

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

LA VENDA VAN
et al

Plaintiffs

v.

CHURCH OF SCIENTOLOGY OF
CALIFORNIA, et al,

Defendants

CIVIL ACTION
NO. 79-2491-G

AFFIDAVIT OF WARREN H. FRISKE

I, Warren H. Friske, hereby depose and state
as follows under the pains and penalties of perjury:

1. I have personal knowledge of the facts set forth in this affidavit and if called upon to testify in Court, could do so of my own personal knowledge.
2. I am 34 years old and reside in Lynn Massachusetts.

3. Between the years 1972 and 1982, I was a member of the Church of Scientology of Boston, ("Boston"). In 1975, I was recruited by Don Finn to join the Guardian's Office, ("G.O."), which I joined after the F.B.I. raid in July, 1977. I became the Branch 2 Director and the Director of the Combat Information Center, ("C.I.C."), both of which are in the G.O. My duties as Branch 2 Director primarily related to internal security, and my duties as C.I.C. Director primarily related to maintaining the G.O.

4. While working in the G.O., I was involved in numerous intelligence gathering operations and programs against Attorney Michael J. Flynn, LaVenda Van Schaick, Larry Stifler, Janet Troy, Marjorie Hansen, the Lebowitz family, Jose Baptista, and others. Some of these operations and programs are outlined in this affidavit, but this affidavit is not inclusive of all operations and programs that I was involved in while I was in the G.O., because such operations and programs are too extensive and comprehensive to include in this affidavit.

5. In general, all members of the Boards of Directors of all corporations, including Boston, are required to sign undated resignations in advance of their appointment as a director. For example, in Boston the G.O. prepared a "parallel corporation", of which I served as

one of the directors and for which I was required to sign an undated resignation in advance. The purpose of this corporation was to have it available to transfer all of the assets of Boston in the event that the assets became reachable through legal process.

6. I saw numerous files in the G.O. pertaining to intelligence reports on Paulette Cooper. I saw some files relating back to the period in the mid 1970's including a report which files contain documents relating to the burglary of the office of Dr. Stanley Cath, Paulette Cooper's psychiatrist, and in connection with operations against Cooper. In October, 1977, the G.O. destroyed, under the direction of a U.S. G.O. Mission, ~~CONFIDENTIAL~~ sensitive documents relating to operations against her. Right up to the time I left the G.O., in March, 1982, there were regular intelligence reports involving Paulette Cooper. From March, 1981 to January, 1982, there were communications, on almost a weekly basis, on the telex line between the U.S. G.O. in California and Boston pertaining to Cooper. For example, it was customarily discussed as routine G.O. policy that the appropriate method of dealing with Cooper was to constantly pressure her and harass her through various means, including the bringing of frivolous lawsuits. In 1981,

the G.O., decided that a lawsuit should be brought against Paulette Cooper and Kevin Flynn in connection with an attempted deprogramming of Ellen and Chris Garrison by Ellen Garrison's parents, the Lebowitz. Even though the G.O. knew at the time of the bringing of the suit, in the summer of 1981, that Paulette Cooper and Kevin Flynn had nothing to do with the Garrison deprogramming, the G.O. dictated the purposes and goals of the suit, the timing of the suit, the parties to the suit and controlled all of the financing of the suit. The suit was brought against Cooper and Flynn to harass them, even though the G.O. knew that they had no personal involvement in the deprogramming.

7. The foregoing Garrison suit was also brought against Kevin Flynn, pursuant to a very specific operation. This operation involved sending Chris Garrison and Ellen Garrison to the office of Kevin Flynn and Attorney Michael J. Flynn, for the ostensible purpose of obtaining information about the Church of Scientology. The two Garrisons were directed, by the G.O., to go to the Flynn office for the purpose of talking to Kevin Flynn and obtaining statements about the deprogramming. The materials obtained in the conversations with Kevin Flynn would then be connected to the Garrison deprogramming, on the grounds that one of the alleged deprogrammers, Joe Flanagan, had told the Garrisons

to either talk to Paulette Cooper or Kevin Flynn if they wanted more information about the Church of Scientology. It was known at the time that the Garrisons went to the Flynn office, that Kevin Flynn and Cooper were not involved in the deprogramming, but it was the intent of the G.O. to "set up the Flynn's" for purposes of pressuring them and harassing them.

8. Operations such as the foregoing and most of the other operations set forth in this affidavit, as well as most operations that I was involved in, while a member of the G.O., were all pursuant to written policy of the G.O. in a Course Pack containing "OPS G.O.". The purpose of these policies is to determine the "position of power" from which an opponent of the Church operates, and or to determine what an opponent of the Church "seeks to protect". In connection with these and other considerations, programs and operations are formulated to "attack" both the position of power and the areas that an opponent seeks to protect. For example, in connection with Michael Flynn, the G.O. conducted almost daily operations against him, for a period of almost 24 years since he first became involved in litigation against the Church of Scientology. In connection with some of these operations, hundreds of telephone calls were made to many people involving Attorney Flynn, some of which were

of an investigatory nature, and many of which were to discredit and harass him. Some of the phone calls included calls to Phyllis Sequeira, one of Attorney Flynn's old clients and friends, for the purpose of suggesting to her that Attorney Flynn had withheld money from her, in connection with some of the cases that he was involved in on her behalf. Although there was no evidence to support this statement, the idea was to separate Attorney Flynn from this particular client, as well as to attempt to have her begin an investigation of Attorney Flynn and perhaps report him to the Board of Bar Overseers. Another call was made to Philip Chesley, one of Attorney Flynn's friends and insurance agent, suggesting to him that Attorney Flynn had ~~abused the trust of some of his clients.~~ Calls were

made to virtually every attorney, on almost every case that Attorney Flynn had ever been involved in, including the Marides Case, the Kemos Case, the Leff Case, and many others. Calls were made to nearly all of Attorney Flynn's clients, including Martha Leff, Peter Marides, and many others.

9. Other operations against Attorney Flynn, involved an operation to plant an individual posing as an independent private investigator within the Flynn office. This person's name was Chuck Malone, and he contacted Attorney Flynn, stating that his name was Chuck North,

that he was a private investigator researching cults, and that he would like to work freely for Attorney Flynn in connection with his research of cults.

10. In one operation against Attorney Flynn, it was determined to "separate" Kevin Sullivan, one of the lawyers working with Attorney Flynn, from him. It was arranged to have Kevin Sullivan's secretary overhear a conversation between two individuals, one of whom was me, in which we stated that Attorney Flynn was in serious trouble with the Massachusetts Attorney General's office as a result of the documents in our possession which were being brought down to the Massachusetts Attorney General's office. It was our purpose to have the secretary give the information to Kevin Sullivan for the purpose of having Sullivan sever ties with Mr. Flynn. On another occasion a similar arrangement was made in which Patty Flynn and Khurshid Bolt, Mr. Flynn's sister and one of his secretaries, were set up in such a way to overhear a conversation that another one of Mr. Flynn's secretaries in his office was a plant. Operations of this type were discussed on almost a daily basis and sent via telex to U.S. G.O., many of which were approved and many of which were not.

11. In connection with another operation against

Attorney Flynn, in order to separate one of his secretaries from him, it was made to appear that Kevin Flynn, Mr. Flynn's brother, was following the secretary, Silvana Garritano, while she was walking on the street. The G.O. obtained a car similar to Kevin Flynn's, and an individual was set up to approach Silvana as she was walking down the street. As Silvana approached the G.O. agent, she was alerted to the fact that it appeared that someone was following her. At that precise time, a car driven by another G.O. member screeched to a halt, made a sharp u-turn and went screeching down the street.

12. In other operations, Mr. Flynn's clients, such as LaVenda Van Schaick and Tonia Burden, were tailed. ~~numerous calls were made to neighbors from pay telephones,~~ calls were made to the I.R.S. against Mr. Flynn, his banks were regularly called to get bank balances, operations were put into effect against his sister to obtain her trash and place a plant (covert agent) with her boyfriend. The office compound from which Attorney Flynn worked was regularly trespassed upon late at night, for purposes of taking trash from his office compound.

13. Trash was also taken from the street outside the home of Constance Vecchione, of the Board of Bar Overseers, Khurshid Bolt, one of Mr. Flynn's secretaries,

from the Attorney General's office, Dr. Jack Clark, and others.

14. In one instance, an ex-scientologist named Charles Gibbs contacted Attorney Flynn's office which the G.O. learned about from Flynn's trash. Gibbs represented a significant danger to the Church of Scientology because Gibbs had been actually kidnapped and held against his will. Gibbs was paid a refund to keep him away from Flynn.

15. In connection with all of the operations and programs against Attorney Flynn, some of which originated at the local level in the Boston G.O., and some of which originated at the U.S. G.O., information was collected

as to what Attorney Flynn's activities and intentions were. These were typed up and given, on almost a daily basis, to the various attorneys involved in litigation against him, including Attorney Harvey Silverglate. Mr. Silverglate continually questioned where all of this extremely confidential information was coming from, and he was directed to undertake various courses of action in connection with the pending litigation predicated upon the information obtained.

16. In connection with some of Attorney Flynn's Scientology clients, very specific operations were undertaken

to "separate" them from Attorney Flynn, and to utilize Scientology lawyers to assist in the "separation process". For example, in connection with Jose Baptista, one of Attorney Flynn's Scientology clients, Mr. Baptista's superior, at his place of employment, was called by a G.O. agent impersonating Kevin Flynn. This agent told the superior that Mr. Baptista was greatly indebted to Attorney Flynn and was concerned Baptista might leave the country. At the same time, another G.O. agent obtained the names of various lawyers from Mr. Silvergate and the agent took those names to Mr. Baptista and told Mr. Baptista that he should fire Attorney Flynn, because Attorney Flynn was going to be disbarred and because

~~there were many pending cases~~

of which had been filed by Mr. Silvergate, and some of which had been filed by the Church, and that Mr. Baptista should hire one of the attorneys whose names appeared on the sheet of paper shown to Baptista. A similar operation of this type was conducted extensively against Silvana Garritano in order to separate Silvana from Attorney Flynn. Again the name of a lawyer given by Harvey Silvergate, Judd Carhart, was given to Silvana by a G.O. agent after numerous operations were conducted against Silvana to make it appear that the Flynn's were

harassing her, such as the incident where she was supposed to be followed by Kevin Flynn. In a similar incident, a very close friend of Silvana's was contacted and given various information with regard to influencing Silvana to fire Attorney Flynn, go to another attorney such as Judd Carhard, and to undertake various actions against Mr. Flynn.

17. In connection with LaVenda Van Schaick, numerous operations, pursuant to the "OPS GOS", were conducted against her, including, but not limited to, the following:

a) LaVenda's auditing files were sent to the BSN G.O. and they were culled for the purposes of obtaining all available confidential and embarrassing information, which was then passed on to various levels within the G.O. Later, when it was learned that Attorney Flynn was aware that the G.O. regularly used auditing files to coerce and attack former members, a program was implemented to make it appear that the information from the auditing files actually came from external forces. In connection with this operation, all the information from the auditing files was used to contact third parties

which the G.O. learned about through the auditing, personnel, ethics, and student files, in order to obtain information from them.

b) LaVenda was tailed actively and her husband, Paul, was tailed as well as her daughter.

c) A phone call was made to LaVenda's employer by a G.O. agent. She was a waitress.

d) When the U.S. G.O. sent the Klingler Mission to Boston in connection with Van Schaick, the purpose of which was to separate LaVenda from her attorney, her husband, Paul was followed while Klingler was sent to LaVenda's home, knowing that Paul would not be there.

former husband, who was the father of LaVenda's child, Sabrina, for the purpose of having the father bring an action against LaVenda to obtain custody of Sabrina on the grounds that LaVenda was engaged in various activities which were damaging to Sabrina.

f) On another occasion, a G.O. agent followed Sabrina and talked to her while maintaining surveillance on the Van Schaick home.

g) Various calls were made to neighbors of Van Schaick, she was tape recorded in telephone

conversations with David Aden without her knowledge, and various operations were put into effect, all of which were designed to separate Lavenda from Sabrin, and from her attorney. The purpose of pursuing these operations was to pressure her and harass her to such an extent that she would be unable to continue with her lawsuit.

18. There was an operation against McLean Hospital, which was associated with Dr. John Gordon Clark, in connection with which a G.O. agent named Cheryl Ballou was planted as an employee of McLean. She subsequently did

~~steal material from that hospital. In another instance,~~
a plant was placed on the cleaning agency of the Center for Destructive Cultism, a center maintained by Dr. Jack Clark. Shortly after I joined the G.O., I learned of an operation, I believe called "Operation Hydra". The purpose of this operation was to steal all books that had negative information against scientology, from every library in New England. This type of program would commonly go out to all G.O.'s in the United States. In connection with this operation I learned of a false wall that had been erected in the G.O. Boston. behind which were hidden piles of books that had been stolen from various libraries. After the F.B.I. raids,

these books were destroyed. Behind the false wall were many files containing G.O. operations of a highly secretive nature. One G.O. operation involved an effort, after the F.B.I. raid to cover up all of the illegal activities of the Boston G.O. In connection with this operation, Sandy Cooper went all over the United States obtaining affidavits from individuals who had been involved in G.O. operations, which were of a highly confidential and criminal nature. In Boston, Sandy Cooper worked with Julie Bergman in obtaining affidavits from Kathy Brown, Gary Brown, David Grace, Kathy Grace, Peter Marques, Paula Marques, Bill Foster, Nancy Foster, John Craig, Dave Grybowski, and Sharon Grybowski, as well as attempting to obtain affidavits from Robert G. ... and ... in connection with

the operations, of those individuals, of an illegal nature. I personally saw these affidavits obtained by Sandy Cooper and I know that they were in the possession of the Boston G.O. and the U.S. G.O., and that the contents of such affidavits generally involve the criminal operations that many of these people were involved in, in which they stated that the Church had no involvement and that the operations were conducted by them personally without any responsibility of the Church, all of which of course is a total fabrication. For example, these operations involved the theft of documents from Bingham, Dana & Gould, Dr. Stanley Cath, the

Better Business Bureau, infiltration of the Attorney General's office, and other similar operations. In one operation I gave confidential information about Ron Gollobin, an investigative reporter, to the G.O. which was later telexed up lines in the G.O., for purposes of blocking an investigation by Gollobin, on the Church of Scientology. In connection with this same operation, a girl was employed as a G.O. agent to seduce Michael Taishi, of Channel 5, for purposes of obtaining confidential information and blocking this investigative effort. To my knowledge these operations were successful, and were among the items collected in the aforementioned affidavits. When I last saw the affidavits they were in the possession of Sandy Cooper.

19. In connection with the attempt by the Lebowitz family to reach their daughter, Ellen, I personally moved Ellen around to various places in the City of Boston for the purpose of hiding her and separating her from her parents when they were attempting to find her and speak to her about the Church. Other Church officials informed the Lebowitzes that they did not know where Ellen was and that they were unable to have her meet with them to discuss her involvement in the Church of Scientology. All of this was a total fabrication because at the same time I was hiding Ellen from

them. Later, as previously stated, the G.O. decided to sue the "WINGMAN" in connection with the parents' attempt to inform her as to what the true nature of Scientology was. Kevin Flynn and Paulette Cooper were targeted in that suit for purposes of pressuring and harassing them, even though the G.O. knew that Kevin Flynn and Paulette Cooper had no involvement in the situation.

20. When I left the G.O. in January, 1982, it had possession of many documents which had been seized by the F.B.I. in the raid of 1977, and which pertained to operations of the Boston G.O. which operations were reflected in documents seized by the F.B.I.

~~21. There are many operations against numerous~~
individuals that I was involved in during the five years that I was a member of the Boston G.O., which are too numerous for me to remember and recount for purposes of this affidavit.

22. In connection with the G.O. policy to attack an opponent's "position of power", many intelligence gathering operations and programs were instituted against Mr. Flynn to get him disbarred. It was the purpose of the G.O. to file numerous complaints against Mr. Flynn for whatever reasons could be manufactured, inform all of his clients that he

was being investigated by the Board of Bar Overseers, attempt to get his clients to request investigation of him an eventually to get him disbarred. This was one of the primary goals of the G.O. throughout a period of about 2 1/2 years, and Attorney Silverglate was constantly pressured to file Complaints against Mr. Flynn, including complaints based on materials stolen from Mr. Flynn's office compound.

23. In connection with the destruction of confidential information damaging to the Church, the G.O. destroyed documents in the Baptista and Garritano files which contained information about problems with the Church, people that Baptista and Garritano had disconnected from, etc. These documents were destroyed after a Court order to produce

~~These documents are the copy and insert also.~~

24. The Church has claimed in its lawsuits that the Fair Game Doctrine was cancelled. This is false. Most of the programs set forth in this Affidavit were conducted pursuant to the Fair Game Doctrine. In fact, the alleged cancellation was only for "PR" purposes, but even the alleged cancellation "does not change any policy with regard to the treatment of S.P.".

Signed under the pains and penalties of perjury
this 7 July 82 day of _____, 1982.

Warren H. Friske
WARREN H. FRISKE