Star Ceramics.

[http://members.ebay.com/ws/eBayISAPI.dll?ViewUserPage&userid=tammys\\_tiles](http://members.ebay.com/ws/eBayISAPI.dll?ViewUserPage&userid=tammys_tiles)

I didn't either, ages ago when I first looked. I only looked at the transactions that led me there.

There are more sites that shut down when I first mentioned 3ABN and eBay name changings and other sites back in 2004 or early 2005.

Now, about those coins. Are there records of their receipt. Are there matching receipts of the sale of those coins? Was the sale recorded properly?

I found where the coins listed on 3ABN went. Another seller sold some of them on eBay in his coin store. Yes, that comment about a dealer selling those coins is correct.

---

**Posted by: Fran May 19 2007, 10:59 PM**

**I realize Penny went away, but the rest of answering her post has some information that needs to be said. This is my last response to Penny.**

---

**QUOTE**

**61. The Independent Auditor's Reports for 2000 and 2001 state:**

**Down-link equipment acquired by gift is not recorded in the financial statements. In our**

**opinion, generally accepted accounting principles require that such donated property be recorded at its fair value at the date of receipt. It was not practicable to determine the effects of the unrecorded equipment on the financial statements,...**

**QUOTE**

**Penny:**

**It appears that 3ABN did not track assets in the proper manner.**

**ran:**

**I totally agree. It goes on to say it had gone on for so long that it was not "practicable" to determine the value of assets and the effects of this error. In other words, their hands were tied!**

**QUOTE**

**Penny:**

About the amounts due to other ministries, according to the 990 these amounts had previously been classified as temporarily restricted and were now being reclassified to something else. I didn't see what they were being classified to, but since this amount is in parenthesis (meaning it is being subtracted) would indicate that in this correction 3ABN was removing that amount from its fund balance. To get a bit technical here (and probably lose the rest of the readers who would have gotten even this far in my post) we know that the debit was to some restricted account (I assume restricted cash) and was improperly credited to some account (such as donations or something similar) that increased the fund balance. I supposed that this is an easy enough mistake to make and part of the reason books are audited - to find material errors and misstatements. Anyway, the good news is the auditors caught the mistake and that 3ABN made the correction in 2001 as is reported in the 990.

**ran:**

**Read what you have written very carefully. A not-for-profit entity will sometimes receive funds for others. Preferably, at the end of each month, these funds are forwarded to the appropriate entities along with the information of the person that sent the donation in..**

**These funds received are called Fiduciary Funds or some other name with a like meaning.**

**They do not belong to the receiving entity. (3ABN)**

**These monies received by 3ABN are entrusted into their care to transfer to the desired entities in a timely manner.**

**The difference is in what 3ABN did vs. what they should have done with these funds.**

**1. The funds DO NOT belong to 3ABN. They belong to someone else.**

**2. They are NOT Temporarily Restricted Funds, because temporarily Restricted funds are for 3ABN's use. Therefore, they were posted into 3ABN's income and appear on their Profit/Loss Statements. Thus, they have overstated income.**

**This means they are reporting more income than they actually received. Decisions were made on this data. Can you see what happened?**

**3. What should have happened is this; the funds were received for another entity. The money is not 3ABN's money. It is a liability, like a loan you owe to someone such as a bank. You borrow \$5,000.00; it is a liability; as you make payments to the bank, the liability**

principal gets smaller until it is zero.

**4. Because 3ABN did not have these funds in a liability account, their liabilities on the balance sheet were understated. Meaning they had more money owed to others than the Balance sheet reported. Thus, decisions based on a faulty Balance Sheet report resulted.**

**5. Now we have 2 basic reports every month that are used for financial decisions.**

.....a. The Profit/Loss or Income/Expense report shows historical transactions over a specific "period of time". Usually it is produced on a monthly, quarterly, and yearly basis. These reports can be run at any time also to follow trends.

.....b. The balance Sheet is different because it gives the financial picture at a given "moment" in time. This report is run when ever it is desired or needed, but usually always at the end of a month, end of a quarter, and the end of the fiscal year, but can be run at any time.

**6. In 3ABN's financial reports there was \$14,000 in income that did not belong to 3ABN! Plus the liabilities did not reflect the \$14,000. Therefore, the figures show income as up and debt as down.**

**In essence, 3ABN has been making decisions on faulty, non-current information.**

**Churches deal with these funds with their Conferences. Tithe does not belong to the local church. It is a Liability owed to the local conference. At the end of the month, before the monthly books are closed, these funds are forwarded to the conference before the 10th of each month. This allows 10 days for closings the churches books.**

**QUOTE**

Penny:

These are perfectly good explanations for what happened. You are correct when you said "3ABN did not post \$2.45 MILLION Dollars in TRUST FUNDS in 2001." Well at least partly correct, the year would have been 2000 or earlier. The 990's shows that they corrected this in 2001.

**Fran:**

**This is where I disagree with your thinking, but I readily agree that mistakes were being corrected. 3ABN was almost a 20 year old corporation at the time of this report.. They were a multi-million dollar Corporation. They chose not to follow Generally Accepted Accounting Principals (GAAP).**

**How can this be?**

**How many accountants did 3ABN have?**

**Who was the CFO?**

**By saying CFO, I do not necessarily mean the person that holds that title.**

**Read the Lawsuit and find who really controls the money and money decisions at 3ABN.**

**Consider this: The auditors found evidence to show that \$2.45 Million in Trust Funds were not entered/posted. They only audited 2000-2001.**

**What about 1984-1999 & 2002-2006?**

**How much do you feel the auditors did not find?**

**I ask this because auditors ask for information and documentation. It is up to 3ABN to provide the material that they needed.**

**The IL vs. 3ABN Property Tax Lawsuit is in an Adobe file. You can run "find" and find any words you ask it to find. I will later draw your attention to some eye opening statements about the integrity of the information at 3ABN. I find \$ 2.45 Million in Trust Funds not being posted to be very material! I find \$ 1.7+ Million in 2002 a major concern also.**

**Then, another concern I have is that there are NO CORRECTION from 2003-2005, even though they were still having the same problems with their trust funds! These problems extend to at least February 2006 if not longer.**

**I wonder, is this the reason Nick Miller had to leave?**

**Did he find out about it?**

**Did he resign to save his career?**

**Why were there rumors about Nick's integrity in dealing with money, even though he never touched the financial ends?**

**Nick wrote to me and answered some of the questions I asked Linda. He was very selective. I got more out of what he did not say than what he did say. I believe his integrity is very high! I believe he was a very faithful and loyal 3ABN employee. I have not heard from him since that time.**

**QUOTE**

Penny:

But when you say "They also miss-posted over \$14,000 of money meant to be forwarded to other Independent Ministries. The funds went straight into the 3ABN coffers. I still wonder what Ministries did not get their money" I beg to differ. Truth be said, of course the money went straight into 3ABN's coffers. It was sent to 3ABN and would go into their coffers before going out of the 3ABN coffers into another ministry's coffers.

**Fran:**

**The money did go straight into the 3ABN coffers. Your scenario is incorrect. See above. This error speaks so loud it screams.**

**How can 3ABN have CPA's sitting there and let this happen?**

**Who opens the mail?**

**Is a check/cash list made before the mail containing checks and cash are forwarded?**

**When forwarded were the checks and cash signed for?**

**If discrepancies were found, were they solved at that level?**

**Management should NEVER EVER TOUCH CHECKS AND CASH PERIOD!**

**Mail openers should number 2 or 3 and should be rotated on a regular basis.**

**No two people should work together often. This encourages collusion. Two – three people sign saying what the list is true and accurate.**

**These items should be taken to accounting to be immediately posted; No delays!**

**Once this is completed, another person makes a deposit. The total on that deposit should equal the list from the mail openers at all times!**

**The persons opening the mail should never be the one posting.**

**The one doing the deposit should never be the poster.**

**The one making the deposits should never be the one to pay bills.**

**My understanding from 3ABN insiders says that the mail is opened and given to Mollie and Danny.**

**THIS IS WRONG! This is against every principal there is! These procedures are called Cash Control. Leave a hole here and CASH WILL LEAK BIG TIME!**

**QUOTE**

Penny:

We don't have any indication that any ministry did not get its money in 2000 - we only know that 3ABN did not record the receipt of the cash properly. In other words, we know that 3ABN made a mistake with the accounting when the cash came into the coffers. This tells us nothing about any transaction transferring the money out of the coffers. And again the 990 tells us that in 2001 3ABN made the correction to its books.

**Fran:**

**My question to you would be this: How much did the auditors NOT find?**

**I would need to see that their policies and procedures had changed on the Balance Sheet from 2001 forward before I would say that this was only a one time correction!**

**Old habits die hard. Please remember that I am making these statements from my own experiences. People who get caught will change, but once the police leave, it is back to business as usual.**

**QUOTE**

Penny:

I'll have to take the time to investigate the other points you brought up, to see if 3ABN is correcting mistakes, or just making them and leaving them be. But so far the verdict is the 3ABN is making the corrections.

**Fran:**

**How can you be sure?**

**Evidence strongly suggests to me that there is more to this than meets the eye.**

**QUOTE**

God bless.

Shiney Penny (now starting to follow the money around)

**There are many reports that are available showing ratios. One of those formula used on that giant increase of inventory mentioned in a previous post, should produce some interesting results!**

**What result do you feel these ratios would show?**

**The ratios tell about inventory turn around time.**

**It explains how much inventory is getting sold, or moving out, vs. the increases in the inventory.**

**It helps understand the cost of carrying such a large inventory. It is supposed to give management a heads up if the inventory is in a runaway trend.**

**It is used as a red flag to call attention to someone that something is broken and needs to get fixed ASAP..**

**<http://www.netmba.com/finance/financial/ratios/>**

It is late. Please forgive my spelling and grammatical errors.

<http://www.netmba.com/finance/financial/ratios/>

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**Posted by: lurker May 20 2007, 08:01 AM**

Fran, your link didn't work for me.

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**Posted by: Shepherdswife May 20 2007, 12:30 PM**

Fran, I am not an accountant but having been a church treasurer for several years and business owner for several more, I can follow most of it. You are so right about having the checks and balances for money that comes in. Any organization that does not follow these procedure would not be trusted with any donations from me...

I was treasure once where my spouse was pastor--very irregular I know--but there were about 12 people attending and there literally was no one else to do it. I told them that I would do the data entry but would not touch the money. Someone else had to count and deposit and pay bills. It worked well and filled in the gap until we hired someone in a neighboring church to do it.

My aunt is a conference auditor and she told me that when she started her job, when she encountered a church where the books were a mess, her first instinct was to feel sorry for the "poor" treasurer (and in tiny little churches, sometimes people take the job because no one else will and do not know what they are doing) and work to straighten it out. Her boss, who had years of experience, said his first thought was "I wonder what they are trying to hide?" and would begin to look for irregularities. She has seen it too, now, that when there are things to hide, incompetence or carelessness are often blamed, when actually it is being used for cover.

Not accusing here...just observing, looking for clues, following the bread crumbs...

shepherdswife

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**Posted by: Fran May 20 2007, 12:49 PM**

**QUOTE(lurker @ May 20 2007, 09:01 AM)**

Fran, your link didn't work for me.

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I fixed it. It should work now.

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**Posted by: Pickle May 20 2007, 10:43 PM**

**QUOTE(Shepherdswife @ May 20 2007, 12:30 PM)**

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After looking at some of 3ABN's FCC applications and noticing so many mistakes, it crossed my mind that perhaps it was an attempt to cover something up. I didn't know why else there would be so many blunders.

For example, the July 2004 Ownership Report lists but 9 board members, each having 0% of the vote.

The March 2004 Ownership Report likewise lists 9 board members, each having 10% of the vote. It lists Linda who was replaced BY Ken Denslow in the July report. In other words, the March report OMITTS Denslow. Also, each director has 10% of the equity in the March report, which would not be true for a non-profit.

The August 8, 2003 Ownership Report lists 11 board members, each with 10% of the vote and 10% equity. That means that 3ABN's total equity in 2003 stood at 110% of its total at that time, and that is total nonsense. Ken Denslow IS listed as a board member.

The 4/11/2003 application to assign WDQN to 3ABN identifies 3ABN as "a for-profit corporation." It also lists 10 board members, each with 10% of the vote and 10% of the equity. Ken Denslow is NOT listed as a board member.

See what I mean? Weird, isn't it? You would think that just about anyone could tell that 9 x 10% or 11 x 10% or 9 x 0% doesn't equal 100%.

And you would think they wouldn't have Denslow as a director in August 2003, then not a director in March 2004, and back in as a director in July 2004. It seems so crazy to have all these inaccuracies.

---

**Posted by: Johann May 21 2007, 03:47 AM**

Who knows what is going on?

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**Posted by: ex3ABNemployee May 21 2007, 07:21 AM**

**QUOTE(Pickle @ May 20 2007, 10:43 PM)**

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And yet they want folks to believe that the books are "without spot or blemish" in the accounting department. I'm not accusing anyone of anything, but if there are this many mistakes on the FCC documents, isn't it safe to assume that there may be other mistakes elsewhere?

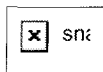
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**Posted by: LadyTenor May 21 2007, 09:02 AM**

I intended to quote a number of posts on this thread, but that would be too long...so I decided against it....

There is a lot of discussion here regarding civil procedure and substantive law.

Show of hands....how many people who have made bold assertions about said topics have a law degree?



---

**Posted by: Johann May 21 2007, 09:35 AM**

**QUOTE(Clay @ May 19 2007, 03:41 PM)**

well to be fair, many of the vitriolic supporters have been banished so they cannot speak.... my point is that you should not misread the silence.....

Should we be inclined to invite them back?

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snk

We need your guidance?

---

**Posted by: Clay May 21 2007, 09:35 AM**

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QUOTE(Johann @ May 21 2007, 10:35 AM)

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immmmm not particularly.....

---

**Posted by: Fran May 21 2007, 10:43 AM**

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**Well, I surely know very little about law! I understand accounting. However, I believe a few here have dealings with the law in certain areas.**

**I cannot comment on the law and what happens because we do not know what any outcome will be before it happens. There is a place to compare and contrast what has been decided before. Many laws are common laws.**

**Goodness, save me from being a lawyer. Forgive me for saying this, but my experiences have not been real positive where lawyers are concerned. Many are arrogant and treat others as stupid and ignorant. Others just don't have the where-with-all to even get the facts as presented right!**

**I have never dealt with you, so don't take offense please. It is hard to find a "right" lawyer and when you must accept by faith that all will go as planned.**

---

**Posted by: LadyTenor May 21 2007, 11:02 AM**

---

QUOTE(Johann @ May 21 2007, 11:35 AM)

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Maybe, maybe not, but that is not the point I was making.

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No offense taken. I encountered the worst kind of arrogance when I was in law school and I was nauseated by it. There are enough greedy, unethical, arrogant and condescending attorneys in the world that the entire profession has suffered as a result.

However, in my experience, folks always hate lawyers until they need one!

---

Posted by: Jnana15 May 21 2007, 12:00 PM

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I have had my share of lawyers these past five years, some "pit bulls" as my son calls them and others sent from God. God sure watches over us as we go through the fiery trials and tribulation of life and He sends good lawyers to help His people when needed.

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Posted by: Fran May 21 2007, 07:59 PM

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QUOTE(LadyTenor @ May 21 2007, 12:02 PM)

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Not only that, but they are out of my buget allocations too!  rofl

Is it legal to put a target on the back of my car that says, " \$\$ Go Ahead and Hit Me; \$\$ I Need the Money \$\$"?

---

Posted by: steffan Jun 9 2007, 11:19 AM

QUOTE(LadyTenor @ May 21 2007, 10:02 AM)

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Has anyone heard the results of the property case between DS and Ls yesterday? If I remember correctly, Observer made some sort of statement that Heal's performance with Linda's case would be sort of a "measuring stick" as to what we could expect in his handling of the Pickle/Joy case. That being said, all I can say is Good Luck pickle/joy.

---

Posted by: Snoopy Jun 9 2007, 01:50 PM

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presented right!

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guess judging from recent events in the business world, one could say the same of accountants...no offense...

QUOTE(LadyTenor @ May 21 2007, 11:02 AM)

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However, in my experience, folks always hate lawyers until they need one!

.T, I believe you make some excellent points!!

---

**Posted by: runner4him Jun 10 2007, 10:26 PM**

QUOTE(steffan @ Jun 9 2007, 12:19 PM)

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Steffan,

You seem to know everything....Amazing! I guess we have come to conclusions about you.

Just for the record....I do not think Pickle and Joy are looking for LUCK...they are looking up and counting on him to "work all things together for good".

The really sad thing is Ds's muzzel approach....you/he should welcome a bright light to expose all. A dark curtain causes many questions to arise....why the need for secrecy?? What harm will come from an open book?? HmMMMM

---

**Posted by: steffan Jun 10 2007, 10:57 PM**

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The really sad thing is Ds's muzzle approach....you/he should welcome a bright light to expose all. A dark curtain causes many questions to arise....why the need for secrecy?? What harm will come from an open book?? Hmmmmm

Do you really think that pickle and joy are looking to Him with their tabloid sensational headlines splashed all over the internet. Do you honestly think that Jesus would bless those actions. The slanderous and hateful accusations by 2 men that have never even met Danny or the 3abn board and have never spent anytime at 3abn. They are so far off the track spiritually how in the world could they be blessed.

When on the "muzzle" issue, I take it you have never been involved in a detailed court case and litigation. The "client" doesn't make those kind of decisions that pertain to legal terms like impoundment. The attorney's decide their strategy's and tell the client what they think is best. If DS or 3abn knew enough about the law to strategize their case, they would handle it themselves.

Now back to the marital property case.

One might ask the question "Does anyone know what it means when a court sanctions someone? Do we all agree this is a very serious judgment handed down by a court? When someone is caught lying to the court for example, a judge will sometimes place sanctions on the side caught lying to the court.

One of the first punishments for being sanctioned by a judge is usually making the team caught in the lie to pay for the other sides attorneys fees. Why? Usually when a petitioner for example, accuses a respondent of false allegations, the respondent has to spend lots of money for a law firm to defend him/her. This case may go to several hearings before a judge has enough information to make a decision. If the judge feels that the petitioner, for example, has lied about whatever, he will rule in favor of the respondent and place sanctions on the petitioner, making her/him pay for all the respondents attorneys fees. This could be thousands of dollars!

It will be interesting to see how closely this follows with the DS & Ls case. It will be interesting to see if the judge made such a sanction against Linda for lying. If he did, there can be no valid excuses offered on her or her attorney Heal's part. If this scenerio resembles what happened in their recent hearing, The fact will go down permanetly in the court records that, they are guilty of misrepresenting facts to the court.

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**Posted by: Whtz Happenin Jun 10 2007, 11:25 PM**

**QUOTE(steffan @ Jun 9 2007, 01:19 PM)**

Has anyone heard the results of the property case between DS and Ls yesterday?

If I remember correctly, Observer made some sort of statement that Heal's performance with Linda's case would be sort of a "measuring stick" as to what we could expect in his handling of the Pickle/Joy case. That being said, all I can say is Good Luck pickle/joy.

**QUOTE(steffan @ Jun 11 2007, 12:57 AM)**

...

Now back to the marital property case.

One might ask the question "Does anyone know what it means when a court sanctions someone? Do we all agree this is a very serious judgment handed down by a court? When someone is caught lying to the court for example, a judge will sometimes place sanctions on the side caught lying to the court.


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of false allegations, the respondent has to spend lots of money for a law firm to defend him/her. This case may go to several hearings before a judge has enough information to make a decision. If the judge feels that the petitioner, for example, has lied about whatever, he will rule in favor of the respondent and place sanctions on the petitioner, making her/him pay for all the respondents attorneys fees. This could be thousands of dollars!

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Steffan, I cannot quite figure out the point of your posts. It seems like you are in a discussion with yourself. I am not trying to give you a hard time.

Are you trying to tell us something without really telling us?

 (I'm Corn-fused)

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**Posted by: runner4him Jun 10 2007, 11:33 PM**

[Steffan....quote]

**QUOTE**

Do you really think that pickle and joy are looking to Him with their tabloid sensational headlines splashed all over the internet. Do you honestly think that Jesus would bless those actions. The slanderous and hateful accusations by 2 men that have never even met Danny or the 3abn board and have never spent anytime at 3abn. They are so far off the track spiritually how in the world could they be blessed.


Yes, God Will bless! A matter of opinion who is off track. Opinion....God has been leading these men and others...they are to be commended for their courage...they have had nothing to gain personally by standing up but everything to lose if they neglected their duty to lift up the banner of truth. I have seen nothing but acts and documents...all presented without prejudice.

**QUOTE**

Then on the "muzzle" issue, I take it you have never been involved in a detailed court case and litigation. The "client" doesn't make those kind of decisions that pertain to legal terms like impoundment. The attorney's decide their strategy's and tell the client what they think is best. If DS or 3abn knew enough about the law to strategize their case, they would handle it themselves.


Disagree.....If the "client" is wise and claims to be a follower of Christ.....then "he" would be the one who sets the stage and makes the decisions. Who wants to blindly follow any person who claims the world as his home?...Not wise. I would never put my trust in a man rather than in my Lord. That is the weakest argument and one not believed by those who are watching.

---

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 (I'm Corn-fused)

so agree...

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**Posted by: mozart Jun 11 2007, 12:28 AM**

**QUOTE(steffan @ Jun 10 2007, 09:57 PM)**

Do you really think that pickle and joy are looking to Him with their tabloid sensational headlines splashed all over the internet. Do you honestly think that Jesus would bless those actions. **The slanderous and hateful accusations by 2 men that have never even met Danny or the 3abn board and have never spent anytime at 3abn.** They are so far off the track spiritually how in the world could they be blessed.

are you sure of this steffan? seems i remember different. in fact i'm pretty sure that pickle was interviewed on 3abn live once or twice. yet you say they've never even met or spent any time at 3abn? you sure about that?

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**Posted by: Observer Jun 11 2007, 06:08 AM**

**QUOTE(steffan @ Jun 10 2007, 10:57 PM)**

When someone is caught lying to the court for example, a judge will sometimes place sanctions on the side caught lying to the court.  
One of the first punishments for being sanctioned by a judge is usually making the team caught in the lie to pay for the other sides attorneys fees. Why? Usually when a petitioner for example, accuses a respondent of false allegations, the respondent has to spend lots of money for a law firm to defend him/her. This case may go to several hearings before a judge has enough information to make a decision. If the judge feels that the petitioner, for example, has lied about whatever, he will rule in favor of the respondent and place sanctions on the petitioner, making her/him pay for all the respondents attorneys fees. This could be thousands of dollars!

oh, Steffan. I am shaking my head as I read your post.

it seems to me that you do not know very much about court sanctions.

Yes, to answer your question of yours, some sanctions are inconsequential. If an attorney disobeys some instruction from the judge, and the judge sanctions the attorney with a personal fine of \$500.00 that is often considered of little significance, and some attorneys willingly will disobey the judge in order to say something to the jury and believe that it will be worth a \$500 fine.

Of course if the judge sends the attorney to jail, that is a major issue.

In regard to a witness/plaintiff who lied, sanctions are not typically used in that case. There are two reasons:  
1) It is often hard to prove that a person knowingly attempted to deceive the court. That person may be wrong, but did not know it.  To lie under oath is a criminal offense. One may be charged and tried for such. Judges typically leave that to the District Attorney to decide, and do not sanction.

In regard to paying the legal expenses of the other person for telling a lie. You are simply off base there. Many States have laws under which, if conditions are met, the one who loses the case must pay legal

expenses of the other party. That is NOT based upon telling a lie. It is based upon losing the case. One may lose a case without telling a lie.

By the way, claiming that one committed a crime against you, and failing to obtain a conviction is not grounds for being charged with telling a lie.

I am reminded of a case in which I personally knew some of the parties. An individual was charged with the crime of murder. The jury found the defendant Not Guilty, primarily because no murder weapon was ever discovered that could be associated with the defendant. At that point, no one testifying for the prosecution was charged with telling a lie. Several years later the murder weapon was discovered in the defenedants home, in a very special hiding place--the exhaust pipe leading from a furnace--chimney (sp). The murder occured on a cold winter day. The furnace was heaating the home. The police did not disemble it and find the pistol. Years later it was discovered.

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**Posted by: steffan Jun 11 2007, 11:35 AM**

**QUOTE(runner4him @ Jun 11 2007, 12:33 AM)**

**Disagree.....If the "client" is wise and claims to be a follower of Christ.....then "he" would be the one who sets the stage and makes the decisions. Who wants to blindly follow any person who claims the world as his home?...Not wise. I would never put my trust in a man rather than in my Lord. That is the weakest argument and one not believed by those who are watching.**  
I so agree...

Wrong. How can the client decide legal strategy when unversed in the law?

You say you wouldn't put your trust in one who makes this world his home? You are assuming the 3abn attorney's are not christians? Where would you get that information?

You would never put your trust in man rather than the Lord? Good point except there is so much more depth in that statement than what you have written.

If you need surgery, you are putting your life in the hands of that surgeon. Now, you can pray and ask God to guide his hands and be with you and him during that surgery but...you still must depend on the doctor's skills to a certain degree. Why? Because you don't have the knowledge to operate on yourself. So you come to a point of having to trust a skilled surgeon as you pray for God to direct him.

This same scenerio can apply here. The client does not have the legal expertise to know what decisions to make or what options are available so he puts it in the hands of those who do know, and prays that God will guide and direct them to make the right decisions and use their specific skills accordingly. Just like the surgeon.

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**Posted by: LaurenceD Jun 11 2007, 12:21 PM**

*"Just like the surgeon."* ...and just like the lawyer(s) that lost the case against the Dept. of Rev. in Il. for 3abn. What a slam!

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**Posted by: Observer Jun 11 2007, 01:20 PM**

**QUOTE(steffan @ Jun 11 2007, 10:35 AM)**



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Steffan, I work in a teaching hospital. We expect that patients will be involved. Yes, our MDs are experts. They recommend. They guide. But, ultimately, they tell us whether or not we operate, what medication they will not take, and much more.

Tonight, I will meet with a group of people, who will vote to ask an attorney to come to our group and give us some advice. Yes, that will be on the clock, and we will pay the bill. On the date that lawyer comes I will be prepared. I am obtaining copies of legal documents today. I will know a lot about the issues. I will be prepared with questions that will be pointed. In the end, the group of people with whom the attorney will meet, will take a vote that will instruct the attorney in what that lawyer will do. You see, even lawyers take instruction from clients. That is why we pay them. We pay them to advise us. We decide. That is why the client is responsible for the actions of an attorney.

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**Posted by: mozart Jun 11 2007, 05:47 PM**


good post gregory. what i'm thinking is that if the client has so many issues that are the result of secrecy and the client is innocent, they might reconsider the way they have dealt with things and think it would be a good idea to have things out in the open for a change. i'm sure the attorneys and the client in this case, want things hidden from view for good reason. the client is more interested in winning the case for the purpose of SPIN, than he is in winning/satisfying the hearts of his viewers and contributors. i don't think it is any surprise to any of us that they don't have any respect or concern for us. this is strictly business.

it seems clear, and i think pickle touched on this some time ago, that not all court cases are good for the client even if they do win. one reason being the exposure. i have a feeling that the client and the attorneys in this case will seek to permanently seal the records of this case and the records of any future cases. as has been the strategy in this whole situation, the so-called evidence is used to the fullest extent without ever having to be revealed. therefore, there will always be unanswered questions and that is the way they need it to be to maintain any hope of redeeming their reputation through false pretenses. open, honest repentance and restoration does not seem to be anywhere on their radar even tho' it is the only true Christian hope.

i would like to make it clear to "them" that we want something back for our support and what we want "back" is the truth.

i believe that only God can make that happen. if they do not listen to God, then some day, some time, the bottom is gonna fall out.

remember in forrest gump when captain dan was up on the mast of the "shrimpin' boat"

 and he was raging back at the raging storm and forrest said, "i think that's when God..... showed up". God will show up and He will be right on time.

---

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**Posted by: runner4him Jun 11 2007, 06:51 PM**

**QUOTE(Observer @ Jun 11 2007, 02:20 PM) □**

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\amen!

**QUOTE(mozart @ Jun 11 2007, 06:47 PM) □**

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□ and he was raging back at the raging storm and forrest said, "i think that's when God..... showed up". God will show up and He will be right on time.

Amen again!

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**Posted by: Fran Jun 12 2007, 01:45 AM**

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**QUOTE(Snoopy @ Jun 9 2007, 01:50 PM)**

**I guess judging from recent events in the business world, one could say the same of accountants...no offense...**

**LT,**

**I believe you make some excellent points!!**

**Snoopy;**

**Oh yes, the same can be said for all professionals/non-professionals. No offense taken at all!**

**I have just had my share of bad/good luck and am very gun shy. Lawyers and Doctors are at the top of my list. Sorry.**

**I guess I have dealt with more sorry Doctors than Lawyers! Yes, I have had my share of stupid Accountants too. ( I have done a few "stupids" myself! But experience taught me a lot. Do it once, you won't do it again; mark my word!  rofl )**

**LT;**

**Your comments were excellent. We lose desire for their services "Until they are needed" is so true.**

**My problem is figuring out which one to trust. How can we know? Can't tell by their rates! Many people think that the more they charge the better they are. I don't think that is correct either.**

**I have called many getting referrals and still don't know. I have 2 doctors I would fight to keep; two I would like to dump, but can't decide who to choose as a replacement.**

**I have a lawyer. However, one lawyer does not cover all of my needs. I can only afford one. Do I change? Well, it depends on if a problem is in mid stream!**

**Sorry for taking so long to respond. I have been on break from 3ABN issues, all Internet links, and my email. I am now back and things seem to be progressing as expected.**

**Good points, Snoopy**

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**Posted by: sonshineonme Jun 12 2007, 10:31 AM**

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**QUOTE(steffan @ Jun 10 2007, 09:57 PM)**

**Do you really think that pickle and joy are looking to Him with their tabloid sensational headlines splashed all over the internet. Do you honestly think that Jesus would bless those actions. The slanderous and**

hateful accusations by 2 men that have never even met Danny or the 3abn board and have never spent anytime at 3abn. They are so far off the track spiritually how in the world could they be blessed. Then on the "muzzle" issue, I take it you have never been involved in a detailed court case and litigation. The "client" doesn't make those kind of decisions that pertain to legal terms like impoundment. The attorney's decide their strategy's and tell the client what they think is best. If DS or 3abn knew enough about the law to strategize their case, they would handle it themselves.

Steffan, just how many times did Pickle and Joy ask to see the evidence and also ask to meet with the board? And what was the response of Danny and his hand picked board??? Must be that filing suite in a US District Court now meets the new biblical standards of the firm that is suppose to counter-act the counterfit rather than meeting face to face and discussing the allegations and the evidence. But that is the issue...they are a law unto themselves..able to make and grant ecclesiastical law relating to divorce and remarriage in defiance of Jesus very clear standard in Matthew. So why would they give serious consideration to meeting with "nobodys" anyway? Right?

Now back to the marital property case.

One might ask the question "Does anyone know what it means when a court sanctions someone? Do we all agree this is a very serious judgment handed down by a court? When someone is caught lying to the court for example, a judge will sometimes place sanctions on the side caught lying to the court.

Steffan, any more serious than failing to fully answer interrogatories, failing to update answers to interrogatories, answering with non-substantive answers? Now lets see, if Danny's lawyer claims the answers are complete when they clearly are not is that SERIOUS? If he fails to amend and state the truth, "the whole truth and nothing but the truth", will he face sanctions? And how would this compare to separate statements, one of which was answered by counsel in 2005, the other answered by Linda in 2006 and was suppose to be corrected by her counsel who failed to correct the record. On the other hand deliberately refusing to provide evidence and disclose ones assets correctly could have far more serious consequences, wouldn't you agree?

One of the first punishments for being sanctioned by a judge is usually making the team caught in the lie to pay for the other sides attorneys fees. Why? Usually when a petitioner for example, accuses a respondent of false allegations, the respondent has to spend lots of money for a law firm to defend him/her. This case may go to several hearings before a judge has enough information to make a decision. If the judge feels that the petitioner, for example, has lied about whatever, he will rule in favor of the respondent and place sanctions on the petitioner, making her/him pay for all the respondents attorneys fees. This could be thousands of dollars!

And what would be the penalty if the respondents claims and responses were found deficient when his counsel claims they are complete and accurate? And what would the respondent have to pay?

It will be interesting to see how closely this follows with the DS & Ls case. It will be interesting to see if the judge made such a sanction against Linda for lying. If he did, there can be no valid excuses offered on her or her attorney Heal's part. If this scenerio resembles what happened in their recent hearing, The fact will go down permanently in the court records that, they are guilty of misrepresenting facts to the court.

Yes, it will be interesting to see won't it?? Because you and I both know that counselor Laird entered this situation and appeared well after the incident in question. The request to admit relative to the June 2004 agreement was answered by counselor Drew in 2005. The answers to interrogatories propounded by respondent to the petitioner were answered in late 2006 by Drew. Respondents counselor sought to strike the interrogatory answer and requested his costs for the motion. Drew said he was going to answer the motion and supplement petitioners answers to correct the differing answers, but did not do so by the hearing date, several months after he was suppose to answer the motion and supplement Linda's answers. Counselor Drew withdrew the day of the hearing and Laird Heal entered an appearance but counselor Drew still failed to deliver the file to Heal until the end of May. Now, is this Linda's problem...Drew's problem or counselor Lairds problem? And would you be giving notice to your malpractice carrier of a potential claim?

Tell me steffan, what are they guilty of representing to the court? Whether the copy of the agreement done in June 2004 was a true copy of the one signed by Linda...and why did Linda question the document? Because Drew claimed he could not find his copy of the original and had to wait for respondent to produce a copy. Linda simply questioned the authenticity of the copy tendered as she was not certain she had signed it with all the conditions purportedly included in the one produced by respondent that did not have her initials on all pages. Now, would you question the authenticity of this document tendered under the circumstances? Would you question the due diligence of counselor Drew? And what would you do Steffan? Hire new counsel, just maybe?

Now, lets watch carefully to see how respondent answers motions to compel responses to interrogatories? That will be a much more interesting show! Wonder just how honest and forthright respondent will be? And don't forget those sanctions you educated us too!

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**Posted by: mikell Jun 12 2007, 01:43 PM**

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**QUOTE(steffan @ Jun 11 2007, 11:35 AM)**

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Steppan, like I said before, you really need to cut back on your coffee drinking, and start drinking de-cafe!

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**Posted by: Daryl Fawcett Jun 24 2007, 07:04 AM**

The following was posted by steffan in another topic here at BSDAOL:

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**QUOTE**

As for Laird's part in the whole scenerio, well if his first appearance for Linda was without an actived license and the next court date he was a no show, I wouldn't hold my breath for any brilliant legal strategy from him. By the way, his request for yet another continuance on the marital property case arrived approx 15 minutes after the Judge ruled against Linda. The judge stated that contrary to what she said, she knew what she was signing when she signed the marital property agreement and the contract is valid. The judge sanctioned her and she will be responsible for paying Danny's attorney's fees for this part of the case, in which, she had no case (forgive the pun.)

Did this actually happen as posted?

Can anybody verify what happened, one way or the other?

---

**Posted by: Pickle Jun 27 2007, 06:55 AM**

**QUOTE(Daryl Fawcett @ Jun 24 2007, 08:04 AM)**

The following was posted by steffan in another topic here at BSDAOL:

Did this actually happen as posted?

Can anybody verify what happened, one way or the other?

I'm not sure what event he was talking about, but I understand that Linda has to pay half a day's legal fees for Danny's side due to her previous attorney not doing something he was asked to do and which he said that he would do and which he really needed to do. This was over an issue that came up a number of months ago and was never dealt with properly. That's my understanding, right or wrong.

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**Posted by: Observer Jun 27 2007, 07:22 AM**

**QUOTE(Pickle @ Jun 27 2007, 05:55 AM)**

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Bob:

As you have stated it, typically the court would sanction the attorney, charge the lawyer, and not allow the lawyer to charge the client for the mistake of the attorney.

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**Posted by: lurker Jun 27 2007, 10:13 AM**

In regard to Steffan's post about Linda being sanctioned-If you look at the case information, it lists fines **and fees**. I have seen at least \$100 of that there for a long time. While I don't see a single item of \$12, an item or items may have increased by that much to bring up the total to \$112. If you look at payments, there was \$100 paid February 8 2005 and \$12 paid March 12 2007. **I don't see anything new.**

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**Posted by: runner4him Jun 27 2007, 10:30 PM**

**QUOTE(steffan @ Jun 10 2007, 11:57 PM)**

Then on the "muzzle" issue, I take it you have never been involved in a detailed court case and litigation. The "client" doesn't make those kind of decisions that pertain to legal terms like impoundment. The attorney's decide their strategy's and tell the client what they think is best. If DS or 3abn knew enough about the law to strategize their case, they would handle it themselves.

would like some clarification on the law suit and the impoundment order, steffan.....you seem to know quite a bit although W.T. says you do not....I just want to know if you knew what the order to impound was about? Do you think it was something that the attorneys wanted to do and not 3abn? That is what you seem to reply. I think you said in another post somewhere that it was doomed to fail because it was unconstitutional or something like that. I assume you are saying it was a lost cause from the very moment that the petition was requested and therefore just a maneuver to stall and take up the judge's or someone's time?

Thanks for answering.

4Him