

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MASSACHUSETTS**

Three Angels Broadcasting Network, Inc.,  
an Illinois non-profit corporation, and  
Danny Lee Shelton, individually,

Case No. 07-40098-FDS

Plaintiffs,

V.

Gailon Arthur Joy and Robert Pickle,

Defendants.

## AFFIDAVIT OF M. GREGORY SIMPSON

STATE OF MINNESOTA )  
 ) SS.  
COUNTY OF HENNEPIN)

M. Gregory Simpson, being first duly sworn upon oath, deposes and states  
as follows:

1. I am an attorney licensed in the State of Minnesota and admitted *pro hac vice* to the United States District Court, District of Massachusetts, where I am one of the attorneys representing Plaintiffs in the above-captioned action. I make this affidavit based upon my knowledge and information.

2. Attached to as Exhibit 1 is true and correct copy of an Order entered by U.S. Magistrate Judge Ellen S. Carmody in the U.S. District Court for the Western District of Michigan, Southern Division, which ordered production of the Remnant

Publications, Inc. documents “subject to the Protective Order already entered in the underlying case.”

3. Attached as Exhibit 2 is a true and correct copy of this Court’s order entered on October 30, 2008, ordering “all confidential documents returned.”

4. Attached as Exhibit 3 is an email from the undersigned to the Defendants dated October 30, 2008, demanding return of confidential documents.

5. Attached as Exhibit 4 is an email from Defendants dated October 30, 2008, responding to Exhibit 3.

6. Attached as Exhibit 5 is an email from the undersigned to the Defendants dated October 31, 2008 and Defendants’ response.

7. Attached as Exhibit 6 is an internet blog posting by Defendant Joy dated October 31, 2008.

8. Attached as Exhibit 7 is an internet blog posting by Defendant Joy dated October 31, 2008

FURTHER YOUR AFFIANT SAYETH NOT.

Dated: December 22, 2008

s/M. Gregory Simpson  
M. Gregory Simpson

Subscribed and sworn to me  
this 22nd day of December, 2008.

s/ Amy Jo Ditty  
Notary Public  
My Commission Expires: January 31, 2010

Certificate of Service

I, M. Gregory Simpson, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on December 22, 2008.

Dated: December 22, 2008  
\_\_\_\_\_

s/ M. Gregory Simpson

M. Gregory Simpson

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

IN RE: OUT OF DISTRICT SUBPOENA,

Hon. Richard Alan Enslen

Case No. 1:08-mc-00003

**ORDER**

This matter is before the Court on "Defendant's Motion to Compel" filed pursuant to a third party subpoena issued from this district (Dkt. 2). The matter was heard on June 16, 2008. The third party subpoena arises from a case pending in the District of Massachusetts brought by Three Angels Broadcasting Network, Inc. and Danny Lee Shelton against Gailon Arthur Joy and Robert Pickle for alleged defamation. Documents are sought by defendants Joy and Pickle from Remnant Publications, which is located in the Western District of Michigan. For reasons stated on the record at the hearing held June 16, 2008:

**IT IS HEREBY ORDERED** that Defendant's Motion to Compel (Dkt. 2) is **granted in part and denied in part**. Specifically, the motion is granted as to documents described in the subpoena involving Three Angels Broadcasting Network, Inc. and Danny Lee Shelton. The motion is denied as to other entities.

**IT IS FURTHER ORDERED** that Remnant Publications, Inc. shall serve responsive documents on Defendants no later than 14 days from the date of this Order. These documents shall be subject to the Protective Order already entered in the underlying case. Further, on reflection, the Court will not order those documents to be submitted for *in camera* review to the Massachusetts

**EXHIBIT**

tabbies  
1

court because the relevance of the documents seems clear and there is already a protective order in the Massachusetts case.

Date: June 20, 2008

/s/ Ellen S. Carmody  
ELLEN S. CARMODY  
United States Magistrate Judge

## Greg Simpson

**From:** ECFnotice@mad.uscourts.gov  
**Sent:** Friday, October 31, 2008 8:53 AM  
**To:** CourtCopy@mad.uscourts.gov  
**Subject:** Activity in Case 4:07-cv-40098-FDS Three Angels Broadcasting v Joy, et al., Order on Motion to Dismiss

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

### United States District Court

### District of Massachusetts

## Notice of Electronic Filing

The following transaction was entered on 10/31/2008 at 9:52 AM EDT and filed on 10/30/2008

**Case Name:** Three Angels Broadcasting v Joy, et al.,

**Case Number:** 4:07-cv-40098

**Filer:**

**Document Number:** No document attached

### Docket Text:

**Electronic Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 10/30/2008. Case called, Counsel and dft's pro-se appear for status conference, Court hears arguments of counsel re: motion to dismiss, Court rules granting [120] Motion to Dismiss without prejudice; The Court orders dismissal with conditions stated on the record, Any renewed claims brought by plaintiff shall be brought in this division in the District of MA. as ordered on the record, Court orders all confidential documents returned, All subpoenas are ordered moot, Records in possession of Mag. Judge will be returned, Court orders any motion for costs to be filed by 11/21/08. Order of dismissal to issue, (Court Reporter: M. Kusa-Ryll.)(Attorneys present: Simpson,Pucci/Dft's Joy and Pickle - Pro se) (Castles, Martin)**

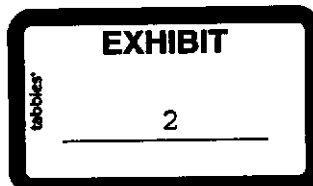
4:07-cv-40098 Notice has been electronically mailed to:

John P. Pucci pucci@fierstpucci.com, christine@fierstpucci.com, richards@fierstpucci.com

J. Lizette Richards richards@fierstpucci.com

Gerald Duffy gerryduffy@sbgdf.com

William Christopher Penwell chrispenwell@sbgdf.com



12/22/2008

Jerrie M. Hayes jerriehayes@sbgdf.com

Kristin L. Kingsbury kristinkingsbury@sbgdf.com

M. Gregory Simpson gregsimpson@sbgdf.com, amyditty@sbgdf.com

Gailon Arthur Joy gailon@gabbjoy4.com

Robert Pickle bob@pickle-publishing.com, orders@pickle-publishing.com

**4:07-cv-40098 Notice will not be electronically mailed to:**

## Greg Simpson

---

**From:** Greg Simpson  
**Sent:** Thursday, October 30, 2008 3:50 PM  
**To:** 'Bob'; gailon@gabbjoy4.com  
**Cc:** 'John Pucci'; 'Lizette Richards'; Chris Penwell  
**Subject:** Remnant and MidCountry Bank Records

Bob and Arthur:

Paragraph 1 of the Confidentiality and Protective Order entered in this case on April 17, 2007 grants the right to any party to designate any Discovery Material, no matter who produces it, as "Confidential" and subject to the Order.

Plaintiffs have previously designated, and hereby reaffirm their designation of, the following materials as Confidential:

1. All documents produced by Remnant Publications under cover letter from Charles Bappert dated September 22, 2008, and further denoted with numbers REM001 to REM305.
2. All document produced by MidCountry Bank under seal to Judge Hillman in September of 2008.
3. Any other documents produced to Defendants pursuant to third party subpoenas issued by Defendants in this case.
4. All documents produced by Plaintiffs that have been designated by label or cover letter as "Confidential."

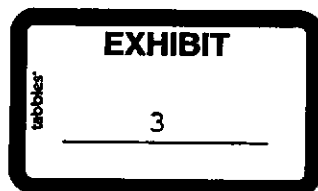
Per Judge Saylor's order of October 30, 2008 and the terms of the Order, you will be required to return these documents to the originator and to destroy or return all copies and notes of same. You will also be required to retrieve any copies that were provided to third parties, such as experts, and to ensure that no notes or copies of these documents remain in the custody of such third parties.

I want to impress upon both of you the importance of full compliance with the Confidentiality and Protective Order. If I become aware of any evidence that Confidential material has been retained by you or released to others by you, or if I become aware of internet postings that reflect or imply the contents of Confidential materials, my instructions are to immediately seek relief from the Court.

M. Gregory Simpson  
Direct: (612) 337-6107  
e-mail: [gregsimpson@sbgdf.com](mailto:gregsimpson@sbgdf.com)

SIEGEL BRILL  
GREUPNER DUFFY  
& FOSTER P.A.  
1300 Washington Square  
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## Greg Simpson

**From:** Gailon Arthur Joy [Gailon@gabbjoy4.com]  
**Sent:** Thursday, October 30, 2008 11:20 PM  
**To:** Greg Simpson; 'Bob'  
**Cc:** 'John Pucci'; 'Lizette Richards'; Chris Penwell  
**Subject:** RE: Remnant and MidCountry Bank Records

Mr Simpson:

There is also a paragraph 7:

"7. Neither party is obligated to challenge the propriety of any Subject Discovery Materials designated as Confidential information, and a failure to do so in this action does not preclude a subsequent attack on the propriety of the designation."

And you would have to be specific when you designated all the documents you reference as "confidential".

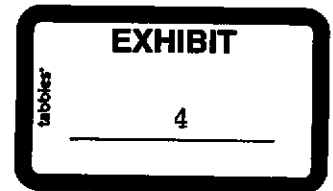
IE: A copy of each such communication. No rule 11 violations allowed.

We should also consider doing something to protect spoliation of the evidence, should we not?

Gailon Arthur Joy

---

**From:** Greg Simpson [mailto:GregSimpson@sbgdf.com]  
**Sent:** Thursday, October 30, 2008 4:50 PM  
**To:** Bob; gailon@gabbjoy4.com  
**Cc:** John Pucci; Lizette Richards; Chris Penwell  
**Subject:** Remnant and MidCountry Bank Records



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12/22/2008

third parties.

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**M. Gregory Simpson**

Direct: (612) 337-6107

e-mail: [gregsimpson@sbgdf.com](mailto:gregsimpson@sbgdf.com)

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**Greg Simpson**

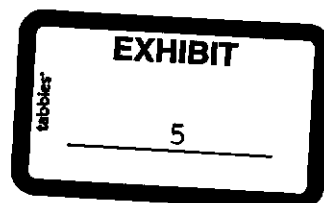
---

**From:** Greg Simpson  
**Sent:** Friday, October 31, 2008 9:59 AM  
**To:** gailon@gabbjoy4.com  
**Cc:** 'Bob'; Chris Penwell  
**Subject:** 3ABN v. Joy

**Attachments:** Picture (Metafile)

Arthur-

I have received the blog posting by you pasted in this email below. I will be bringing a motion to enforce the Confidentiality Order unless you provide a satisfactory explanation TODAY of why your reference to net receipts from book deals does not reveal confidential information that you obtained from Remnant Publications.





Well, here we are!!! When do I get my own world-wide television ministry to go along with the rest of the hypocrisy??? I would like a jet, my own personal secretary and a barn full of horses and a cute little filly to go with the new sports car. And I need to be able to do book deals that will net \$300,000 annually, minimum!!! A new house with a tarred driveway and a gate would be nice!!! 4,300 sq feet of living space would be ok, as long as the grandchildren get to live with us!!! But I also need one of those disappearing mortgages from a foundation somewhere!!! I also need complete discretion to hire, fire and ridicule people regardless of due process. I would clearly need "kingly authority"!!!

Well, Grandma, When do I start???

Problem is it has never been my goal to "wipe out sin" at 3ABN!!! Where did you get such a strange idea??? Getting a bit soft upstairs, Grandma? To do that we would have to destroy them all!!! Sounds like a good start but a bit problematic with the civil common law!!! Particular in a modern era!!!

And you have the audacity to challenge Bob's extrapolations? LOOK IN THE MIRROR!!!

My purpose has always been to bring accountability,,,a concept you reject!!! Ideally I would like to see a constituency and a governance elected based on General Conference standards, not the gang of fifteen standards. I would like to see due process for the accused, including the presentation of REAL evidence. I would like to see justice for all, not just the few!!! Would be nice to see the face of adventism adopt a few christian standards in their own lives, in other words, practice what they preach.

WIPE OUT SIN??? Are you daft, my dear???

To pull out specific counsel that addresses a specific situation within a church is contrary to the principles of Matthew 18 and we could go on. YOU are the most egregious in your failure to follow the very clear instructions of part three: TAKE IT TO THE CHURCH!!! YOU, GRANDMA, ARE ALL MERCY AND NO JUSTICE...a bit out of balance in my BIBLE!!!

Your unbalanced view of mercy and justice is simply un-biblical...shocker, huh?

And shall we end with the premise that Grandma is definitely above reproach!!! She has never called anyone to task in other than a "loving way"!!! If one believes this sales job, then I have the Brooklyn Bridge for sale, complete with toll gates!!! Any takers??? Cheap if you buy by midnight!!!

Love ya Grandma, but your unbalanced view of christianity results in a premise that we all can be saved "IN OUR SINS" and all are above reproach, regardless of how much and how often we fleece the sheep!!! Did you get fleeced Grandma??? Or are you fleecing???

Gailon Arthur Joy

I know, no cookies for me!!! Did you ever notice what the LORD ordered the Israeli's to do...some would call it, dare I say it...ETHNIC CLEANSING...they

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## Greg Simpson

---

**From:** Gailon Arthur Joy [Gailon@gabbjoy4.com]  
**Sent:** Friday, October 31, 2008 3:15 PM  
**To:** Greg Simpson  
**Cc:** 'Bob'; Chris Penwell  
**Subject:** RE: 3ABN v. Joy

Mr. Simpson,

Are you and your client grasping at straws? Is your client  
Now a reticent victim of their own "Voluntary Motion to  
Dismiss"?

It is patently clear that the dismissal was yet another bad  
move by clients that that were reluctant litigants and will  
continue to try and void the First Amendment by every  
means possible. It will not be allowed!!!

Don't YOU bare your teeth at me until you learn how to  
Read. I leave it to you to compare the allegations in the  
website and the confidentiality order. If you can't find the  
connection, then YOU feel free to file yet another frivolous  
Motion that will be met with a Request for RULE 11  
Sanctions.

And another thing, counselor, if you have done any analysis  
of the materials from Remnant publications in tandem with  
contract information from PPA, you see that the "book  
Deals" referenced in the lawsuit net a good deal more than  
\$300,000. Our sources "understated" the actual sums and  
we easily deduced the same from the numbers reportedly  
sold!!! The storyline conclusion makes even that very clear.

But, then, if I were a lawyer for these miscreants, I would  
not want to analyze the documents and numbers either.  
One would discover their client, Danny Lee Shelton, had  
indeed privately inured himself at the expense of my other  
client, Three Angels Broadcasting Network, Inc, a firm  
funded by donations developed from the public trust. This  
would create an instant conflict of interest and have the  
obvious consequences, not to mention that your client  
3ABN would have a claim against your client Danny Lee  
Shelton for excess benefit!! Among other issues.

But, don't I recall that you investigated the allegations  
before filing suit and exonerated these factually challenged  
clients from the allegations made by Joy and Pickle??

Oh, no, now what do you do??? At this point, counselor,  
we leave you to your own demise and devises.

Must really torque that board to know that the former  
President so significantly filled his own coffers with 501c-3  
contributions given to preach the Three Angels Messages  
and then and dragged them into a very expensive pitched  
battle at their expense to defend a liar and a cheat.

Wonder if it torqued them enough to at least fire the miscreant  
President, founder and CEO? And what would their excuse be  
for not doing so?

Inquiring minds want to know, Mr. Simpson!!! Would you  
Like to make a public statement on the issue for the record?

Clearly, our reporting is not done by any figment of their  
imagination and if you think you can fallaciously invoke the  
Confidentiality Order every time we say something sensitive  
from our broad number of sources, then we are ALL in for a  
perpetual conflict. They should have gone for the finish line  
and not run for cover when the evidence was stacking up  
against them. And there are so many violations of the very  
same Confidentiality Order by your clients and yourselves  
that it will clearly require some definitive conflict to clear  
the issues of what constitutes confidentiality documents,  
something that was not resolved, despite our protests.

In any event, you make it clear to your clients and your firm  
that any action will be met VIGOROUSLY, as if the past  
two years have not been proof enough. It is clear from your  
outrageous claim that this should have been brought to a  
satisfactory conclusion at bar before a jury of our peers.

I eagerly await your response!!!

With diminishing respect,

Gailon Arthur Joy

---

**From:** Greg Simpson [mailto:GregSimpson@sbgdf.com]  
**Sent:** Friday, October 31, 2008 10:59 AM  
**To:** gailon@gabbjoy4.com  
**Cc:** Bob; Chris Penwell  
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12/22/2008

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Problem is it has never been my goal to "wipe out sin" at 3ABN!!! Where did you get such a strange idea??? Getting a bit soft upstairs, Grandma? To do that we would have to destroy them all!!! Sounds like a good start but a bit problematic with the civil common law!!! Particularity in a modern era!!!

AND you have the audacity to challenge Bob's extrapolations? LOOK IN THE MIRROR!!!

My purpose has always been to bring accountability,,,a concept you reject!!! Ideally I would like to see a constituency and a governance elected based on General Conference standards, not the gang of fifteen standards. I would like to see due process for the accused, including the presentation of REAL evidence. I would like to see justice for all, not just the few!!! Would be nice to see the face of adventism adopt a few christian standards in their own lives, in other words, practice what they preach.

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I know, no cookies for me!!! Did you ever notice what the LORD ordered the Israeli's to do...some would call it, dare I say it...ETHNIC CLEANSING...they even eliminated Grandma's, can you imagine that!!!



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**M. Gregory Simpson**

Direct: (612) 337-6107

e-mail: [gregsimpson@sbgdf.com](mailto:gregsimpson@sbgdf.com)

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12/22/2008

**Gailon Arthur Joy**

Veteran  
Member  
☆☆☆☆☆  
Online

Posts: 807

 **Re: 3ABN and Danny Shelton File Voluntary Motion to Dismiss Lawsuit**  
« Reply #33 on: Today at 09:26:05 PM »


Quote from: Wendall on **Today** at 05:28:27 PM

Thank You Snoopy for Bob's response. It should be read by all. We get to see the real issues first hand. I guess that might mean some of the poster's opinions about what they think might be occurring in the lawsuit are worth very little. I can see more clearly now. The motion to dismiss will be denied.

Snoopy, you might consider having Bob write your victory speech for President on this

coming Tuesday.    

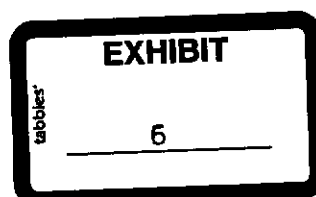
Sorry, Wendall, but we lost this round...the judge definitely allowed the Voluntary Motion for Dismissal, but invited us all back to his courtroom if we could not get along!!!

 Guess what, I already decided we are not getting along!!! Besides, I am not finished with Danny Lee Shelton yet!!! That man cannot become the phoenix and I don't care how much Jimmy likes the boy...he is a King and you know what they do with conquered kings? Ask the czar and his entire family!!!

In pursuit of justice!!!

Gailon Arthur Joy

12/22/2008



**Gailon Arthur Joy**

Veteran  
Member  
☆☆☆☆☆  
■ Online

Posts: 809

**Re: Is Gailon's 3ABN sin removal battle strategy in line with the Spirit of Prophecy**  
« Reply #12 on: Today at 09:54:19 PM »

Well, here we are!!! When do I get my own world-wide television ministry to go along with the rest of the hypocrisy??? I would like a jet, my own personal secretary and a barn full of horses and a cute little filly to go with the new sports car. And I need to be able to do book deals that will net \$300,000 annually, minimum!!! A new house with a tarred driveway and a gate would be nice!!! 4,300 sq feet of living space would be ok, as long as the grandchildren get to live with us!!! But I also need one of those disappearing mortgages from a foundation somewhere!!! I also need complete discretion to hire, fire and ridicule people regardless of due process. I would clearly need "kingly authority"!!!

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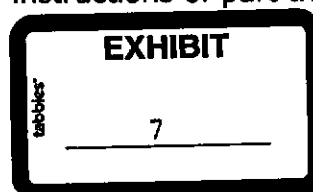
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Love ya Grandma, but your unbalanced view of christianity results in a premise that we all can be saved "IN OUR SINS" and all are above reproach, regardless of how much and how often we fleece the sheep!!! Did you get fleeced Grandma??? Or are you fleecing???

Gailon Arthur Joy



I know, no cookies for me!!! Did you ever notice what the LORD ordered the Israeli's to do...some would call it, dare I say it...ETHNIC CLEANSING...they even eliminated Grandma's, can you imagine that!!!

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Pages: [1] **Go Up**