

that it was his understanding that a protective order was on the horizon. In follow-up contacts with Deena Litzenburg, counsel for GHS, she informed me that it was her understanding that a protective order was on the horizon. At least one of these attorneys connected that protective order with the upcoming status conference to be held on December 14, 2007.

4. Deena Litzenburg also made clear GHS would not comply without a subpoena being reissued from the Southern District of Illinois, and without an order to compel. Charles Bappert also informed me that a motion to compel Remnant would be required.

5. Charles Bappert also told me that nothing we had sought for from Remnant was relevant to the instant case, even documents regarding royalty payments made by Remnant to Danny Shelton.

6. The status conference of December 14 was attended by Judge Dennis Saylor, both Defendants, Jerrie Hayes, John Pucci, and Lizette Richards. Attorney Hayes referred to the subpoenas that had been issued, and mentioned specifically that two of them had been issued from the wrong court. She referred to a motion for a protective order that they were working on, and requested a stay of discovery until that motion could be filed and heard.

7. Judge Saylor made it clear in that status conference that any proposed protective order would have to be narrowly tailored, that parties generally consider more things confidential than really are, and that discovery would not be stayed until a proposed motion would be heard.

8. The Plaintiffs filed the instant motion on December 18, 2007, proposing a protective order that is anything but narrowly tailored.

9. I served requests to produce documents and things on Three Angels Broadcasting Network, Inc. ("3ABN") on November 29, 2007, and on Danny Shelton on December 7, 2007. I was not served their responses until January 9, 2008, making 3ABN's responses 11 days late. These dates are acknowledged by Plaintiffs' counsel in filings in Massachusetts and Minnesota.

The responses in question are attached hereto as **Exhibits A–B**.

10. In these responses, the Plaintiffs have taken the extreme position that every document in their initial disclosures and every document requested by the Defendants is either privileged, confidential, or irrelevant, even 3ABN's mass-produced and widely distributed monthly magazine, *3ABN World*. See Exhibits A–B at Response to Request No. 8.

11. Follow-up discovery conferences between the Defendants and Jerrie Hayes occurred on January 10 and 22, 2008, based on my notes. These conferences were held to narrow the issues before asking intervention by the Court. Attorney Hayes stated that such information as donation information would have to be obtained from third parties.

12. In subsequent communications with Attorney Hayes, I attempted to negotiate a narrowly tailored confidentiality agreement regarding donor information as follows: Donation information could have donor identities redacted out with an accompanying confidential list tying codes to donor information. No donor identities would be made public without authorization by that donor, unless such information was already a matter of public record. This reasonable proposal was unacceptable to the Plaintiffs or their counsel. The communications in question are attached hereto as **Exhibit C**.

13. On February 6 and 7, 2008, Plaintiff Shelton filed a motion to quash in the District of Minnesota. The motion, memorandum, and accompanying affidavits by Jerrie Hayes and Danny Shelton are attached hereto as **Exhibits D–G**. Plaintiff Shelton and his counsel in this motion go so far as to ask for a stay of the subpoena in violation of Judge Saylor's order of December 14, 2007, and for the imposition of their broadly tailored protective order.

14. In response to Plaintiff Shelton's motion to quash, I filed a motion to dismiss their motion. Attorney Hayes' response on behalf of Plaintiff Shelton is attached as **Exhibit H**.

15. I also filed a memorandum in opposition to Plaintiff Shelton's motion to quash,

along with an affidavit and exhibits, attached hereto as **Exhibits I–K**, except for exhibit A which is the same as Exhibit B above. This filing proves the relevancy to the instant case of bank records for accounts of Plaintiff Shelton, as well as raising serious questions about his veracity.

16. The Plaintiffs have thus far not produced one single document, and it is now March 3, 2008.

17. Derrell Mundall is the ex-son-in-law of Danny Shelton. Since being allegedly wrongfully terminated about 2004 by 3ABN, he has worked for major competitors of 3ABN such as HopeTV and LLBN. Danny Shelton has made terrible allegations against Derrell Mundall.

FURTHER DEPONENT TESTIFIES NOT.

Signed and sealed this 3rd day of March, 2008.

s/ Bob Pickle
Bob Pickle

Subscribed and sworn to me
this 3rd day of March, 2008.

s/ Deanna M. Zimmerman
Notary Public

My commission expires Jan. 31, 2010.