

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): JAMES A LASSART ROPER, MAJESKI, KOHN & BENTLEY 670 HOWARD STREET SAN FRANCISCO, CA 94105 ATTORNEY FOR (Name): LANDMARK EDUCATION CORP. - PLAINTIFF	TELEPHONE NO.: 415-543-4800	FOR COURT USE ONLY <div style="text-align: center; font-size: 1.2em; font-weight: bold;"> ENDORSED FILED </div> <div style="text-align: center; font-size: 0.8em;"> <i>San Francisco County Superior Court</i> </div> <div style="text-align: center; font-size: 1.2em; font-weight: bold; margin-top: 10px;"> SEP 26 1997 </div> <div style="text-align: center; margin-top: 10px;"> BY: <u>ALAN CARLSON, Clerk</u> <u>MONICO SD. MATEO, JR.</u> <i>Deputy Clerk</i> </div>
INSERT NAME OF COURT, JUDICIAL DISTRICT, AND BRANCH COURT, IF ANY: SUPERIOR COURT OF CALIFORNIA CITY & COUNTY OF SAN FRANCISCO 639 FOLSOM STREET, ROOM 210 SAN FRANCISCO, CA 94107-3601		
CASE NAME: <div style="text-align: center;"> LANDMARK EDUCATION CORPORATION V. STEVEN PRESSMAN </div>		
CIVIL CASE COVER SHEET (Case Cover Sheets)		CASE NUMBER: <div style="font-size: 2em; font-weight: bold; text-align: center;"> 989890 </div>

1. 34 Case category (Insert code from list below for the ONE case type that best describes the case):
- | | |
|---|--|
| <ul style="list-style-type: none"> 01 Abuse of Process 02 Administrative Agency Review 03 Antitrust/Unfair Business Practices 04 Asbestos 05 Asset Forfeiture 06 Breach of Contract/Warranty 07 Business Tort 08 Civil Rights (<i>Discrimination, False Arrest</i>) 09 Collections (<i>Money Owed, Open Book Accounts</i>) 10 Construction Defect 11 Contractual Arbitration 12 Declaratory Relief 13 Defamation (<i>Slander, Libel</i>) 14 Eminent Domain/Inverse Condemnation 15 Employment (<i>Labor Commissioner Appeals, EDD Actions, Wrongful Termination</i>) 16 Fraud 17 Injunctive Relief | <ul style="list-style-type: none"> 18 Insurance Coverage/Subrogation 19 Intellectual Property 20 Enforcement of Judgment (<i>Sister State, Foreign, Out-of-Country Abstracts</i>) 21 Partnership and Corporate Governance 22 PI/PD/WD—Auto (<i>Personal Injury/Property Damage/Wrongful Death</i>) 23 PI/PD/WD—Nonauto 24 Product Liability 25 Professional Negligence (<i>Medical or Legal Malpractice, etc.</i>) 26 Real Property (<i>Quiet Title</i>) 27 RICO 28 Securities Litigation 29 Tax Judgment 30 Toxic Tort/Environmental 31 Unlawful Detainer—Commercial 32 Unlawful Detainer—Residential 33 Wrongful Eviction 34 Other: <u>order compelling answers to deposition questions</u> |
|---|--|

2. Type of remedies sought (check all that apply): a. Monetary b. Nonmonetary c. Punitive
3. Number of causes of action: 1
4. Is this a class action suit? Yes No

Date: September 26, 1997

..... (TYPE OR PRINT NAME) ▶ James A. Lassart (SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTE TO PLAINTIFF

- This cover sheet shall accompany each civil action or proceeding, except those filed in small claims court or filed under the Probate Code, Family Law Code, or Welfare and Institutions Code.
- File this cover sheet in addition to any cover sheet required by local court rule.
- Do not serve this cover sheet with the complaint.
- This cover sheet shall be used for statistical purposes only and shall have no effect on the assignment of the case.

LANMARK EDUCATION CORP. v.
STEVEN PRESSMAN

SUMMONS (CITACION JUDICIAL)

NOTICE TO DEFENDANT: (Aviso a Acusado)
STEVEN PRESSMAN

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

YOU ARE BEING SUED BY PLAINTIFF:
(A Ud. le esta demandando)
LANDMARK EDUCATION CORPORATION

You have **30 CALENDAR DAYS** after this summons is served on you to file a typewritten response at this court.

A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

Después de que le entreguen esta citación judicial usted tiene un plazo de 30 DIAS CALENDARIOS para presentar una respuesta escrita a máquina en esta corte.

Una carta o una llamada telefónica no le ofrecerá protección; su respuesta escrita a máquina tiene que cumplir con las formalidades legales apropiadas si usted quiere que la corte escuche su caso.

Si usted no presenta su respuesta a tiempo, puede perder el caso, y le pueden quitar su salario, su dinero y otras cosas de su propiedad sin aviso adicional por parte de la corte.

Existen otros requisitos legales. Puede que usted quiera llamar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados o a una oficina de ayuda legal (vea el directorio telefónico).

The name and address of the court is: (El nombre y dirección de la corte es)
SAN FRANCISCO SUPERIOR COURT
633 FOLSOM STREET
SAN FRANCISCO, CA 94107

CASE NUMBER (Número del caso)
989890

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es)
JAMES A. LASSART 40913 (415) 543-4800

ROPER, MAJESKI, KOHN, et al.
670 Howard Street
San Francisco, CA 94105

ALAN CARLSON
MONICO S. MATEO
Clerk, by _____, Deputy
(Actuario) (Delegado)

DATE: **SEP 26 1997**
(Fecha)

(SEAL)

NOTICE TO THE PERSON SERVED: You are served

1. as an individual defendant. *Steven Pressman*

2. as the person sued under the fictitious name of (specify):

3. on behalf of (specify):

under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (individual)
 other:

4. by personal delivery on (date):

PROOF OF SERVICE - SUMMONS
(Use separate proof of service for each person served)

1. I served the

- a. summons complaint amended summons amended complaint
 completed and blank Case Questionnaires Other (specify):

b. on defendant (name):

c. by serving defendant other (name and title or relationship to person served):

d. by delivery at home at business

- (1) date:
(2) time:
(3) address:

e. by mailing

- (1) date:
(2) place:

2. Manner of service (check proper box):

- a. **Personal service.** By personally delivering copies. (CCP 415.10)
- b. **Substituted service on corporation, unincorporated association (including partnership), or public entity.** By leaving during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(a))
- c. **Substituted service on natural person, minor, conservatee, or candidate.** By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of the office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(b)) (Attach separate declaration or affidavit stating acts relied on to establish reasonable diligence in first attempting personal service.)
- d. **Mail and acknowledgement service.** By mailing (by first-class mail or airmail, postage prepaid) copies to the person served, together with two copies of the form of notice and acknowledgement and a return envelope, postage prepaid, addressed to the sender. (CCP 415.30) (Attach completed acknowledgment of receipt.)
- e. **Certified or registered mail service.** By mailing to an address outside California (by first-class mail, postage prepaid, requiring a return receipt) copies to the person served. (CCP 415.40) (Attach signed return receipt or other evidence of actual delivery to the person served.)
- f. Other (specify code section):
 additional page is attached.

3. The "Notice to the Person Served" (on the summons) was completed as follows (CCP 412.30, 415.10, and 474):

- a. as an individual defendant.
- b. as the person sued under the fictitious name of (specify):
- c. on behalf of (specify):
under: CCP 416.10 (corporation) CCP 416.60 (minor) other:
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (individual)

d. by personal delivery on (date):

4. At the time of service I was at least 18 years of age and not a party to this action.

5. Fee for service: \$

6. Person serving:

- a. California sheriff, marshal, or constable.
- b. Registered California process server.
- c. Employee or independent contractor of a registered California process server.
- d. Not a registered California process server.
- e. Exempt from registration under Bus. & Prof. Code 22350(b).
- f. Name, address and telephone number and, if applicable, country of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(For California sheriff, marshal, or constable use only)
I certify that the foregoing is true and correct.

Date:

Date:

(SIGNATURE)

(SIGNATURE)

1 JAMES A. LASSART (SBN 40913)
CAROL P. LaPLANT (SBN 85745)
2 ROPERS, MAJESKI, KOHN & BENTLEY
670 Howard Street
3 San Francisco, California 94105
Telephone: (415) 543-4800
4 Facsimile: (415) 512-1574

ENDORSED
FILED
San Francisco County Superior Court

SEP 26 1997

ALAN CARLSON, Clerk
BY: MONICO SD. MATEO, JR.
Deputy Clerk

5 Attorneys for Plaintiff
LANDMARK EDUCATION CORPORATION

8:30 A.M.

PLAN I
FEB 27 1998

STATUS CONFERENCE DATE:

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE CITY AND COUNTY OF SAN FRANCISCO

989890

10
11 LANDMARK EDUCATION CORPORATION,
12 Plaintiff,
13 v.
14 STEVEN PRESSMAN,
15 Defendant.

CASE NO. 989890
COMPLAINT FOR ORDER COMPELLING
ANSWERS TO DEPOSITION QUESTIONS

16
17 Plaintiff LANDMARK EDUCATION CORPORATION ("Landmark") complains
18 and alleges as follows:

- 19 1. Plaintiff Landmark is a corporation duly organized under the laws of the State
20 of California, qualified to do business and doing business in San Francisco, California.
21 2. Plaintiff is informed and believes and thereon alleges that defendant STEVEN
22 PRESSMAN ("Pressman") is a resident of San Francisco, California.
23 3. Landmark is currently involved in pretrial litigation of a case that Landmark
24 filed in the Circuit Court of Cook County, Illinois, entitled *Landmark Education Corporation v. Cult*
25 *Awareness Network, et al.*, Action No. 94-L-11478 ("the Illinois action"). The complaint in the
26 Illinois action alleges that defendants Cult Awareness Network, its affiliates and certain named

1 individuals, disseminated false and defamatory information about Landmark, and the complaint
2 contains causes of action for defamation, injurious falsehood, interference with prospective
3 economic advantage, false light in the public eye, commercial disparagement, conspiracy, deceptive
4 trade practice, and consumer fraud.

5 4. Defendant Steven Pressman is or has been a journalist and has published
6 material about Landmark. The false and defamatory information disseminated by the defendants in
7 the Illinois action includes material published by Mr. Pressman and, on information and belief,
8 includes material otherwise obtained from Mr. Pressman.

9 5. In conjunction with the Illinois action, on April 23, 1997 Landmark obtained
10 from the Circuit Court of Cook County, Illinois, a Commission to Take Deposition Outside Illinois,
11 allowing Landmark to take the deposition of Steven Pressman, and a Subpoena for Deposition of
12 Steven Pressman, setting said deposition at the San Francisco offices of Ropers, Majeski, Kohn &
13 Bentley. True and correct copies of the Commission and Illinois Subpoena are attached hereto as
14 Exhibit A.

15 6. Thereafter, on the basis of said Commission and Illinois Subpoena, Landmark
16 caused the San Francisco Superior Court to issue a Subpoena for the deposition of Steven Pressman,
17 and caused the California Subpoena to be served on Mr. Pressman.

18 7. On June 5, 1997, Mr. Pressman appeared for deposition in *Landmark*
19 *Education Corporation v. Cult Awareness Network, et al.*, at the San Francisco offices of Ropers,
20 Majeski, Kohn and Bentley.

21 8. During the aforesaid deposition, Mr. Pressman repeatedly and without
22 substantial justification refused to answer questions, improperly asserting the so-called newsman's
23 shield pursuant to California Evidence Code section 1070 and Article I, section 2(b) of the California
24 Constitution.

25 9. The questions asked of Mr. Pressman in his deposition were reasonably
26 calculated to lead to the discovery of admissible evidence in the Illinois action and were asked in

1 good faith. Following the aforesaid deposition, Mr. Pressman's counsel agreed to allow Mr.
2 Pressman to answer some of the questions that Mr. Pressman had improperly refused to answer, but
3 still refused to allow him to answer most of these questions.

4 10. Landmark, therefore, must seek the intervention of the San Francisco
5 Superior Court in compelling Mr. Pressman to answer deposition questions that are not subject to
6 the newsman's shield or any privilege. Jurisdiction in the San Francisco Superior Court is proper
7 because this court issued the California Subpoena for his deposition, Mr. Pressman is a resident of
8 San Francisco, and Mr. Pressman has based his refusals to answer on California law.

9 WHEREFORE, Landmark requests relief as hereinafter provided.

10 1. An Order compelling Mr. Pressman to answer all questions he has refused to
11 answer that are outside the proper scope of the asserted newsman's shield and not subject to any
12 privilege;

13 2. For costs of suit;

14 3. For reasonable attorney's fees, as sanctions provided by the California
15 discovery code; and

16 4. For such other and further relief as the court may deem just and proper.

17
18
19 Dated: September 26, 1997

20 ROPERS, MAJESKI, KOHN & BENTLEY

21
22 By Carol P. LaPlant
23 CAROL P. LaPLANT
24 Attorneys for Plaintiff
25 LANDMARK EDUCATION CORPORATION
26

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

COPY

Landmark Education Corporation,
Plaintiff,

v.

Cult Awareness Network, et. al.,
Defendants.

No. 94 L 11478

COMMISSION TO TAKE DEPOSITION OUTSIDE ILLINOIS

To.	Walter P. Maksym, Esq. 720 Enterprise Drive Oak Brook, IL 60521-1908	Martin Leaf, Esq. 750 Lexington Avenue New York, NY 10022	James A. Lassart, Esq. 670 Howard Street San Francisco, CA 94105
-----	--	---	--

YOU ARE COMMISSIONED to take the discovery and evidence
deposition of Steven Pressman of San Francisco, California
(discovery) (evidence)

whom you are authorized to bring before you at such time and place as you designate for examination upon
oral interrogatories
(oral interrogatories) (interrogatories attached)

The names of all parties are (See attached list)

The names of all attorneys are (See attached list)

The deposition is to be taken, certified and filed in accordance with the instructions on the back of this commission.

Dated April 23, 19 97

AURELIA PUCINSKI, Clerk of court

(Seal of court)

Name	Walter P. Maksym, Esq.
Attorney for	Landmark Education Corporation, Plaintiff
Address	720 Enterprise Drive
City	Oak Brook, Illinois 60521-1908
Telephone	(630) 573-1900
Atty No.	55061

(OVER)

LIST OF PARTIES &
ATTORNEYS OF RECORD
IN CASE No. 94 L 11478

COPY

Plaintiff:

Landmark Education Corporation

Defendants:

Cult Awareness Network, an entity of unknown legal character, Cynthia Kisser, individually and as agent and Executive Director of the Cult Awareness Network, William Rehling, individually and as agent and Director of the Cult Awareness Network, Cult Awareness Network New York / New Jersey n/k/a Cult Information Service, Inc., Cult Awareness Network North Texas n/k/a Free Minds of North Texas, Inc. and John & Jane Does 1-50 and unknown aiders, abettors & co-conspirators.

Attorneys of Record:

Gregory Ellis, Esq.
999 Plaza Drive, Suite 777
Schaumburg, IL 60173

William Rehling
6410 North Northwest Highway
Chicago, IL 60631

Benjamin P. Hyink, Esq.
Hyink & Scannicchio, Chtd.
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Brian W. Bulger, Esq.
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8300 Sears Tower
233 S. Wacker Drive
Chicago, IL 60606

C. Steven Tomashefsky, Esq.
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One IBM Plaza
Chicago, IL 60611

Thomas E. Johnson, Esq.
Johnson, Jones, Snelling, Gilbert & Davis
36 S. Wabash Avenue
Chicago, IL 60603

Martin Leaf, Esq.
Pro Hac Vice
Morrison, Cohen, Singer,
& Weinstein, L.L.P.
750 Lexington Avenue
New York, New York 10022
(212) 735-8727

Walter P. Maksym, Esq.
Walter P. Maksym & Associates
720 Enterprise Drive
Oak Brook, Illinois 60521-1802
(630) 573-1900
Atty. No. 55061

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Lanmark Education Corporation,

Plaintiff,

v.

Cult Awareness Network, et. al.,

Defendants.

NO. 94 L 11478

COPY

SUBPOENA FOR DEPOSITION

To: Steven Pressman
1371 Noe Street
San Francisco, California 94131

vidiotaped evidence and discovery
YOU ARE COMMANDED to appear to give your deposition before a notary public at the Law Offices of Roper, Majeski, Kohn & Bentley (Telephone #415-543-4800) 670 Howard Street, Room XXXXX, San Francisco, California XXXXX
on May 19th and 20th, 19 97, at 10:00 a.m.
each said day until 5:00 p.m. each said day.

YOU ARE COMMANDED ALSO to bring the following.

The original of all documents and records requested to be produced pursuant to the attache Amended Schedule to this Subpoena,

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

WITNESS April 23, 19 97

Name Walter P. Maksym, Esq.
Attorney for Landmark Education Corporation
Address 720 Enterprise Drive
City Oak Brook, Illinois 60521-1908
Telephone (630) 573-1900
Atty No. 55061

Aurelia Pucinski
Clerk of Court

I served this subpoena by handing a copy to

..... on, 19 I paid the witness ...

\$..... for witness and mileage fees

Signed and sworn to before me, 19

..... Notary public

AMENDED SCHEDULE TO SUBPOENA

INSTRUCTIONS

1. In the event that any document requested is withheld on the basis of a claim of privilege, please be prepared to identify each such document by setting forth the following information:

- a. the name of the author of that document,
- b. the date of the document,
- c. the name of each person or persons (other than stenographic or clerical assistant) participating in the preparation of the document,
- d. the date on which the document was received by those having possession of the document,
- e. the name and address of each person, if any, to whom the contents of the document have heretofore been disclosed, communicated, or seen by copy, exhibition, reading, substantial summarization, or any other means
- f. a brief description of the nature and the subject matter of the document,
- g. the statute, rule, or decision which is claimed to give rise to the privilege,
- h. the present custodian and location of the document,
- i. attachments to the document,
- j. the number of pages, attachments, or appendices comprising the document,
- k. whether the document is handwritten, typewritten, or otherwise prepared, and,
- l. the number of the request to which the document is responsive.

2. If, for reasons other than a claim of privilege, Deponent refuses to produce any documents or tangible things described herein, please be prepared in detail to state the grounds upon which the refusal is based with sufficient specificity to permit a determination of the propriety of such refusal.

3. This request shall be deemed continuing so as to require further and supplemental production of any and all documents and other things learned of or received after the time of compliance herewith, the production of which would otherwise have been required.

4. This request calls for the production of all original documents which are within Deponent's possession, custody, or control. In addition, this request calls for the production of all copies of such documents and any drafts thereof, preliminary or otherwise, which are within Deponent's possession, custody, or control, or within the possession, custody, or control of any agent, attorney, or other representative of Deponent.

5. Whenever necessary to bring within the scope of this request, any documents which might otherwise be construed to be outside the scope of this request, the singular form of a word shall be interpreted in the plural and vice versa, all words and phrases all be construed as masculine, feminine, or neuter gender, according to the context, "and" as well as "or" shall be construed either disjunctively or conjunctively.

6. Deponent should be prepared to state under oath that production is complete with respect to this request and disclose all persons who participated in compiling or producing said documents together with their addresses and telephone numbers.

DEFINITIONS

1. "Date" means the exact day, month, and year if ascertainable, or if not, Deponent best approximation thereof.
2. "Person" means any natural person, corporation, firm, partnership, or other legal entity.
3. "Deponent", "You" and "your" shall mean Steven Pressman, jointly and severally and any agent, attorney, or person acting or purporting to act at the direction or under your control.
4. As used herein, "document" shall mean the original and if not available, any copy of the original, of writings of every kind including, but not limited to, any correspondence, drawings, changes to such drawings, sketches, books, records, logs, reports, memoranda, abstracts, advertisements, agreements, appointment records, articles, audio recordings—whether transcribed or not—balance sheets, bills, bills of lading, blanks, boarding passes, books of account, brochures, cablegrams, cash advance receipts or requests, credit card records, certificates, charters, communications charts, checks, compilations from which information can be obtained or translated through detection devices, papers, transcriptions or summaries of conversations, contact managers or programs files, records or data bases, data bases, delivery records, diaries, digital media, drafts, drafts of documents, electronic or mechanical recordation in any type of medium, disks, plans and specifications, flyers, graphs, audio or videotapes, slides, cards, wires, computer programs, computer printouts, computer information stored in memory, entries, e-mail, estimates, expense records, field notes, films, financial analyses, financial statements, forms, handbooks, telegrams, income statements, indices, instruments, intra- and inter-office communications, invoices, itemizations journals, letters, licenses, literature, mailings, manuals, maps, meeting reports, minutes, notes, order forms, orders, opinions, payroll records, permits, photocopies, photographs, airplane tickets, photographs, press releases, prospectuses, publications, receipts, recordings, records, records of account, reports, requisitions, resolutions, statements, statistical records, studies, summaries, system analyses, time records, training manuals, evaluations, travel vouchers, warehouse receipts, and any other electronic or mechanical recordings or transcripts or any other device or instrument from which information can be perceived or which is used to memorialize human thought, speech, or action in the possession, custody, or control of Deponent, wherever located, including all premises, offices, and residences of the Deponent. The term "document" shall also include copies containing information in addition to that contained in or on the original and all the attachments, appendices, enclosures, or documents referred to in any documents produced pursuant to this request. If any audio or videotape, disk, card, wire, or other electronic or mechanical recording or transcript or any computer program is produced, Deponent shall produce and make available such documents or devices as are necessary for the decoding, playback, printing, and/or interpretation thereof, and any other documents or devices which are necessary to convert such information into a useful and usable format.
5. "Relate to" or "refer to" shall mean consisting of, reflecting, or in any logically or factually connected with the matter discussed. A document "relating to" a given subject is any document identifying, referring to, dealing with, evidencing, commenting upon, having as a subject, describing, summarizing, analyzing, explaining, detailing, outlining, defining, interpreting, or pertaining to that subject, including, without limitation, documents referring to the presentation of other documents.
6. "Cult Awareness Network" and "CAN" means and shall refer to Defendant Cult Awareness Network, its predecessors and successors in interest, affiliates, divisions, subsidiaries, partners, agents, employees, volunteers, officers, directors, trustees, licensees, members, attorneys, and any other person or persons acting for or purportedly acting on its behalf or for its benefit.

7. "Cynthia Kissler" or "Kissler" means and shall refer to Defendant Cynthia Kissler, her partners, agents, attorneys, assigns or any person acting or purporting to act on her direction or her behalf or for her benefit.

8. "Plaintiff" means and shall refer to Plaintiff Landmark Education Corporation and any person acting at its direction or on its behalf, employees, its agents.

9. "Defendant(s)" shall mean CAN, Kissler, William Rehling, Cult Awareness Network of NY/NJ of C.F.F, Inc. (now known as Cult Information Service, Inc.), Cult Awareness Network of North Texas (now known as Free Minds of North Texas) and either of their predecessors, successors in interest, affiliates, licensees, divisions, subsidiaries, partners, agents, employees, volunteers, officers, directors, trustees members, attorneys, and any other person or persons acting for or purportedly acting on either of their behalf or for either of their benefit and any person or persons acting at either of their direction or on behalf of either of predecessors, successors in interest, affiliates, divisions, subsidiaries, partners, agents, employees, volunteers, officers, directors, trustees, donors members and/or attorneys.

DOCUMENTS REQUESTED TO BE PRODUCED
BY YOU AT YOUR DEPOSITION

1. Any and all documents and tangible things including but not limited to any photographs, films, negatives, imprints, tape or video recordings, drawings or devices, which directly or indirectly refer or relate to: Plaintiff and/ or Defendants and/or Plaintiff's program known as the "Forum" and/or anyone who has participated in the "Forum" including but not limited to you.

2. If any document is or has been withheld, destroyed, or altered, please be prepared to list and identify such document, its author, date, general subject matter, and specify by whom, where, and when each document was withheld, destroyed, or altered.

3. Any and all documents and tangible things including but not limited to any photographs, films, negatives, imprints, tape or video recordings, which directly or indirectly refer or relate to Plaintiff and/or Defendants and/or Plaintiff's program known as the "Forum" and /or anyone who has participated in the "Forum".

4. Any and all documents and tangible things including but not limited to any photographs, films, negatives, imprints, tape or video recordings, or drawings, which refer or relate to any statement, utterances, and communications by Deponent to anyone of and concerning Plaintiff' and or its program, known as the "Forum" and /or anyone who has participated in the "Forum".

5. Any and all documents and tangible things including but not limited to any letters, notes, memoranda, correspondence, date books or diaries, and any and all tangible things including but not limited to any photographs, films, negatives, imprints, tape or video recordings, or drawings which refer or relate any meetings, conversations, discussions, visits, contacts, or communications between Deponent and person or entity relating to Plaintiffs or any allegations contained in Plaintiff's complaint.

6. Any and all documents and tangible things including but not limited to any letters, notes, memoranda, correspondence, date books or diaries, and any and all tangible things including but not limited to any photographs, films, negatives, imprints, tape or video recordings, or drawings which refer or relate any meetings, conversations, discussions, visits, contacts, or communications between Deponent and Defendants and/or any person or entity relating concerning Plaintiff' and or its program, known as the " Forum" and /or anyone who has participated in the "Forum".

7. Any and all documents which relate to any decision or action of Defendants to compile, distribute, or disseminate any flyer and brochure referencing Plaintiff' and/or its program, known as the "Forum" or to sell, offer for sale, distribute, or disseminate any book, video, audio tape, document materials.

8. Any and all minutes, notes, records, tapes, audio or video of any and all meetings relating directly or indirectly to Plaintiff, Defendants, and Defendants officers, agents, attorneys, employees, members, supporters, or contributors relating to the conduct of the business of Defendants.

9. Any and all documents which relate electronic media organizations, local, state, or federal, law enforcement officers or governments or quasi-governmental agencies or employees, elected or appointed relating to Defendants or pertaining to Defendants business and activities, lobbying, or entities, organizations, groups Defendants may consider, classify, or receive complaints.

10. Any and all correspondence between you and the Plaintiff.

11. Any and all correspondence between you and any of the Defendants or any of their officers, agents, attorneys, or employees.

12. Any and all correspondence between the Plaintiff or its officers, agents, attorneys, or employees and any Defendant or any of their officers, agents, attorneys, or employees.

13. Any and all correspondence between any of the Defendants, their officers, agents, attorneys, employees, members, supporters, donors or contributors and or it's officers, agents, attorneys, employees.

14. Any and all media (newspaper, magazine, radio, and/or television) interviews, articles, books, records, documents or correspondence relating to you and/or Plaintiff and/or Defendant(s) regarding them, any/or any of them and/or the Forum.

15. Any and all documents relating or referring to Focus, reFocus or their officers, agents, attorneys, employees, members, supporters, donors or contributors and or it's officers, agents, attorneys, employees.

16. Any and all correspondence or documents relating or referring to the American Family Foundation or it's officers, agents, attorneys, employees, members, supporters, donors or contributors and or it's officers, agents, attorneys, employees.

17. Any and all correspondence and/or documents relating or referring to Dr. Margaret T. Singer, her employees, agents and attorneys and/or The Margaret Thaler Singer Foundation, Inc. or it's officers, agents, attorneys, employees, members, supporters, donors or contributors and or it's officers, agents, attorneys, employees.

18. Any and all correspondence and/or documents relating or referring to Hope Evans, Anne Anderson, Brett Bates, Carol Giambalvo, Ronald Loomis, James K. Garvey (a/k/a Kevin Garvey), Paul Engel, Arnold Markowitz, Corey Slavin, William Svoboda, Ron Zimmerman, Gabe Cazares, Edward Lottick, Steven Pressman, Barbara Grosswald, Herbert Rosedale and/or Lelila Lisman and or any of their employees, agents and attorneys.

19. Any and all correspondence and/or documents relating or referring Cult Awareness Network North Texas n/k/a as "Free Minds of North Texas", Cult Awareness Network NY/NJ, (a/k/a Cult Awareness Network, NY/NJ of C.F.F., Inc. n/k/a Cult Information Service, Inc.

20. All state and federal income tax returns since 1989 including all schedules, forms, and other attachments referencing or relating in any way to either or both of the Defendants.

21. All 1099s, W2s, and W4s referencing or relating in any way to either or both of the Defendants. which you received, issued, mailed, or completed since 1985.

22. Any and all documents relating to or reflecting any other income you received since 1985 from either or both Defendant's or from any person referred to you by or any act of either or both Defendants.

23. Any and all documents which refer or relate to CAN's attempts to obtain or receive allotment of federal (501(c)(3)) or state tax exempt status since 1989.

24. Any and all documents referring or relating to any litigation, adversarial or administrative proceeding involving either or both Defendants, Plaintiff' and/or its program, known as the " Forum" and/or anyone who has participated in the "Forum", to which you were/are:

- (a) a party,
- (b) a deponent,
- (c) an affiant, and/or
- (d) a witness in court.

25. Any and all documents which relate to any decision or action of Defendants to compile, distribute, or disseminate any flyer and brochure referencing Plaintiff' and/or its program, known as the " Forum" or to sell, offer for sale, distribute, or disseminate any book, video, audio tape, document materials, prepared or authored in whole or in part by you.

26. Any and all minutes, notes, records, tapes, audio or video of any and all meetings, conventions of Defendants, and CAN, officers, agents, employees, members, supporters, or contributors relating to the conduct of the business of CAN.

27. Any and all documents which relate electronic media organizations, local, state, or federal, law enforcement officers or governments or quasi-governmental agencies or employees, elected or appointed relating to CAN or pertaining to CAN's business and activities, lobbying, or entities, organizations, groups CAN may consider, classify, or receive complaints.

28. Any and all correspondence between you and any of the Defendants.

29. Any and all written contracts between you and any of the Defendants.

Martin Leaf, Esq.
Pro Hac Vice
Morrison, Cohen, Singer,
& Weinstein, L.L.P.
750 Lexington Avenue
New York, New York 10022
(212) 735-8727

James A. Lassart, Esq.
Roper, Majeski, Kohn & Bentley
670 Howard Street
San Francisco, California 94105
(415) 543-4800

Walter P. Maksym, Esq.
Walter P. Maksym & Associates
720 Enterprise Drive
Oak Brook, Illinois 60521-1802
(630) 573-1900
Atty. No 55061

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): - WALTER P. MAESYM, ESQ. 720 ENTERPRISE DRIVE OAK BROOK, ILLINOIS 60521-1908 TELEPHONE NO.: (630) 573-1900		FOR COURT USE ONLY
ATTORNEY FOR (Name): PLAINTIFF NAME OF COURT: SAN FRANCISCO SUPERIOR COURT STREET ADDRESS: 633 Folsom St. MAILING ADDRESS: CITY AND ZIP CODE: SAN FRANCISCO CA 94107		
BRANCH NAME: PLAINTIFF/PETITIONER: LANDMARK EDUCATION CORPORATION DEFENDANT/RESPONDENT: CULT AWARENESS NETWORK, et. al.		
DEPOSITION SUBPENA For Personal Appearance <input checked="" type="checkbox"/> and Production of Documents and Things		
		CASE NUMBER: 94 L 11478 (PENDING in Cook County, IL)

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):
 STEVEN PRESSMAN 1371 NOE STREET, SAN FRANCISCO, CA 94131

1. YOU ARE ORDERED TO APPEAR IN PERSON TO TESTIFY AS A WITNESS in this action at the following time and place:

Date: MAY 19th & 20th Time: 10:00 AM - 5:00 PM Address: ROGERS, MAJESKI, KORN & BENTLEY
 670 HOWARD ST. SAN FRANCISCO, CA (415) 543-4800

- a. As a deponent who is not a natural person, you are ordered to designate one or more persons to testify on your behalf as to the matters described in item 3. (Code of Civil Procedure section 2025 (d)(6).)
 - b. You are ordered to produce the documents and things described in item 3.
 - c. This deposition will be recorded stenographically and by audiotape videotape.
 - d. This videotape deposition is intended for possible use at trial under Code of Civil Procedure section 2025 (u)(4).
2. The personal attendance of the custodian of records or other qualified witness and the production of the original documents are required by this deposition subpoena. The procedure authorized by Evidence Code sections 1560 (b), 1561, and 1562 will not be deemed sufficient compliance with this subpoena.
3. The documents and things to be produced and any testing or sampling being sought are described as follows:

THE ORIGINAL OF ALL DOCUMENTS AND RECORDS REQUESTED TO BE PRODUCED PURSUANT TO THE ATTACHED AMENDED SCHEDULE TO THIS SUBPENA

Continued on attachment 3.

4. A deposition permits an attorney to ask questions of a witness who is sworn to tell the truth. An attorney for other parties may then ask questions also. Questions and answers are recorded stenographically at the deposition; later they are transcribed for possible use at trial. A witness may read the written record and change any incorrect answers before signing the deposition. The witness is entitled to receive witness fees and mileage actually traveled both ways. The money must be paid, at the option of the party giving notice of the deposition, either with service of this subpoena or at the time of the deposition.

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS IN DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: MAY 6 -



ALAN M. CARLSON

[Signature]
 S. DOUGLAS
 (SIGNATURE OF PERSON ISSUING SUBPENA)
 (TITLE)

(See reverse for proof of service)

DEPOSITION SUBPENA - PERSONAL APPEARANCE

2181 - Served
2281 - Not Served
2381 - Served By Mail

(Rev. 6-20-94) CCG 14

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Lanmark Education Corporation,

Plaintiff,

v.

Cult Awareness Network, et. al.,

Defendants.



NO. 94 L 11478

SUBPOENA FOR DEPOSITION

To: Steven Pressman
1371 Noe Street
San Francisco, California 94131

YOU ARE COMMANDED to appear to give your deposition before a notary public at the Law Offices of Roper, Majeski, Kohn & Bentley (Telephone #415-543-4800) 670 Howard Street, ~~XXXX~~ Street, ~~XXXX~~ San Francisco, California ~~XXXXXX~~ ~~XXXXXX~~

on May 19th and 20th 19 97, at 10:00 a.m.
each said day until 5:00 p.m. each said day.

YOU ARE COMMANDED ALSO to bring the following.

The original of all documents and records requested to be produced pursuant to the attache Amended Schedule to this Subpoena,

in your possession or control.

YOUR FAILURE TO APPEAR IN RESPONSE TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

WITNESS April 23, 19 97

Name Walter P. Maksym, Esq.
Attorney for Landmark Education Corporation
Address 720 Enterprise Drive
City Oak Brook, Illinois 60521-1908
Telephone (630) 573-1900
Atty No. 55061

Aurilia Pucinski
Clerk of Court

I served this subpoena by handing a copy to
..... on 19 I paid the witness ...
\$ for witness and mileage fees
.....
Signed and sworn to before me 19
..... Notary public

(Rev. 3-88) CCG-38

3346

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Landmark Education Corporation,

Plaintiff,

v.

Cult Awareness Network, et. al.,

Defendants.

No. 94 L 11478

COMMISSION TO TAKE DEPOSITION OUTSIDE ILLINOIS

To. Walter P. Maksym, Esq.
720 Enterprise Drive
Oak Brook, IL 60521-1908

Martin Leaf, Esq.
750 Lexington Avenue
New York, NY 10022

James A. Lassart, Esq.
670 Howard Street
San Francisco, CA 94105

YOU ARE COMMISSIONED to take the discovery and evidence
deposition of Steven Pressman of San Francisco, California
whom you are authorized to bring before you at such time and place as you designate for examination upon
oral interrogatories

The names of all parties are (See attached list)

The names of all attorneys are (See attached list)

The deposition is to be taken, certified and filed in accordance with the instructions on the back of this commission.

Dated April 23, 19 97

AURELIA PUCINSKI, Clerk of court

(Seal of court)

Name Walter P. Maksym, Esq.
Attorney for Landmark Education Corporation, Plaintiff
Address 720 Enterprise Drive
City Oak Brook, Illinois 60521-1908
Telephone (630) 573-1900
Atty No. 55061

(OVER)

1 **CASE NAME:** Landmark Education Corporation v. Steven Pressman
2 **ACTION NO.:** 989890

3 **PROOF OF SERVICE**

4 I am a citizen of the United States. My business address is 670 Howard Street, San
5 Francisco, California 94105. I am employed in the county of San Francisco where this service
6 occurs. I am over the age of 18 years, and not a party to the within cause. I am readily familiar with
7 my employer's normal business practice for collection and processing of correspondence for mailing
8 with the U.S. Postal Service, and that practice is that correspondence is deposited with the U.S.
9 Postal Service the same day as the day of collection in the ordinary course of business.

10 On the date set forth below, following ordinary business practice, I served a true copy of the
11 foregoing document(s) described as:

12 **SUMMONS AND COMPLAINT FOR ORDER COMPELLING ANSWERS TO
13 DEPOSITION QUESTIONS;**

14 **NOTICE OF MOTION AND MOTION FOR ORDER COMPELLING ANSWERS
15 TO DEPOSITION QUESTIONS, AND FOR SANCTIONS;**

16 **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION
17 FOR ORDER COMPELLING ANSWERS TO DEPOSITION QUESTIONS, AND FOR
18 SANCTIONS;**

19 **DECLARATION OF CAROL P. LaPLANT IN SUPPORT OF MOTION FOR
20 ORDER COMPELLING ANSWERS TO DEPOSITION QUESTIONS, AND FOR
21 SANCTIONS;**

22 **SEPARATE STATEMENT OF QUESTIONS AND RESPONSES IN DISPUTE; and**

23 **FEDERAL CASE LAW SUBMITTED BY PLAINTIFF IN SUPPORT OF MOTION
24 TO COMPEL;**

- 25 (BY FAX) by transmitting via facsimile the document(s) listed above to the fax
26 number(s) set forth below, or as stated on the attached service list, on this date
27 before 5:00 p.m.
- 28 (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be
placed in the United States mail at San Francisco, California.
- (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand
this date to the offices of the addressee(s).
- (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an
overnight delivery carrier with delivery fees provided for, addressed to the
person(s) on whom it is to be served.

Judy Alexander, Esq.
Law Offices of Judy Alexander
824 Bay Avenue, Suite 10
Capitola, California 95010
(408) 479-3488

Attorney for Defendant Steven Pressman

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(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on October 2, 1997, at San Francisco, California.


Gillian Brecker