

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**Criminal Case No, 78-401
MARY SUE HUBBARD, et al.**

STIPULATION OF EVIDENCE

Excerpts

The Order to Infiltrate the Internal Revenue Service in Washington, D.C.

In the late summer of 1974, the defendant Cindy Raymond, who then held the position of Collections Officer in the US Information Bureau in Los Angeles, California, sent a directive to Michael Meisner ordering him to recruit a loyal Scientologist to be placed as a covert agent at Internal Revenue Service in Washington, D.C. That covert operative was to obtain employment with the Internal Revenue Service for the purpose of taking from that agency all documents which dealt with Scientology, including those concerning pending litigation initiated by Scientology against the United States Government.

The Bugging of the IRS Chief Counsel's Conference Room on November 1, 1974

A few days before November 1, 1974, Don Alverzo, who held the position or Deputy Information Branch I Director US telephoned Mr. Meisner from Los Angeles, California, to inform him that he was coming to the District of Columbia to **place an electronic bugging device in the Chief Counsel's conference room** at the Internal Revenue Service where a major meeting concerning Scientology was to be held.

The defendant Hermann told Mr. Meisner that he had entered the main IRS building on the morning of November 1, 1974, gone to the conference room, where the meeting was to be held and placed the bugging device in a wall socket in that room. The room was located on the fourth floor of the Internal Revenue Service main building in Washington D.C. and faced the driveway of the Smithsonian Institution Museum of History and Technology on Constitution Avenue Northwest.

Thereafter, Hermann left the building and waited in a car in the driveway of the museum with Don Alverzo and Carla Moxon (the Assistant Guardian Communicator (Secretary) in the District of Columbia) and overheard and taped the entire meeting over the FM radio of the car. Following the conclusion of the meeting, the defendant Hermann reentered the IRS building, removed the bugging equipment from the conference room and took various papers, including the agenda for the meeting, which had been left by the participants.

The Guardian's Office Harbors and Conceals Fugitive From Justice Michael Meisner

On August 30, 1976, the same day that he received notification that an arrest warrant had been issued for Mr. Meisner, the defendant Weigand notified the defendant Mary Sue Hubbard that he has "Just received word that Mike [Meisner] had a warrant out for his arrest." He added that "[the plan at this time is to hide Mike out. It appears that the safest place to do this is in Europe somewhere."

...

On the evening of August 30, the defendant Weigand contacted Mr. Meisner and requested him to come to his office, which had since been moved to a warehouse in Glendale, California. In the presence of the defendant Hermann and Assistant Guardian for Information in Clearwater, Florida, Joe Lisa, he informed Mr. Meisner of the outstanding warrant for his arrest, and instructed him to sever all outward connections to the Guardian's Office. He told him that the defendant Hermann would assist him in moving out of the Weigand residence into a motel. He also removed him from the position of National Secretary for the United States. Mr. Meisner was given funds for the motel.

...

The defendant Weigand suggested that Los Angeles was a better place to hide Mr. Meisner since it was "a huge city and he can get lost here very successfully," while still being close to the Guardian's Office. He directed the defendant Hermann/Cooper to give this matter "top priority and lets [sic] get it done."

...

In a September 18, 1976 letter, the defendant Mary Sue Hubbard informed the defendant Weigand that she had "at last gotten a copy of the warrant" for the arrest of Mr. Meisner. She concluded that there was "the need to establish an alibi for

MM”, The defendant Weigand responded to the defendant Hubbard’s letter on 22 September 1976 in which he expressed his belief that her plan would “encounter difficulties” in view of the fact that the FBI had the defendant Wolfe’s and Mr. Meisner’s handwriting on the log books of the Courthouse. He stated his opinion that establishing an alibi as she had suggested, would “come down to our word(s) against 2 FBI agents, cleaners and guards, plus handwriting experts, ear experts and possibly fingerprint experts.” He concluded that there were two options open:

1.
 1. Turn Mike in at the most opportune time (when we can get some better prediction of what will be done with him and us, which as you wrote should follow the handling of Silver.)
 2. Not turn him over. Which means he hides or runs for 5 years at least (that being the statute of limitations.). *[The defendant Weigand’s perception in this regard was, of course, erroneous.]*

“The worst,” he stated “from my viewpoint is that M would get 5 years in jail and a \$2000 fine that being the maximum for the action. Also, there would be attempts to get him to turn or otherwise implicate us or others in various wrong doings.” He added that “[i]f the investigation continues I expect that more data will be turned up linking us with M’s and others [sic] actions.”

The Guardian’s Office Restrains and Guards Michael Meisner

On April 27, Mr. Andrus, following a meeting with Mr. Meisner, notified the defendant Weigand that Mr. Meisner was so concerned about the slowness of the Guardian’s Offices actions that Mr. Meisner intended on “leaving for either Canada or DC Saturday.”

On April 28, Ms. Rezzonico and Mr. Andrus, together with Jim Fiducia, Mr. Meisner’s auditor, visited Mr. Meisner at his Serrano Street apartment in order to convince him that it was not in his best interest to leave Los Angeles and return to the District of Columbia on his own. Mr. Meisner, however, was adamant that he would leave by April 30 unless he received assurances that the Wolfe situation in the District of Columbia would be resolved promptly.

That same day, the defendant Heldt informed the defendant Mary Sue Hubbard that “Herb [Meisner] is threatening to return to DC and handle the scene as he sees fit if the waiver is not withdrawn this week.” He told her that he was ordering the Information Bureau to “arrange to restrain Herb and prevent him from leaving, and to guard him so that he does not do so.”

The defendant Heldt then directed the defendant Weigand and Ms. Rezzonico that “Herb is to be restrained and guarded. He is not to be permitted to leave.”

On April 29, Mr. Andrus met with Mr. Meisner at Mr. Meisner’s South Serrano Street apartment and informed him that from that day on he would be placed under guard.

Mr. Meisner told Andrus that he would not accept the presence of guards. Mr. Meisner, also made it clear that if he were charged as a fugitive he would not enter a guilty plea. He complained that his whole situation had been mishandled by the Guardian’s Office and had resulted in his becoming a fugitive. He demanded that the defendant Heldt explain to him what action was being taken regarding his case. At the end of that meeting Mr. Andrus placed the guards outside Mr. Meisner’s apartment.

That same day, the defendant Heldt reported to the defendant Mary Sue Hubbard that Mr. Meisner was now under guard and that Mr. Meisner had “reacted violently to the arrival of persons to insure he did not blow.” He added that he had directed the Information Bureau to locate “a more isolated” apartment where Mr. Meisner could be kept under the watch of “some trustworthy . . . Body Guards”. He also stated that he was sending the defendants Weigand and Willardson to see Mr. Meisner, and “get control” over him.

Pursuant to the defendant Heldt’s directive, the defendants Weigand and Willardson together with Southeast U.S. Secretary Brian Andrus and three guards, visited Mr. Meisner at approximately 2:15 a.m. on April 30. The defendant Weigand warned Mr. Meisner that he would no longer be permitted to make “demands and threats on the Church,” and “that he was to start becoming a decent, cooperative, contributing part of the venture and nothing else was to be tolerated.” With the guards’ assistance, the defendant Willardson searched Mr. Meisner’s apartment and personal property and removed any evidence connecting Mr. Meisner to the Church of Scientology. At approximately 6:30 a.m., the meeting concluded “with the guards in charge.”

On May 1, at approximately 6 p.m., Brian Andrus, Peeter Alvet, Information Bureau official Chuck Reese and two bodyguards visited Mr. Meisner and told him that he was to be moved to another apartment. Mr. Meisner refused to leave, threatening to cause a commotion if forced to do so. The two guards handcuffed him behind his back, gagged him and dragged him out of the building. Outside, they forced him onto the back floor of a waiting car. In the car one of the guards

held Mr. Meisner down with his feet. Mr. Meisner was taken to an apartment which he later learned was located at 3219 Descanso Drive, in Los Angeles, California. After Messrs. Andrus and Alvet left, three guards remained in the apartment with Mr. Meisner.

Michael Meisner's First Escape from his Guards

By the end of May, Mr. Meisner was guarded by just one person. On May 29, while he was out with his guard, John Matoon, Mr. Meisner escaped by jumping into a taxicab. He went to the Greyhound Bus Station, and took a bus to Las Vegas. Mr. Meisner did not have much money, but having been there previously he knew a motel which he could afford. He escaped from his guard because he wanted time to think about his predicament and to determine an appropriate course of action. At that time, Mr. Meisner was still committed to Scientology, and did not want to leave the organization precipitously.

On May 30, Mr. Meisner telephoned the defendant Raymond in Los Angeles and requested to speak to either Mr. Brian Andrus or Mr. Jim Douglass. Since Mr. Andrus was unavailable, Mr. Douglass spoke to Mr. Meisner. Mr. Meisner refused to state where he was staying in Las Vegas until he first spoke to defendant Heldt. Therefore, a telephone call was scheduled for 8:30 that evening. The defendant Heldt pleaded with Meisner to return to Los Angeles and the Guardian's Office of the Church of Scientology.

While Mr. Meisner initially refused, he did agree to meet with Douglass the next day in Las Vegas. On May 31, Mr. Meisner met with Mr. Douglass at a prearranged crowded location. They discussed Mr. Meisner's concerns, and Mr. Douglass urged Mr. Meisner to return with him. Mr. Meisner refused. By the next morning the Guardian's Office had learned where he had been staying, and he was confronted by information Bureau official Chuck Reese, who insisted that Mr. Meisner return with him to Los Angeles. Mr. Reese represented to Mr. Meisner that the defendant Weigand had been removed from his position as Deputy Guardian for Information in the United States, and had been temporarily replaced by Brian Andrus, who had been Mr. Meisner's case officer. Mr. Meisner first spoke to the defendant Heldt who promised to meet with him that evening if he returned to Los Angeles. Mr. Meisner, still troubled and confused, agreed, nonetheless, to return to Los Angeles.

That same night, Mr. Meisner and the defendant Heldt met at Canter's Restaurant in Los Angeles. The defendant Heldt assured Mr. Meisner that he understood Mr.

Meisner's feelings. He told him that both L. Ron Hubbard and the defendant Mary Sue Hubbard were working on his case and would do everything to help him. He explained that while Mr. Meisner would have to continue to be guarded, he should consider his guards his friends and not his enemies.

Mr. Meisner agreed to remain with the Guardian's Office. He was driven to his Descanso Drive apartment by the defendant Heldt and Mr. Reese. When he arrived, Mr. Meisner was met by Mr. Douglass who had been waiting to guard him. Mr. Meisner describes the then-existing situation as an "armed truce". In the meantime, Brian Andrus, on May 31, had ordered the defendant Raymond to find a "secured" place for Meisner to stay if and when he returned from Las Vegas. He suggested "a place where he could be locked in a room that has no or a very small window" and where he would have "no outside contact".

On June 1, Mr. Meisner was moved by his guards to an apartment located at 327 South Verdugo in Glendale, California. During the entire month he continued to be guarded by at least one person.

Michael Meisner Surrenders to the Federal Bureau of Investigation

By mid-June, Mr. Meisner had decided that if the watch over him were ever relaxed, he would immediately leave the Guardian's Office, surrender to the Federal authorities, plead guilty, and cooperate in the ongoing investigation. Thus, he feigned cooperation with his captors and his superiors in the Guardian's Office in the hope that eventually his guards might be removed.

As a reward for this cooperation, Mr. Meisner's watch was relaxed. In fact, beginning on the evening of Friday, June 17, he was no longer guarded at night. His guards would leave his apartment at night and return at 9 a.m. the next morning. On Monday, June 20 at 6 a.m. Mr. Meisner, taking a few clothes with him, left his apartment on South Verdugo in Glendale, California, for the purpose of surrendering to Federal Authorities. In order to elude any potential follower, Mr. Meisner took two buses to a bowling alley, from which he placed a collect call to Assistant United States Attorney Garey Stark in Washington D.C. Mr. Meisner identified himself to the operator as "Gerald Wolfe" because he feared that the Guardian's Office of the Church of Scientology might have placed a covert operative in the United States Attorney's Office.