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A P P E A R A N C E S

FOR THE PLAINTIFFS:

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ALSO PRESENT: JUDITH SKUTCH WHITSON  
MONTY BARBER, ESQ.  
CAROL FORBES, JURIS DOCTOR

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1           BE IT REMEMBERED that, pursuant to Notice of  
2 Taking Deposition, and on Thursday March 25, 1999,  
3 commencing at the hour of 10:26 A.M. thereof, at  
4 Two Embarcadero Center, San Francisco, California,  
5 before me, AURA N. CLENDENEN, a Certified  
6 Shorthand Reporter in the State of California,  
7 there personally appeared

8

9                               JAMES BOLEN

10

11 called as a witness, who, being first duly sworn,  
12 was thereafter examined and testified as  
13 hereinafter set forth.

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EXAMINATION BY MR. FABIAN

MR. FABIAN: Q. Mr. Bolen, my name is Larry Fabian. I'm representing the defendant in his case.

A. Good morning.

Q. Good morning.

How old are you presently?

A. 64.

MR. ROSENBERG: Can we stipulate that he looks pretty gosh-darn good for 64?

MR. FABIAN: That's why I asked.

Q. Could you briefly trace for me just your educational background after high school?

A. Pasadena City College pre-engineering, social arts degree. Then on to San Jose State University for a B.A. in journalism and public relations.

Q. Approximately when did you get that degree?

A. Degree in journalism was June of '61.

Q. After June of '61, did you have any other educational background or experience?

A. Not formal like that. But I would attend sometimes classes there with my wife, who was a physician, at the time. I'm divorced now.

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1 Q. Are you married or just divorced?

2 A. I'm divorced.

3 Q. Okay. Could you, perhaps, then briefly  
4 trace for me your business experience in the  
5 profit or not-for-profit areas from '61 forward?

6 A. You want general what I did, or do you  
7 want names of companies or what?

8 Q. If you can give me the name of the  
9 company, that would be great. If you don't  
10 remember, you don't remember.

11 A. Okay. After I graduated from college, I  
12 subsequently got a job as an assistant public  
13 relations manager for Faye Staff Brewer (phonetic)  
14 Company, Plant No. 6, in San Jose. I'd been a  
15 tour guide there during college.

16 From there, I went on to Sylvania  
17 Electric Systems in Mountain View, Silicon Valley,  
18 as the assistant and then subsequently director of  
19 communication -- manager of communications there.

20 From there, I went to a firm called  
21 Arnold Palmer Noble here in San Francisco.

22 Q. About what year are we in now?

23 A. About '65. Went to Arnold Palmer Nobel  
24 as an account executive. It's a public relations  
25 and advertising company.

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1 Q. And from there?

2 A. From there, in 1967, I started a  
3 magazine, Psychic Magazine. Found it and started  
4 it.

5 Q. What was the name of that?

6 A. Psychic Magazine.

7 Q. Okay.

8 A. As editor and publisher.

9 In 1967, the name was changed to New  
10 Realities, two words.

11 Q. You indicated the name was changed  
12 in '67. Was the magazine started in '67 or the  
13 name was changed?

14 A. Magazine was started in -- wait a  
15 minute.

16 Q. I think you told me the magazine was  
17 started in '67.

18 A. I get these -- let's see. You're  
19 right. The magazine was started in '69 -- now  
20 we're coming to it -- and then in 1976 -- I  
21 switched the digits, didn't I?

22 Q. Yes, you did.

23 A. -- in 1976, the name was changed to New  
24 Realities.

25 Q. Okay.

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1 A. Thanks for catching that.

2 MR. ROSENBERG: Don't thank him too much.

3 MR. FABIAN: Q. Since '76, has that  
4 primarily been your only occupation, that  
5 particular magazine?

6 A. Yes. That's what I did, and then in --  
7 let me check the date -- 1986 I sold the  
8 publication, and then I became a self-employed  
9 consultant which I have remained till this day.

10 Q. Who did you sell the publication to?

11 A. Sold it to a foundation in Washington,  
12 D.C., the Helen Dwight Reed Education Foundation.

13 Q. From the period of '67 until the date  
14 you sold it in '86 -- why don't we start  
15 in '67: What was the nature of the types of  
16 articles? What was the intent of the publication  
17 when you first started?

18 A. Intent of the publication was to bring  
19 forward straightforward, good repertoire of  
20 information on the extended nature of human kind,  
21 and it included primarily, at that time,  
22 parapsychology, philosophical implications of  
23 spirituality. Gradually, that blossomed into more  
24 of a holistic approach: Mind, body, and self.

25 Q. Okay. Sorry. When you referred to

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1 parapsychology, how would you define that for us?

2 A. Parapsychology is the study of  
3 extrasensory perception and things of that nature,  
4 under scientific references and scientific  
5 auspices.

6 Dr. JB Ryan at Duke University was very  
7 noted and famous for that.

8 Q. Have you yourself had what I've come to  
9 know as paranormal experiences?

10 A. I have what I consider experienced, yes,  
11 a paranormal experience.

12 Q. How would you define it -- so we're  
13 talking about the same thing --  
&quot;paranormal&quot;?

14 A. Paranormal is one that scientifically is  
15 very difficult to explain and to corroborate.

16 Q. Okay. I then I'll ask you: What  
17 paranormal experiences do you believe you had, if  
18 you can describe of them briefly?

19 A. I think I've had precognitive dreams. I  
20 coincidentally picked up what I considered  
21 thoughts on occasion.

22 Q. That would be of other persons?

23 A. Of another person. What they might be  
24 thinking or ready to say, not exactly, but the  
25 feeling or the stuff.

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1 MR. ROSENBERG: If you can do that with  
2 Mr. Fabian, I'd appreciate it. You let me know.  
3 It might help me as the case progresses.

4 MR. FABIAN: He'd actually prefer yours.

5 MR. ROSENBERG: When we get to that stage --

6 MR. FABIAN: Q. Sorry we cut you off.

7 A. That's kind of the extent of it. Couple  
8 dreams I've had, as I said, I considered  
9 precognitive.

10 Q. Did you ever have discussions with --  
11 and we have referred to her as Judy. So when I  
12 refer to "Judy," we mean Judy Skutch --

with Judy

13 in which she indicated she had had paranormal  
14 experiences?

15 A. Not -- not specifically. Generally,  
16 Judy and I talk about the nature of the  
17 parapsychological community and I couldn't -- I  
18 couldn't refer to anything like that.

19 Q. Okay. Did you ever deal with this in  
20 more detail? Did you ever visit with Judy and  
21 her -- I think it was called -- Psychic Salon in  
22 New York City?

23 A. I was there on a couple -- a few  
24 occasions. Yes.

25 Q. How did it happen that you would go

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1 there?

2 A. I would be in New York on business and  
3 would stop by, more to say hello to Judy than to  
4 really attend the salon, because my schedule would  
5 be such.

6 I remember one when Helen and Bill and  
7 Judy and Bob and I were there meeting and just  
8 talking, but not as sitting down and discussing  
9 with people.

10 Q. So you were never there when these  
11 parapsychology sessions took place?

12 A. No, not to my knowledge. Not to my  
13 recollection. I don't -- I can't picture it.

14 Q. Were you aware that these psychic salons  
15 sessions took place and Judy was involved in them  
16 from time to time?

17 A. I knew that she had that. My  
18 relationship was with her interest because she was  
19 speaking on parapsychology and we knew similar  
20 people in the scientific field, and that was kind  
21 of the relationship in that early part with Judy.

22 Q. Okay. Now, you indicated that the name  
23 of the magazine changed at some point, I believe  
24 in '76, to New Realities?

25 A. Yes.

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1 Q. Was there a particular reason why the  
2 name changed?

3 A. Yes. Absolutely.

4 Q. Why was that?

5 A. We determined from the demographic  
6 information that we'd been testing and  
7 psychographic we did for marketing purposes that  
8 the name "Psychic" at that time became  
mildewed.

9 As JB Ryan once said, he said it was a  
10 mildewed term, and I've used that since, and that  
11 means that it was just overly used.

12 There was no distinction in what might  
13 be bona-fide information and what was just like  
14 bordering on fiction. So we decided to change the  
15 name, and we immediately began a search, as you  
16 normally do, to find out what would be a good name  
17 to fit our format of holistic-type approaches:  
18 Body, mind, spirit. So we began searching.  
19 That's how we came up with the name.

20 Q. Just so it's clear, when you're saying  
21 "we," you're referring to the magazine?

22 A. The magazine. The magazine.

23 Q. That's fine.

24 A. Yeah. Yeah.

25 Q. We're particular lawyers so we need --

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1           A.     I understand.  I speak collectively,  
2 because I treated my business -- I work with  
3 people.  Yes, I made the final decisions that  
4 signed the checks, but we were working together.  
5 I didn't want people to think they were always  
6 working for somebody, because I wanted to be  
7 inclusive.  So I use the collective &quot;we.&quot;

8           Q.     Perfectly okay.

9                     In connection with the change of name,  
10 did you have any discussions with, for example,  
11 Judy as to perhaps the change of name?  Did she  
12 have any influence into that?

13          A.     No.

14          Q.     How about with Ms. Schucman?  Did you  
15 discuss it with her?  Did she have any influence?

16          A.     No.  No.

17          Q.     How about with Mr. Thetford?

18          A.     Indirectly, Bill Thetford gave us the  
19 name of New Realities.

20          Q.     How did that come about?

21          A.     Came about when he and Judy visited me  
22 in my offices here in San Francisco on Fisherman's  
23 Wharf, and they stopped in one day just to say  
24 hello and we were talking.

25                     We finished whatever we were talking

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1 about and got ready to leave, and Judy and I  
2 stayed in my office to chat further. Bill went  
3 out waiting, kind of, in the major office, ready  
4 to go.

5 My partner at the time had come up and  
6 was talking, saying hello to Bill, and mentioned  
7 to Bill, you know, we have been going through for  
8 the last several months -- might have been six,  
9 seven months -- looking for a new name for the  
10 magazine.

11 The way David is -- his name is David  
12 Hammond. He was a partner.

13 The way David told me was that it was  
14 almost like a kind of a throwaway. I like to  
15 think that here we were six to nine months looking  
16 for a name that would be suitable, and all of a  
17 sudden Bill, just like a cosmic throwaway, will  
18 have you thought of "New Realities."

19 David came in subsequently after they  
20 left, Judy and Bill, and he mentioned this to me.  
21 It really struck a responsive cord. So I gave it  
22 some thought that night. I said, "I'd like to  
23 meditate on it" and went in the next morning,

and

24 I really felt like that name would work.

25 So I called the staff together, and I

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1 said I'd like to have them think about it, but  
2 &quot;I'm pretty certain this is the one but give me  
3 your feedback.&quot;

4           Everybody seemed to be in  
5 synchronization. So we took the appropriate steps  
6 legally and otherwise and changed the name.

7       Q.     When did Mr. Hammond become your partner  
8 in this venture?

9       A.     I have to give you an approximate --  
10 probably three years before. So that would be  
11 1973 or '74, thereabouts.

12      Q.     Can you just give me some background on  
13 who Mr. Hammond was back at that time, what his  
14 experience was?

15      A.     David came out of Hollywood as a  
16 producer, and he wanted to get into some other  
17 things. He was very interested, because of the  
18 films he was working on and doing at the time, on  
19 parapsychological stuff that was going on in  
20 Russia and Czechoslovakia.

21           That's how we met, because he'd written  
22 to me, and he subsequently got very interested and  
23 wanted to know if I'd be interested in expanding  
24 and he could help me.

25      Q.     Did he do this on a full-time basis with

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1 you?

2 A. Part -- initially, he was writing a book  
3 and some screenplays, and he was also at the  
4 office there. He moved from Southern California  
5 to Belvedere in Marin County, and finally phased  
6 out of that.

7 Q. Did he remain with you until the venture  
8 was sold?

9 A. No. David left -- this is a  
10 guesstimate -- about 1979 or '80.

11 Q. Okay. Now, were there other partners in  
12 the business besides Mr. Hammond at any point  
13 along the way?

14 A. Not with David, but I subsequently was  
15 operating the company as an S Corporation, and  
16 then I went in and changed it into a limited  
17 partnership. That was after David left.

18 Q. Who were your limited partners? I'm not  
19 interested in their investment or percentage, but  
20 do you recall who the limited partners were?

21 A. Some 13 of them.

22 Q. Okay. Let me ask you this: Do you have  
23 a curriculum vitae or resume that you generally  
24 hand out in your consulting ventures?

25 A. I have an abbreviated one. Yes. It's a

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1 one-pager.

2 Q. Perhaps we can ask that that be  
3 produced.

4 MR. ROSENBERG: I think we have one with us.  
5 We'll produce it. We'll have it marked later, not  
6 this moment. Later at the break, I'll get it.

7 MR. FABIAN: Thank you. I'd appreciate it.

8 Q. Now, you've indicated that after you  
9 sold this particular magazine you went in and  
10 became a consultant.

11 A. Yes.

12 Q. Are you presently a consultant to one or  
13 more companies?

14 A. I have been. Currently, I'm writing my  
15 own books, and the only client I have at the  
16 moment is the Foundation for Inner Peace.

17 Q. For how long has the Foundation been  
18 your only client?

19 A. Probably two, two and a half, three  
20 years.

21 Q. Do you have --

22 A. You said "only."

23 Q. Yes. We'll talk about the others in a  
24 moment.

25 Do you have any written agreement with

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1 them?

2 A. I have an understanding. In a book  
3 project, I signed -- what's that called when  
4 you --

5 Q. Publishing agreement?

6 A. It's one in which I don't have any  
7 rights.

8 Q. Work for hire.

9 They're a tough group, aren't they?

10 MR. ROSENBERG: You have to say &quot;absolutely  
11 not.&quot; Move to strike the question.

12 MR. FABIAN: Q. Do you know what a work for  
13 hire is?

14 A. Yes, I do.

15 Q. Well, in terms of your consulting for  
16 getting the book deal, for the moment, do you have  
17 a written agreement or have you had a written  
18 agreement with the Foundation?

19 A. I have in some of the documentation, not  
20 documentation, but the -- what would you call it?  
21 Outline for proposal.

22 Q. So maybe I should ask this: What type  
23 of consulting work have you been doing for the  
24 Foundation during the period they were your only  
25 client?

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1 A. Communications, consulting.

2 Q. What does that mean?

3 A. That means how to best express one's  
4 objectives and goals and respond to inquiries  
5 between the public, internal or externally.

6 Q. Okay.

7 A. Helping with the content of the web  
8 site, interviewing some of the translators.

9 Q. Anything else?

10 this When you say "interviewing," does

11 fall within communication or that's another area  
12 which you've been doing consulting?

13 A. To me, that's communications.

14 Q. Okay.

15 A. Communications, consulting. When you  
16 see my resume, my background having spent many  
17 years in communications and publishing, the  
18 magazine runs a gamut: Entrepreneurial, start-up  
19 business plans. So I'm available to consult for  
20 start-ups, for doing communications.

21 Q. Now, anything else? You've indicated  
22 communications, the content of the web site, and  
23 interviewing with translators. Any other work  
24 you've been doing for the Foundation?

25 A. Book project on Helen Schucman and Bill

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1 Thetford.

2 Q. We'll get into that in a moment.

3 In connection with these other areas  
4 that you've talked about, did you have any written  
5 agreement or did you merely submit a written  
6 proposal and they said, yes, and began to pay  
7 you? How did that all come about?

8 A. More verbal. We agreed upon an  
9 amount -- might be a project amount or might be  
10 per hourly amount -- and Judy would call me and  
11 ask me do I have time to do something like this?  
12 So I'd be working on my own. I've got work on a  
13 couple of books myself. I'd say, "Well, I can  
14 carve out time here" and agreed upon our  
15 conversation.

16 Q. Say, since the last two and a half  
17 years -- so that would have been 1997 that they  
18 have been your only client, and because you have  
19 other projects going on --

20 A. Around there. Yes. Yes.

21 Q. -- can you approximate for me on an  
22 annual basis -- '96, '97, '98 -- what your  
23 income was from the Foundation from all sources?

24 MR. ROSENBERG: On a year-by-year basis?

25 MR. FABIAN: Yeah.

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1 Q. If you can give me the total you've  
2 received, if that sticks in your mind.

3 A. On a average yearly basis, I would say  
4 between 22 and \$25,000.

5 Q. Okay. You've indicated that you're  
6 working on a book project involving perhaps Helen  
7 Schucman and Bill Thetford; is that correct?

8 A. Yes.

9 Q. What is the status of that book project?

10 A. We're still gathering information. It's  
11 not complete. It's in progress.

12 Q. But I guess my question is -- let me go  
13 back -- what's the status of your arrangement with  
14 the Foundation? Have you reached an agreement, be  
15 it oral or written, as to what you're going to do  
16 and how much you're going to be paid for it?

17 A. I'm paid as -- I submit as I go along  
18 doing the work on the book when something comes  
19 up, new information. So I just keep a time  
20 chart. I submit them a professional statement on  
21 a monthly basis, if the time has come up to do  
22 that. So usually I submit on a monthly basis a  
23 professional statement.

24 Q. How much do you bill on an hourly basis?

25 A. For the Foundation, since it's a

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1 nonprofit, \$35 an hour.

2 Q. Now, when did you first have discussions  
3 with Judy concerning this book project?

4 A. About three -- three years ago -- two  
5 and a half or three.

6 Q. Do you recall the discussions in terms  
7 of what the nature of the project would be, and if  
8 so, would you tell us?

9 A. There were a series of interviews that  
10 were conducted of people who knew Helen and Bill,  
11 and this was done for archival purposes to get an  
12 indication of who they really were in their  
13 professional and general family lives.

14 Those series of interrogatories were  
15 conducted, and they were transcribed, and Judy had  
16 asked me to take a look at them and whether or not  
17 if I saw something in there, from my professional  
18 background, whether or not it would be worth  
19 bringing into kind of a question-and-answer or a  
20 narrative format.

21 I looked at it, and we subsequently  
22 talked, and we discussed that -- she thought of  
23 putting them together as a booklet. My  
24 recommendation was that they wouldn't really work  
25 that way as a booklet, for archival purposes that

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1 would work, but if they were to be available for  
2 public use, it had been my experience that that  
3 kind of material is a little bit ponderous.

4 Q. I see.

5 A. And I suggested that perhaps more  
6 information be included in that to give a more  
7 comprehensive outline, and I submitted that, and  
8 Judy felt that we could pursue that and how it  
9 would work out.

10 MR. FABIAN: Let's go off the record.

11 (Discussion held off the record.)

12 (Ms. Forbes steps out of the room.)

13 ATTORNEYS' EYES ONLY TRANSCRIPT STARTING ON

14 PAGE 23.

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1 MR. FABIAN: Q. My question was do you recall  
2 when you first received the Course in its  
3 entirety? You said yes.

4 When was that?

5 A. June of 1975. The specific date, I  
6 don't remember.

7 Q. Where were you?

8 A. I try to recollect this date because the  
9 occurrence that happened.

10 I was in my office at 680 Beach Street  
11 in San Francisco, corner of Beach and Hyde, where  
12 the cable car turns around.

13 Q. What experience did you have at that  
14 time?

15 A. Judy brought it to me, and it was the  
16 copy of the manuscript. It was rather large. She  
17 and I were talking in my office. So we were  
18 sitting there.

19 While we were discussing it, my partner  
20 stuck his head in the door and said hello to  
21 Judy. That diverted our conversation. And when  
22 she did that, I picked up -- to this day I don't  
23 remember what the material was -- but I just  
24 picked up some leaves, and I started leafing  
25 through it.

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1           As I did, I was really captivated by  
2 what I was reading, and a very joyous feeling  
3 started, a peaceful feeling just came over me.  
4 Started in my solar plexus. Just came up and kept  
5 going, and kept going, and joyously went out in  
6 this light that (indicating) and I --

7       Q.     Let the record reflect he's moving both  
8 hands above his head openly.

9       A.     -- and I started laughing. That's the  
10 best experience I can have for it.

11           Judy looked at me, and I said, &quot;I'm  
not  
12 laughing at you.&quot; I said, &quot;I just had a  
unique  
13 experience with this material.&quot; So it got my  
14 attention. To this day -- and I've tried to --  
15 I've tried to remember. I can't tell you what I  
16 read, what material specifically.

17           I have a suspicion it was -- might have  
18 been the work book because I might have been  
19 flipping through, and I saw the titles to each of  
20 the lessons. But that was my experience.

21       Q.     During the course of your experience,  
22 did you hear any voice talking to you?

23       A.     No. It was just a feeling. A feeling  
24 of absolute peace, oneness, and absolute joy.

25       Q.     Have you ever had any subsequent

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1 experiences with respect to the Course?

2 A. Yeah. In the peace that it brought me  
3 and how to meditate and to look on life and  
4 things.

5 Q. Have you ever been taught the Course in  
6 the sense that you've had someone teach you,  
7 whether it be by discussion with one other person  
8 or in A group setting?

9 A. No. With me, it's been more  
10 self-study.

11 Q. Do you read the Course on a daily basis  
12 today?

13 A. Yes, I do.

14 Q. Have you been reading it daily since you  
15 first received the entire course?

16 A. More or less. Some days, I don't -- I  
17 don't get to it, but I will recite certain  
18 passages. But I'm in tune with it, I feel.

19 Q. My question originally went back to when  
20 did you receive the Course? Did you physically  
21 get a copy of the Course that day?

22 A. That was -- yes.

23 Q. Did Judy gave you that copy?

24 MR. ROSENBERG: In June of 1975?

25 MR. FABIAN: Yes.

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1 Q. Did Judy leave that copy with you?

2 A. Yes. I asked her. I was so taken with  
3 it that I asked her if I could make a copy of it.

4 Q. What did she say to you?

5 A. She said I could with the proviso that  
6 it not be disseminated and it was only for my use,  
7 and I agreed to that.

8 Q. Those were her exact words?

9 A. I'm paraphrasing, but I recall it  
10 distinctly because, being in the publishing  
11 business, I got a lot of manuscripts and I think  
12 I'm familiar with copyright law and use and that  
13 sort of thing.

14 My mind immediately went that this might  
15 be something subsequently I'd want to put into the  
16 magazine, but she also didn't tell me the names of  
17 the two people involved that produced the  
18 manuscript. She said they wished to remain  
19 anonymous at that time.

20 Judy and I were friends several years  
21 before this, and when she asked me to do that, I  
22 absolutely honored that.

23 Q. Did you keep that particular copy of the  
24 Course?

25 A. I did to make copies.

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1 Q. Okay. Did you then return that  
2 particular copy to Judy?

3 A. Yes. I returned that copy and also an  
4 extra one I had. She'd asked an extra one be  
5 made.

6 Q. Okay. When did she ask that another one  
7 be made?

8 A. I asked her, "Would it be all right if  
9 made a couple copies?" So she suggested making  
10 another copy for reasons I don't know, but I went  
11 ahead and did it.

12 Q. So you made three copies?

13 A. I made three copies.

14 Q. And you gave one to Judy?

15 A. I gave her the original and a copy, and  
16 I kept two.

17 I took one home for my personal use.

18 MR. ROSENBERG: Wait for a question.

19 MR. FABIAN: Continue on.

20 Q. What did you do with the other two,  
21 then?

22 A. And left one in my office.

23 Q. Okay. Then there was a third. And what  
24 you did with the third one?

25 A. The third?

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1 Q. Well, you gave one back to Judy.

2 You had made three copies plus the  
3 original. So the original you gave back to  
4 Judy --

5 A. She had the original and one. I took  
6 the -- there were two left, and subsequently,  
7 about a couple of weeks later, my partner was  
8 interested -- and since I wanted to get another  
9 copy, I sent out and had another one made that was  
10 used for writing on, because I didn't want to mar  
11 the others.

12 Also, I got so captivated that I was  
13 folding up the lessons. I'd carry them with me.  
14 That's the only thing. So I made that. I made  
15 another. All told, I would say that I made three,  
16 and then subsequently for my office purposes and  
17 for my partner, who was interested in looking at  
18 it, but he subsequently said it wasn't quite his  
19 cup of tea.

20 Q. But you gave it, at least, to him to  
21 read?

22 MR. ROSENBERG: The form he gave it to him was  
23 at the office.

24 THE WITNESS: He had access to the office.  
25 That was a marking-up copy, and one that I was

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1 using folded up and carried around.

2 MR. FABIAN: Q. Now, this is Mr. Hammond?

3 A. David Hammond.

4 Q. Is Mr. Hammond still alive?

5 A. I believe he is. I haven't talked to  
6 him for five or six years.

7 Q. Do you know where he resides?

8 A. He was residing in Belvedere.

9 Q. Do you know whether he is in business at  
10 the present time?

11 A. I think David is retired, I think.

12 Q. Do you have a telephone number or an  
13 address for him in your office, you know, on your  
14 Rolodex?

15 A. I may have or he may be listed.

16 Q. We will leave an empty space, if you  
17 happen to find it when you return this.

18

19 MR. ROSENBERG: Put it in the letter, please.

20 MR. FABIAN: Q. You indicated that you  
21 had -- strike that.

22 Do you still retain those two copies or  
23 three copies?

24 A. Yes.

25 Q. Where are they now?

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1 A. They reside with me.

2 Q. Okay. Do you recall whether any of  
3 those copies have a copyright notice on them?

4 A. I believe the original one didn't.  
5 Although, I have viewed many manuscripts often that  
6 came in and seldom had a copyright notice. So  
7 that was just general copyright. I always treated  
8 the material that way.

9 Q. You indicated a certain knowledge of  
10 copyright. Did you ever have a conversation with  
11 Judy concerning copyrighting the Course in or  
12 about this time of June 1975?

13 A. No. My office is in San Francisco, and  
14 I was very busy with the magazine project. Judy  
15 at the time was in New York. All of that was  
16 going on in New York. So I didn't.

17 Q. Were you aware that in or about June of  
18 1975 through August of 1975 Judy came to  
19 California on two occasions? Do you recall that  
20 at the present time?

21 A. Well, in June, when she came and brought  
22 me the manuscript, showed the manuscript to me.

23 Q. Right.

24 A. I believe in September of that year -- I  
25 would have to check, but I think it was

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1 September -- that she came out and Helen and  
2 Bill -- Helen Schucman and Bill Thetford -- came  
3 with her, I believe. I don't know if Louis,  
4 Helen's husband, was with them or not. I believe  
5 Ken was there also.

6 That's when I met Helen and Bill. It  
7 was a small meeting for people to come and meet  
8 them.

9 Q. That was in about September of 1975?

10 A. Yes.

11 Q. You indicated that you had something in  
12 your office that might be able to fix that date.

13 A. Well, I know June '75 for certain, but  
14 the second one, I'm uncertain. I'm sure you can  
15 find that out.

16 Q. I'm saying you indicated, I thought, in  
17 your testimony that you had something in your  
18 office that might help you. I'm asking: Do you  
19 recall if there's something in your office or at  
20 home?

21 MR. ROSENBERG: I don't remember that.

22 THE WITNESS: I don't remember.

23 MR. FABIAN: I'm not trying to trick you.  
24 That's why I said it.

25 THE WITNESS: I'm saying it may have been

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1 around that time but --

2 MR. ROSENBERG: The question is do you have  
3 something in your office? -- because I'm confused  
4 on that -- like a calendar, I assume, or something  
5 that that's the date or not, or is it just a  
6 misunderstanding? Because I don't remember you  
7 saying that.

8 THE WITNESS: You mean for the September  
9 visit?

10 MR. FABIAN: Q. Yes. Whether it was  
11 September or August.

12 A. All I can do is, generally, I think it  
13 was around September.

14 Q. No problem.

15 Did you keep a diary in 1975 as to your  
16 activities?

17 A. No, I didn't.

18 Q. Did you keep a daily log for business  
19 purposes --

20 A. I might have.

21 Q. -- of what you did?

22 A. My method is usually writing on a  
23 calendar dates and everything. That's a quarter  
24 of a century ago. When I sold the magazine, I  
25 just dumped so much stuff.

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1 Q. Okay. Do you recall anything else of  
2 your conversation with Judy when you met her and  
3 she brought the Course for the first time other  
4 than what you've testified to?

5 A. Just that she was very taken by it. She  
6 felt it was an extraordinarily important spiritual  
7 document. Those weren't probably her words, but  
8 this is --

9 Q. I understand.

10 A. At the outset, when she first started  
11 talking to me about it, it was just another  
12 thing. And then after I had that experience, then  
13 I felt there may be some substance in what she  
14 told me.

15 Q. Was Judy present when you had the  
16 experience?

17 A. Yes, she was.

18 Q. After you had the experience, did you  
19 describe to her the experience?

20 A. Yeah. I did. They're called sometimes  
21 experience or experiences of oneness. They're  
22 very ineffable. They're very difficult to  
23 explain. It's like asking somebody to describe  
24 the taste of a carrot. Very ineffable.

25 MR. FABIAN: Did you understand that? He

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1 doesn't --

2 MR. ROSENBERG: I do. I thought it was a  
3 great --

4 I want the record to show Mr. Fabian's  
5 intention for invalidating and denigrating me at  
6 every corner. I'll maintain my composure as best  
7 as can, but I won't tolerate it very long.

8 The record should show that it's all in  
9 good humor.

10 THE WITNESS: Also having being in the  
11 publishing business for some 20 years and doing a  
12 four-color magazine -- it was a color magazine --  
13 I always had to warn the staff to not get on the  
14 telephone with printers and say, "Do you want it  
15 little darker than the these show?" You just  
16 can't explain it unless they have it in front of  
17 them.

18 MR. FABIAN: That's a good analogy, actually.

19 Q. Do you recall how long you stayed  
20 talking with Judy after you had the experience?

21 A. Oh, perhaps another, I don't know, maybe  
22 half an hour. It wasn't -- I say a half an hour  
23 because I don't recall it was very long, but we  
24 discussed it. That was probably during the time  
25 when I said I'd really liked to have a copy of

a

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1 this manuscript.

2 Q. Do you recall now anything else you  
3 remember about the conversation during that whole  
4 time you were with Judy? Just so I have a record  
5 of it. If you don't, you don't?

6 A. No. That's -- I mean, it's interesting  
7 because of that experience. I can close my eyes  
8 and picture it again. It's embedded in me.

9 Q. After Judy leaves and leaves, I believe,  
10 one copy of the Course with you --

11 A. Yes.

12 Q. -- do you have any conversations with  
13 her before she goes back to New York?

14 A. Probably did because she had to come in  
15 and pick up that manuscript and her copy, and I  
16 can't tell you when it was.

17 Q. Do you recall where you had the copy or  
18 copies made?

19 A. No, I don't. At the time, we must have  
20 had a copy service, and unlike today, they  
21 weren't -- well, they were model Ts. They hand  
22 fed them or machine fed them. I recall they were  
23 expensive. I don't recall how much they cost, but  
24 probably between \$50 and \$75 per unit. In today's  
25 figure, we're talking about \$150, something like

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1 that.

2 Q. Whether Judy came back in September or  
3 some other time in '75, did you have any  
4 conversation with her while she was in New York  
5 before she came back the second time?

6 A. Not that I remember. I can just  
7 speculate and say, obviously, I must have, because  
8 she probably told me she was coming back when she  
9 did.

10 But because of my interest in the  
11 manuscript, I normally would have -- normally  
12 would follow up with someone. And knowing Judy --  
13 well, but, specifics only, I must have been  
14 talking to her.

15 Q. Okay. Now, when she came back in  
16 September of 1975 -- we'll use that date for the  
17 sake of discussion --

18 A. Yes.

19 Q. -- without holding anybody to the  
20 date -- you indicated she came back and you met  
21 for the first time Helen Schucman; is that  
22 correct?

23 A. Yes.

24 Q. Did you know at the time you met Helen  
25 Schucman that she had been involved in some part

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1 in either the writing or the creation of the  
2 Course?

3 A. Yes.

4 Q. When did you learn that information for  
5 the first time?

6 A. It would have probably -- probably  
7 guessing just before they had come out, because I  
8 needed to know their names to meet her and Bill,  
9 Bill Thetford.

10 Q. Who did you learn this information from?

11 A. I'd have to say Judy.

12 Q. All fingers point at Judy.

13 A. Well, the thing is was she was my only  
14 link. Absolutely. So any time you are going to  
15 ask me a question about this, I will -- if I don't  
16 recall, and a lot of that I don't recall  
17 specifically, specific conversations, I will just  
18 know that. You know, it's, like, she's my link.

19 Q. Now, you indicated previously that Judy  
20 had not -- when she was in California in June --  
21 indicated who the persons were that were  
22 associated with the Course.

23 A. No.

24 Q. But now you do learn before she comes  
25 back to California who these two people are and

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1 what their names are?

2 A. Yeah.

3 Q. Do you recall how that came about? Why  
4 these names were revealed to you?

5 A. Probably because -- again, I'm just  
6 following kind of a sequence here that she would  
7 need to tell me who they were if she's going to  
8 bring them out to introduce them.

9 Q. Did Judy indicate why she was coming out  
10 to introduce these two people?

11 A. Not that I recall. I mean it was --

12 Q. So now you meet Helen?

13 A. Yes.

14 Q. Where are you when you meet her?

15 A. It was a place over in San Francisco on  
16 Broadway. Judy had or someone had rented a small  
17 hall and -- I don't recall. She would probably  
18 know exactly what went on.

19 Q. Who else was present besides yourself,  
20 Judy, Helen, and Bill?

21 A. I believe Kenneth.

22 Q. Wapnick?

23 A. Yes.

24 Q. Were other people invited, that you  
25 recall?

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1 A. There were other people, and a mix of  
2 people.

3 Q. Meaning smart people and dumb people, or  
4 what kind of mix of people?

5 A. You know, chock full of nuts. The whole  
6 thing. The whole ball of wax.

7 There would be, I believe -- let's see  
8 my wife didn't go with me. I was there by  
9 myself.

10 Q. Can you approximate how many people were  
11 there?

12 A. Oh, yeah. Maybe 10 or 12, a couple of  
13 dozen people.

14 I had met Helen and Bill in an -- I'll  
15 call it an antechamber or something -- when we  
16 came in the room, and they spoke a while.

17 Q. Let's talk about that. When you say  
18 "they spoke," who spoke?

19 A. I believe Judy introduced them and  
20 talked about the Course explaining it, and I don't  
21 recall Helen specifically saying much. I don't  
22 recall Bill specifically saying much. I don't  
23 recall Ken specifically saying much.

24 Q. Did you ever discuss with them that each  
25 of them had a particular subject or material that

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1 they were going to discuss at a particular  
2 conference?

3 A. No. No. That's hazy to me, that  
4 whole --

5 Q. How long did this whole discussion take  
6 place?

7 A. Could have been an hour or two.

8 Q. Do you know how it is that these other  
9 people came to this particular meeting?

10 A. No.

11 Q. Did you ever discuss that with Judy?

12 A. No.

13 Q. Was there at least one copy of the  
14 Course present during the course of this  
15 discussion?

16 A. I'm sure there was, but I don't  
17 remember. I don't recall.

18 Q. Do you recall that some of the other  
19 people there had portions of the Course with them,  
20 certain sections or pages?

21 A. No.

22 Q. You didn't see one person with other  
23 pages?

24 A. I don't remember. No.

25 Q. Do you recall there were any questions

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1 at this particular session?

2 I'm using the word "session" --

3 A. Yes. Yes. That's good.

4 It doesn't stand out -- interestingly,  
5 it doesn't stand out.

6 Q. Do you know whether there were other  
7 sessions that were held while they were in  
8 California, that second time, at which you weren't  
9 present?

10 A. No. I don't know. I don't know.

11 Q. Did you meet Helen again -- strike that.

12 When was the next time you met Helen  
13 after this particular session?

14 A. I don't know specifically, but I -- I  
15 would on occasion see her when she would come out  
16 to California or when I was in New York on  
17 business.

18 I would see her sometimes at Judy's  
19 place, but it was a lot of -- mostly, I think,  
20 when she and Bill would visit California, and then  
21 I'd be told about it, and I'd arrange my schedule.

22 Q. Do you recall specific conversations you  
23 had with her during this entire period of time?

24 A. I remember that I would talk to her  
25 about the Course, some of the things. I remember

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1 one thing specifically. This is specific  
2 recollection. I do recall this. And it sticks  
3 with me, because I said, &quot;Well, it seems to me  
4 that the difference between -- when we're talking  
5 about illusion and reality -- is that in the  
6 Course it says that anything perishable is an  
7 illusion. That cleared up a lot for me because I  
8 was interested in why the Tibetants were always  
9 talking about this world being an illusory  
10 world.&quot;

11           And I remember distinctly she said,  
12 &quot;Yes. You've got it. That's it.&quot;

13           Maybe I remember that because I got the  
14 gold star for the day. I was on track.

15           But conversations with Helen also were  
16 general stuff. She'd ask about my wife and  
17 children and how she's doing, and I thanked her  
18 for the work that she'd done on A Course in  
19 Miracles.

20           But, again, I wish I could be more  
21 specific. Specifics are all hazy. I couldn't  
22 tell you exactly when I took a business trip and  
23 was in New York.

24       Q.     Any other specific conversations you  
25 remember with her about any subject?

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1           A.     Well, I do know I wanted badly to  
2 interview her for the magazine.

3           Q.     This is before or after you changed the  
4 name?

5           A.     It was before.

6                     And this is hazy, but in my mind, it  
7 seems that I had on two, maybe three, occasions  
8 asked her, and she gave me permission. And I  
9 said, "Well, the next time I'm in New York or  
10 you're out here, we'll do it."

11                    And it was like she was out here  
12 on -- and I -- let me back up.

13                    As I can recollect, I thought on two  
14 occasions that she would let me interview her and  
15 subsequently somehow she said no. But one that  
16 stands out distinctly: She was out here with her  
17 husband visiting, and they were staying in  
18 Tiburon. I believe they were either staying at  
19 the house of someone or they had rented a house  
20 for a short period of time.

21                    Helen had agreed to let me interview  
22 her, and I can recall driving over there that date  
23 to do it. I set up. And when I interview, I  
24 usually have a cassette recorder and everything.  
25 And I was all set up to go, and I said, "Okay."

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sorry.&quot;

1 Fine. I'm ready.&quot; And she said, &quot;I'm

it.&quot;

2 Her whole demeanor changed. &quot;I can't do

not

3 She got up and walked and paced very

4 nervously. She says, &quot;I'm not to do it. I'm

5 to give an interview.&quot;

6 Q. Did she tell you why she was not give an  
7 interview?

8 A. She just had this strong feeling that I  
9 could sense, and I honored that. I said, &quot;I  
10 understand. If it's meant to be, it will be.  
11 Fine.&quot;

12 Q. Did you ever do an interview with her?

13 A. I didn't. No. And I sadly say I wish I  
14 would have been able to. I really did.

15 Q. Did you ever do an interview with Bill  
16 Thetford?

17 A. Yes, I did.

18 Q. When was the first time you did that?

19 A. That appeared in New Realities  
20 magazine. I don't know the exact date, but it  
21 would be probably maybe towards the late '70s or  
22 early '80s. I should know. I used to take pride  
23 in the fact I could remember exactly where things  
24 were, but since that's no longer germane in my  
25 business or --

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1 MR. ROSENBERG: You can answer the question as  
2 best you can. No need for an apology.

3 MR. FABIAN: Q. You were saying in your  
4 standard practice you'd have a cassette of that  
5 particular interview.

6 A. Yes.

7 Q. How about with Bill Thetford?

8 A. Yes, I did.

9 Q. Do you still have it?

10 A. Yes, I do.

11 MR. FABIAN: Would we would ask for production  
12 of that.

13 MR. ROSENBERG: We will consider any request  
14 presented to us.

15 MR. FABIAN: Q. While Judy is back -- be it  
16 September '75 or whenever -- on the second visit,  
17 which I'm just using for the sake of discussion,  
18 at least in '75 in California, do you recall any  
19 specific conversations you had with her?

20 A. No, I don't. No.

21 Q. Do you recall that there was a time of  
22 what we've come to know as the Criswell edition  
23 that it was published?

24 A. Yes. I have a copy.

25 Q. Do you know when that was published?

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1           A.     I think it was perhaps during that time  
2 or just after.

3           Q.     Did you have any conversations with  
4 Judy, Bill, Helen, or anyone with respect to how  
5 or why the Criswell edition was to be published?

6           A.     No.

7           Q.     Okay. Did you ever have a conversation  
8 that you would like to be the publisher of the  
9 Course?

10          A.     No.

11          Q.     Did anybody ever ask you, prior to the  
12 Criswell publication, if you could recommend  
13 anyone to publish the Course?

14          A.     No.

15          Q.     When was the first time you saw the  
16 Course with a copyright notification on it?

17          A.     Probably the Criswell edition.

18          Q.     Did you ever have any conversations with  
19 anyone in which it was indicated that it was  
20 Ms. Criswell who first stated that there should be  
21 a copyright notification placed on the Course?

22          A.     No.

23          Q.     Did you ever say that to Judy?

24          A.     No, I didn't.

25          MR. ROSENBERG: Say what to Judy?

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1 MR. FABIAN: That there should be a copyright  
2 notification on the Course.

3 THE WITNESS: No.

4 MR. FABIAN: Let's stop for five minutes.

5 MR. ROSENBERG: That's fine.

6 (Recess taken.)

7 MR. FABIAN: Q. Mr. Bolen, I've been handed a  
8 copy of what purports to be your curriculum  
9 vitae. I believe you testified that that is, in  
10 fact, it?

11 A. That's it.

12 Q. That's your present curriculum vitae?

13 A. Yes.

14 MR. FABIAN: Mark this is as Exhibit 27.

15 (Defendants' Exhibit 27 was marked for  
16 identification.)

17 MR. FABIAN: Q. Just so the record is clear,  
18 is there anything on this CV that, as you look at  
19 it today, is incorrect or untrue?

20 A. That's -- that's it.

21 Q. Is any of it literally licensed?

22 MR. ROSENBERG: Off the record.

23 (Discussion held off the record.)

24 MR. FABIAN: Q. Now, you've indicated  
25 previously that you've been involved in writing

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1 other books at the present time or in the past.

2 Can you tell me: Have you ever  
3 published another book?

4 A. I did. I published a book of most of my  
5 interviews from Psychic Magazine. Harper. That  
6 was a book of just interviews.

7 Q. Is it still in publication?

8 A. No.

9 Q. What was the name of that book?

10 A. Psychic.

11 Q. You were the author?

12 A. I was.

13 Q. And editor?

14 A. I authored and edited six or seven.  
15 There was other staff and maybe an associate  
16 editor.

17 Q. I'm going to request a copy of that. We  
18 may change our mind on that. But just a copy of  
19 the book, I'm going to request. We may withdraw  
20 that.

21 MR. ROSENBERG: I'll say, as I always do in my  
22 tautological remarks, that I will give it my due  
23 consideration.

24 MR. FABIAN: Q. Are you presently involved in  
25 the preparation for publication of any other book,

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1 other than the one you just testified to relating  
2 to the Course?

3 A. I have a little novel that I've been  
4 working off and on for about five or six years.

5 Q. What subject matter is that?

6 A. It's inspirational-spiritual subject  
7 matter.

8 Q. Not yet published?

9 A. Not yet published.

10 Q. Does it have anything to do with the  
11 Course?

12 A. It's an eclectic type of thing using  
13 universal principles.

14 Another book that's off and on that I've  
15 been working on is my own thing of helping people  
16 overcome grief. I went through a very tumultuous  
17 divorce. So I have been off and on doing that.  
18 But those are the two on my own that I've been  
19 working on.

20 Q. You've indicated in prior testimony that  
21 you're working as a consultant for the last couple  
22 of years only with the Foundation because you are  
23 working on one or more --

24 A. Yes.

25 Q. -- pieces of literature, either fiction

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1 or nonfiction.

2 Are those the works that you testified  
3 to?

4 A. Yes.

5 Q. Anything else that you're working on  
6 that we should be aware of?

7 MR. ROSENBERG: Object to form because -- who  
8 would know better other than you, Larry.

9 MR. FABIAN: That's right.

10 Q. Are there any other works that you are  
11 presently contemplating or writing?

12 A. No.

13 MR. ROSENBERG: You have to answer verbally.

14 THE WITNESS: No. No.

15 MR. FABIAN: I'm going to ask that we now mark  
16 Exhibit 28.

17 (Defendants' Exhibit 28 was marked for  
18 identification.)

19 MR. FABIAN: We have marked as Exhibit 28 a  
20 document which is described as "A Conversation  
21 with William N. Thetford, Ph.D.," and on top it  
22 reads, "Perspectives on Course." Then it  
23 indicates in middle "by James Bolen."

24 Q. Now, Mr. Bolen, can you tell me what  
25 this document is?

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1           A.     It's an interview that I did and  
2 published in New Realities magazine of Bill  
3 William N. Thetford.

4           Q.     Was this the article you've referred to  
5 earlier, the interview that you testified to  
6 earlier, that was done with Mr. Thetford?

7           A.     Yeah. But this is, as I note, an  
8 abridgement of the original interview I did. This  
9 was done by The Holy Encounter. I gave them  
10 permission to abridge the interview that  
11 originally appeared in the magazine.

12          Q.     Okay. Do you have a copy anywhere of  
13 the original?

14          A.     Yes. I have a copy.

15          MR. FABIAN: I guess we would ask for it. We  
16 don't have it. So I would ask for production of  
17 that. Mr. Rosenberg will take that under  
18 consideration.

19          MR. ROSENBERG: Request for production of the  
20 full --

21          MR. FABIAN: Yeah.

22          THE WITNESS: Copy of the original.

23          MR. ROSENBERG: I will evaluate all requests.

24          MS. SKUTCH WHITSON: They have it.

25          MR. FABIAN: Off the record.

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1 (Discussion held off the record.)

2 MR. FABIAN: Q. Prior to your publication of  
3 the full article, did you review it?

4 A. We reviewed it.

5 Q. How about you personally? Did you  
6 review what was written in the article prior to  
7 actually being published in New Realities?

8 A. You mean the article?

9 Q. The full interview.

10 A. Yes.

11 Q. At the time you reviewed it, was it  
12 prior to its being published in New Realities?

13 A. Yes.

14 Q. Did you, at that time, find any errors  
15 in anything there was with respect to the  
16 questions you asked or the answers that  
17 Mr. Thetford gave?

18 A. This is what -- this is what I printed,  
19 what I was comfortable with. So I wouldn't have  
20 printed it otherwise.

21 Q. Okay. Now, in the interview with  
22 Mr. Thetford, were there questions and answers  
23 that you did not include in the full New Realities  
24 version?

25 In other words, is there something on

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1 the tape?

2 A. There might have been, but again, in  
3 editing for publication and magazines, one always  
4 takes out redundancies, things that may not be  
5 germane, side remarks, about something. And we  
6 write to specific interest.

7 Q. I wasn't trying to disparage whether you  
8 did or did not do that. I'm trying to determine  
9 if we to listen to the audiotape it's possible  
10 there may be something on the cassette that would  
11 not be included in the complete --

12 A. There may be.

13 Q. -- version?

14 A. Yeah.

15 Q. Okay. Did Mr. Thetford review the  
16 printed interview prior to its being published?

17 A. He made a factual accuracy review.

18 Q. Do you recall whether Mr. Thetford sent  
19 you back any comments as to anything that he  
20 wanted changed or was incorrect?

21 A. Usually, in that case, I had given  
22 people the liberty to make adjustments in  
23 expressions, add information, or delete  
24 information.

25 Q. I'm just asking: Do you recall -- you

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1 may not -- if Mr. Thetford actually did that at  
2 that time?

3 A. I -- I can't recall.

4 Q. Would you have kept customarily if  
5 Mr. Thetford had requested changes that sheet of  
6 paper or papers indicating the request for  
7 changes?

8 A. Normally that -- that is what I would  
9 do. However, this became voluminous-type  
10 material. It was probably discarded when I -- I  
11 live very simply now. So I've gotten rid of so  
12 much from the past.

13 Q. Okay. Did you ever do any other  
14 interviews with Bill Thetford that were published?

15 A. No.

16 Q. Did you ever do any interviews with Judy  
17 that were published?

18 A. Yes.

19 Q. New Realities?

20 A. Yes.

21 Q. How many interviews did you do with her?

22 A. The first one is the first issue of New  
23 Realities, Volume 1, No. 1. That came out in  
24 paper of 19- -- April 1976.

25 Q. Now, am I correct, then, that when you

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1 changed the name of the magazine you then began  
2 with Volume 1, No. 1?

3 A. That's true. That's correct. Volume 1,  
4 No. 1.

5 MR. FABIAN: I guess this would be the only  
6 copy I have.

7 Let's go off the record.

8 (Discussion held off the record.)

9 MR. FABIAN: Q. Let me ask the question since  
10 this doesn't appear to be a complete copy, and I  
11 don't want to have it marked.

12 How did it come about that you  
13 interviewed Judy for Volume 1, No. 1?

14 A. I was seeking permission to do something  
15 on A Course in Miracles in the magazine, and over  
16 a period of time, Judy, who was acting not only as  
17 my dear friend but liaison, I would call her and  
18 ask her if we could do an article and also mention  
19 Helen and Bill.

20 Judy called me -- I recall this because  
21 it was a very emotional-type thing. I asked her  
22 to ask Helen if I could interview her or do an  
23 article about the Course in the magazine. At that  
24 time, the name was Psychic. Helen told Judy that  
25 she didn't think there'd ever be the Course in

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1 Psychic -- I mean, an article about the Course in  
2 Psychic Magazine.

3           So I let it go at that because I felt  
4 that I would have liked to have presented that.  
5 Having worked both sides of the street in  
6 communications, I know how journalists treat  
7 things and I know how people who do spin things  
8 treat things, and I felt I could present that in a  
9 very factual and good way.

10       Q.     Present what?

11       A.     A Course in Miracles.

12           Bear in mind this is in the mid-70s, and  
13 there's still skepticism about some of this stuff,  
14 the parapsychological and everything, but it's  
15 much more readily accepted now.

16       Q.     Are you talking in general or about the  
17 Course, specifically?

18       A.     I'm talking about the general subject  
19 matter and how I treated it and would approach it  
20 and bring it into the magazine.

21       Q.     Did Judy indicate to you that Helen  
22 didn't believe this was psychic material, since  
23 "psychic" is the word you used?

24       A.     Not to appear in there because it wasn't  
25 in concert with.

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1 Q. Did you know what that meant when she  
2 said it wasn't in concert with?

3 A. She didn't say that.

4 Q. Did you have any understanding of --

5 A. It was like in concert with really what  
6 the Course is about.

7 Q. Well, did you have any understanding of  
8 what Judy was trying to say to you during these  
9 conversations? If so, could you put it in  
10 layman's terms so we can perhaps understand it?

11 A. A Course in Miracles was in the -- was  
12 not going to appear. It was not a prediction in  
13 Psychic Magazine. This is concomitant with us  
14 before thinking of changing the name.

15 What I'd like to do is just add that it  
16 was coincidental -- and I put that in quotes --  
17 that when we changed the name, it was time then  
18 for it to be presented, and so that's how I came  
19 to present it in the first issue of New  
20 Realities.

21 Helen indeed was correct. It wouldn't  
22 appear in that, but I didn't change the name of  
23 the magazine in order to get it presented in a  
24 different magazine. We can call it coincidence.

25 Richard Box says there is no thing as

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1 coincidence, but be that as it may, that's how it  
2 appeared in that.

3           The person who wrote the article was a  
4 person from New York, Brian Van Der Horst, and I  
5 thought it would be good to have also an interview  
6 with Judy, and she consented to the interview. So  
7 that's where those appeared.

8       Q.     But going back to my original question,  
9 we're going back to that point in time when Judy  
10 indicated to you that Helen would not permit or  
11 did not want -- whatever her words were -- an  
12 article about the Course to appear in a magazine  
13 by the name of Psychic.

14       A.     Yeah.

15       Q.     I asked you if you could explain in  
16 layman's terms what your understanding was from  
17 Judy as to why Helen didn't want this to happen?

18       A.     I think I mentioned before that at that  
19 time, the name "Psychic" was mildewed, and  
20 being overly exploited. It was just a potpourri  
21 of all kinds of things you could throw into that,  
22 from astrology, numerology, crystal ball readers,  
23 parapsychologist. I mean, it was just a name for  
24 anything.

25           I believe also that there might have

it was

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1 been a consensus among those involved with the  
2 Course -- Judy and maybe Bill and Helen and Ken  
3 and even maybe Bob -- that they didn't feel it was  
4 appropriate at that time just because it was a  
5 sensational name conjured up at the time. I  
6 believe that, perhaps, is the layman's version.

7 Q. I'm not trying to point you in any  
8 direction.

9 A. I mean, is that understandable?

10 Q. Did you have any conversations with Judy  
11 at that time about the fact that this may have  
12 been a dictation from Jesus and, therefore, it did  
13 not relate to a psychic event but more of a  
14 spiritual event?

15 A. I don't recall. I don't recall.

16 Q. Is there a difference in your mind  
17 between a spiritual and psychic event?

18 A. The spiritual would be more at getting  
19 the truth -- I'm trying to put this in layman's  
20 term.

21 Q. Okay.

22 A. -- of existence and the real world.

23 A Psychic event may well be an extension  
24 of those senses that we have now that may extend  
25 them to do other things. Spiritually speaking,

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1 there wouldn't be that much interest in that  
2 because spirituality, in my mind, and concept is  
3 leading towards the oneness or God or higher self  
4 or whatever term a person uses for Creator or The  
5 Beginning, which we're talking about.

6 Q. I don't mean to pry, but what religious  
7 background are you?

8 A. I was raised as Roman Catholic.

9 Q. Are you still practicing Roman  
10 Catholicism?

11 A. I'm an eclectic.

12 Q. Do you view the Course being the book  
13 itself as part of -- is it a religious book or  
14 would you describe it differently?

15 A. I think it is more spiritual. I don't  
16 think it's a religious book in that, personally, I  
17 don't like to see anyone put their own inner  
18 knowledge on it and use it as something, like a  
19 church or a bible.

20 I think it's available and should be to  
21 anybody. It's a self-study, spiritual program.  
22 So everybody can go there, and they can access  
23 it. They don't particularly need gurus or heads  
24 of states or anyone to tell them exactly how to  
25 use that Course.

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1 Q. Are you aware that Ken Wapnick has a  
2 facility in Roscoe, New York --

3 A. Very much.

4 Q. -- called FACIM?

5 A. Yes.

6 Q. That's a teaching facility?

7 A. Yes.

8 Q. Have you ever been there?

9 A. I have.

10 Q. Is that a self-learning center?

11 A. In a sense, it is.

12 Q. Why do you say that that might be a  
13 self-learning center?

14 A. Because those people, in my  
15 understanding, that go there to get information  
16 and how Ken might look at A Course in Miracles can  
17 gain insight, but they can also make up their mind  
18 about things. I come very much from the Course.

19 The course says that the only thing we  
20 have remaining in this world is choice. So people  
21 can always make a choice of whether they want to  
22 have someone explained to them and interpret it  
23 for them or they can do it themselves, but it's my  
24 understanding that the nature and the spirituality  
25 of a good teacher is to teach somebody so that

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1 they no longer have that person as a teacher.

2 Q. Are you familiar with the term "Master  
3 Teacher" as it relates to the defendant in this  
4 case?

5 A. I've heard that.

6 Q. What have you heard about the Master  
7 Teacher?

8 A. Not much.

9 Q. Have you reached any conclusion about  
10 the Master Teacher?

11 A. No.

12 Q. How about the concept of a Master  
13 Teacher?

14 A. Personally, I don't really go -- I don't  
15 look for a leader or a guru or someone like that.

16 Q. Is it your understanding that the Master  
17 Teach is a guru?

18 A. Maybe. People look to him for  
19 interpretation, like perhaps Catholics look to the  
20 Pope.

21 Q. Do you know that people look to the  
22 Master Teacher as --

23 A. That he may --

24 Q. I'm asking: Have you received  
25 information from any source indicating that people

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1 go to the Master Teacher for an interpretation?

2 A. No. No.

3 Q. Have you ever talked to anyone who

4 referred to the Master Teacher as a guru?

5 A. No.

6 Q. Never heard that term in connection with

7 the Master Teacher before today?

8 A. No. No. Not that I can recall.

9 Q. Did you ever hear the term, prior to

10 today, "cult," as it relates to the  
defendant in

11 this case?

12 A. Depends on what we might think of as

13 cult.

14 MR. ROSENBERG: He's asking you: Have you

15 ever heard the word "cult"?

16 MR. FABIAN: Q. As it relates to the

17 defendant.

18 Has anybody ever said to you words to

19 the effect, "Oh, yeah, Endeavor, that's a  
cult,"

20 just relating the two together?

21 A. Not that I can recall.

22 Q. Have you had any conversations with Judy

23 concerning this litigation?

24 A. Yes.

25 Q. When was the first time you had

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1 conversations with her?

2 A. I believe because of my company  
3 background she had asked me to look through some  
4 of the material that they were doing in the  
5 copyright, organizing some material.

6 MR. ROSENBERG: Larry, I've got to be vigilant  
7 that we don't get into a work-product thing. If  
8 Mr. Bolen, who is a consultant to FIP, was asked  
9 to perform certain tasks in relation to the  
10 litigation, it might be work product. I'm not  
11 going to be too narrow in my interpretation, but I  
12 want an agreement, one, there is no waiver if I  
13 permit certain answers. Is that okay?

14 MR. FABIAN: Sure.

15 MR. ROSENBERG: Then let's kind of play it  
16 question by question.

17 MR. FABIAN: Q. Okay. Did you review any of  
18 the materials?

19 A. Yes. Mainly people who had written and  
20 were questioning the copyright material of the  
21 Course in Miracles.

22 Q. Did you ever review any of the materials  
23 of the defendant? I'll give you an example, just  
24 so you can see. We have, for example,  
25 Exhibit 11. This may not be the specific one, but

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1 have you ever seen these little blue books before?

2 A. I saw one before. Yes.

3 MR. ROSENBERG: Referring to Exhibit 3.

4 MR. FABIAN: Q. When did you see that for the  
5 first time?

6 A. When I was asked to call, I believe, a  
7 guy name by the name of Ted Pope or Poppe,  
8 something to do with -- because I was going down  
9 the list of various people that I was following up  
10 on to see if they had received certain  
11 correspondence and his name was one of them.

12 And I had a conversation about had they  
13 received the information. It was a letter or  
14 something that Bob Skutch had sent to them asking  
15 to stop producing this and that there was no  
16 response to that. And so I was following up on  
17 behalf of the Foundation to see what decision they  
18 had made on that.

19 Q. Did you ever see Mr. Poppe's response to  
20 Mr. Skutch's letter?

21 A. I don't -- yeah. I think I -- if it's a  
22 three-page letter, I think there's a three-page  
23 letter. I can't tell you the date or anything.  
24 But there was a three-page letter regarding this.

25 Q. Do you recall seeing that letter prior

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1 to your calling Mr. Poppe?

2 A. I believe I did.

3 Q. Okay. So when you called, did you  
4 actually speak to Mr. Poppe?

5 A. I did.

6 Q. What did you say to him? What did he  
7 say to you?

8 A. I just asked him if he got the  
9 information and why he -- well, what the decision  
10 was. I think he told me that they had no  
11 intention of stopping publishing.

12 Q. Isn't that what the letter also said?

13 A. Yeah. It might have. I don't recall  
14 directly.

15 Q. Prior to calling Mr. Poppe, did you  
16 actually read this particular pamphlet, Jesus is  
17 Speaking?

18 A. No, I didn't.

19 Q. At the time you called Mr. Poppe, did  
20 you know whether this was an exact copy of  
21 something that was written in the Course?

22 A. No. No.

23 Q. Have you ever taken the time to compare  
24 what's written in Jesus is speaking with the  
25 Course?

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1 A. No. No.

2 Q. Do you know whether Mr. Wapnick ever  
3 made any changes to what is written in the Course  
4 from what was originally dictated to Helen,  
5 whether it was from Jesus or someone else?

6 A. On a general thing, I understand he  
7 worked with Helen in editing the original  
8 material.

9 Q. How do you know that?

10 A. I think I either read it in his book of  
11 Absence from Felicity or he has a newsletter out  
12 and usually -- I don't recall anybody telling me  
13 directly. You're talking when I originally --

14 Q. When you first found out. Yeah.

15 So you recall it was either in some  
16 newsletter or Absence from Felicity?

17 A. Yes.

18 Q. You've read Absence from Felicity?

19 A. Yes.

20 Q. Cover to cover?

21 A. Yeah.

22 Q. How many times?

23 A. Once. Maybe gone back there to look at  
24 things and research.

25 Q. How long ago did you read it?

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1 A. About three years ago.

2 Q. Subsequent to reading these articles or  
3 Absence from Felicity, did you hear or see from  
4 any other source that Mr. Wapnick claimed to have  
5 made changes, be it large or small, to A Course in  
6 Miracles?

7 A. I wouldn't be so much interested in that  
8 after --

9 MR. ROSENBERG: Just answer the question  
10 whether you did it or not.

11 THE WITNESS: That was no.

12 MR. FABIAN: Q. When you were at  
13 Mr. Wapnick's facility at FACIM, did you sit in  
14 any teachings?

15 A. No, I didn't. I was going to but didn't  
16 work out.

17 Q. Did you talk to any students while you  
18 were there as to the methods of the teaching that  
19 takes place at FACIM?

20 A. No, not really.

21 Q. Do you know anything about the method of  
22 teaching that takes place at -- we call it the  
23 church just for the sake of discussion -- at the  
24 church?

25 A. No.

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1 Q. Have you heard anything from any source  
2 about the method of teaching at the church?

3 A. No, not that I can recall.

4 Q. Have you ever heard words to the effect  
5 that students at the church are required to give  
6 their life savings or property to the church?

7 A. I don't -- I don't recall anything like  
8 that.

9 Q. After Judy asked you to call Mr. Poppe,  
10 and you did so, did you have any further contact  
11 with the church personally?

12 A. Only that I believe Ms. Forbes sent me a  
13 letter talking about the litigation, would I like  
14 to speak about.

15 Q. Did you ever hear from anyone else --

16 A. Gregg.

17 Q. -- from the church?

18 A. Gregg Sack.

19 Q. Sacro or something?

20 A. Sack.

21 Q. Did you speak with him?

22 A. Briefly. Yes.

23 Q. What did you say to him? What did he  
24 say to you?

25 A. He was interested in asking me questions

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1 about what you're asking me now, and I told him I  
2 wasn't interested in discussing it, and I wasn't  
3 available.

4 Q. Same responses as now. No. Just  
5 kidding.

6 A. Opposite to the responses now.

7 Q. Now, prior to the Criswell edition, are  
8 you able to fix that in your mind sometime in the  
9 fall of '75?

10 A. It seems to me several months after Judy  
11 gave me -- let me see -- the manuscript and that I  
12 made copies.

13 Q. What --

14 A. Several months after. So that could  
15 have been around -- I think we talked about it  
16 earlier. Maybe around September.

17 Q. I'm trying to fix a time frame in your  
18 mind.

19 A. The latter part -- in my mind, the  
20 latter part of 1975.

21 Q. Well, what I'm asking now is prior to  
22 that date -- I'm just using the Criswell edition  
23 as an approximate time -- do you recall any  
24 individuals, other than yourself and Judy, who had  
25 in their possession copies of portions or of the

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1 entire Course?

2           You've testified, for example, to  
3 Mr. Hammond having looked at it.

4           Anyone else that you recall had portions  
5 or the whole Course in their possession?

6       A.     Jerry Jampolsky might have.

7       Q.     Why do you say he might have?

8       A.     Because he might have gotten a copy from  
9 Judy.

10       MR. ROSENBERG: You can't speculate. Only as  
11 to your personal direct knowledge.

12       THE WITNESS: I don't know.

13       MR. FABIAN: Q. Do you recall seeing anybody  
14 else or talking to anybody else which led you to  
15 believe that they may have had parts or all of the  
16 Course prior to the Criswell edition?

17       A.     No.

18       Q.     In connection with the article that you  
19 referred to that was written by Brian Van Der  
20 Horst --

21       A.     Uh-huh.

22       Q.     -- who was Mr. Van der Horst again?

23       A.     He was a free-lance journalist. He also  
24 wrote for the Village Voice in New York. Very  
25 good journalist.

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1 Q. How did it happen that you arranged for  
2 Mr. Van der Horst to write this particular  
3 article?

4 A. Judy had introduced us.

5 Q. Okay. Was that the first time you'd  
6 ever met Mr. Van der Horst?

7 A. Yes.

8 Q. Do you recall when that took place, that  
9 introduction?

10 A. Well, that's '76 --

11 Q. I'm looking at the article. It says  
12 copyright '77, if that helps you in trying to  
13 find out.

14 A. It would be just prior -- sometime prior  
15 to that. Maybe several months or whatever,  
16 because it usually takes --

17 Q. Prior to Mr. Van der Horst writing the  
18 article, did you have at least one or more  
19 discussions with him to discuss what the article  
20 would be about, what the point of view would be,  
21 and so forth?

22 A. No. I think after talking with Brian, I  
23 pretty much left it to him. The reason I didn't  
24 do that article is because I was so close to it I  
25 wanted a fresh objective repertoire on it.

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1 Q. What do you believe that article was  
2 about?

3 A. This?

4 Q. Yeah. I have it in front of you. I'm  
5 trying to get your recollection.

6 A. Spiritual thought system.

7 Q. Did Mr. Van der Horst, as you recall,  
8 interview individuals in connection with this?

9 A. He did, because as I recall the article,  
10 there are snippets of quotes from people  
11 commenting about the Course.

12 Q. Now, I wanted to ask about that. Did  
13 Mr. Van der Horst, to the best of your knowledge,  
14 actually interviewed all of the people who there  
15 are any snippets about?

16 A. I don't know.

17 Q. Was it your practice to review interview  
18 tapes of people who wrote articles for you?

19 A. No.

20 Q. Do you know if Mr. Van der Horst is  
21 still alive?

22 A. The last I heard he was living in  
23 Paris. He was married and living in Paris, but  
24 the answer to your question, I don't know if he's  
25 alive.

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1 Q. Did Mr. Van der Horst give you any  
2 videotapes or visual tapes with respect to this  
3 particular article?

4 A. No.

5 Q. Obviously, you didn't retain them.

6 A. Can't have an illusion.

7 Q. Did Mr. Van der Horst submit the article  
8 to you prior to its being published for review by  
9 you?

10 A. Always. Yes. I mean, that was how I  
11 did things as editor.

12 Q. After you received the -- I'll call it  
13 the draft of the article -- did you submit it to  
14 anyone for review, other than yourself?

15 A. Not to my recollection.

16 Q. Do you remember if you polled any of the  
17 individuals who were quoted in here and asked them  
18 if the statements were true or false?

19 A. No.

20 Q. Do you recall you discussed the article  
21 with Judy prior to its being published?

22 A. I don't recall.

23 Q. Do you recall ever hearing back from  
24 anyone that any of the statements in the article  
25 were not true?

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your

1 A. Not to my knowledge.

2 Q. Did you ever receive letters -- was  
3 there a "Letters to the Editor" section of  
4 particular magazine whereby in later weeks people  
5 might write about particular articles?

6 A. You're talking just responses to the  
7 article?

8 Q. Yes. In response to this particular  
9 article.

10 A. I don't recall. I'd have to go back and  
11 look at subsequent issues.

12 Q. Let me ask the general question first:  
13 Did you, from time to time, publish responses in  
14 the form of letters to articles in your magazine?

15 A. I did. Sure.

16 Q. I guess, specifically, do you recall any  
17 responses to the Van der Horst article?

18 A. No, I don't.

19 Q. Is there a library or someplace that  
20 keeps an archive of New Realities that if I wanted  
21 to go look at that time I could review all of the  
22 articles from around this time period?

23 A. They're all copyrighted. So I imagine  
24 they're in the copyright office.

25 Q. I understand that, but is there an

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1 archive or a library that you're aware of  
2 anywhere?

3 A. No.

4 Q. Do you have all the back copies?

5 A. I do.

6 Q. Okay. You do.

7 I've marked this up, and that's my  
8 fault. I didn't have another copy. I don't want  
9 to mark this.

10 MR. ROSENBERG: I'd like to see your notes.

11 MR. FABIAN: We have done it on others. We've  
12 tried to make it easier for you.

13 MS. SKUTCH WHITSON: We have it.

14 MR. ROSENBERG: That, I know, has been  
15 produced. I think the whole magazine was  
16 produced.

17 MS. SKUTCH WHITSON: Of course it was.

18 MR. FABIAN: I would simply ask that when we  
19 get it -- when we get the magazine, we mark it.

20 MR. ROSENBERG: I'm saying that one you  
21 already have.

22 MR. FABIAN: That one we do have?

23 We'll worry about it. As long as you've  
24 identified the article and it comes from the  
25 magazine.

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1 MR. ROSENBERG: Do you have a cover page  
2 that's not marked? We can mark that.

3 MR. FABIAN: Yes, I do.

4 MR. ROSENBERG: Do you want to do that for  
5 record purposes?

6 MR. FABIAN: Yes.

7 Q. Would this have been like the inside  
8 cover sheet for Volume 1, table of contents,  
9 Volume 1, No. 1?

10 Does that refer to this article by Brian  
11 Van der Horst?

12 A. Yes, it was.

13 Q. I'm showing you page 9. That appears to  
14 be the first page after that particular article.

15 A. Yes. That looks like it.

16 MR. FABIAN: Maybe we can mark this.

17 (Defendants' Exhibit 29 was marked for  
18 identification.)

19 MR. FABIAN: Let's take a short break.

20 (Recess taken.)

21 MR. FABIAN: Mr. Bolen, thank you. I don't  
22 have any further questions for you at this time.

23 MR. ROSENBERG: You are concluded with your  
24 deposition of Mr. Bolen?

25 MR. FABIAN: There may be other documents that

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1 we're going to see, but at this point, based upon  
2 what I have, I have no further questions.

3 MR. ROSENBERG: I have a few questions.

4 EXAMINATION BY MR. ROSENBERG

5 MR. ROSENBERG: Q. I'm going to put before  
6 you what was marked early this week as  
7 Exhibit 22.

8 Have you ever seen this book before?

9 A. Yes.

10 Q. Have you ever read the book in its  
11 entirety?

12 A. Yes, I have.

13 Q. When was the first time that you read  
14 it?

15 A. Probably shortly after it was published.

16 Q. But you didn't read it before it was  
17 published?

18 A. No, I didn't.

19 Q. On page 110, you see where your name is  
20 mentioned that "Jim Bolen is interested in the  
21 manner in which the material had been received.";  
22 I see the words talking about you.

23 In the second paragraph, full paragraph,  
24 it says, "because of his -- and I represent

that's

25 referring to you -- "because of his publishing

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1 connections, he was able to have the job done --  
2 meaning to get a copy -- in 24 hours and for only,  
3 quote, 'only 48 dollars.'&quot;

4 Do you see that?

5 A. Yes.

6 Q. Have I read that correctly?

7 A. Yeah, you have.

8 Q. The author of this book is Robert  
9 Skutch?

10 A. Yes.

11 Q. Do you know Robert Skutch?

12 A. Yes.

13 Q. Did he interview you prior to writing  
14 this book?

15 A. No.

16 Q. That quote, &quot;only 48 dollars,&quot; is  
that  
17 literally from your mouth?

18 A. No.

19 Q. In fact, I think you testified earlier  
20 that the copy might have been \$50 or \$75,  
21 somewhere in that range?

22 A. Yeah.

23 Q. But you never told Mr. Skutch that  
24 phrase?

25 A. No.

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1 Q. Again, to make it clear, you never spoke  
2 to him at all about this prior to his writing the  
3 book, right?

4 A. No.

5 Q. Am I correct in that?

6 A. You're correct.

7 Q. The next paragraph then says,  
8 "Obviously, this was not going to be a very  
9 practical solution." I'm asking you to follow  
10 along with me.

11 A. Uh-huh.

form

12 Q. "Not only was the material in this  
13 too cumbersome, but Judy couldn't keep lending her  
14 copy out for 24 hours to everyone who wanted it.  
15 Despite this, is expedients did develop. Jim's  
16 copy started to be reproduced and those copies  
17 were then copied. And before long, there were  
18 over a hundred people in the San Francisco area in  
19 possession of A Course in Miracles."

20 First of all, did I read that correctly?

21 A. You did.

22 Q. Now, you testified, sir, that you made  
23 initially three copies of the Course from the  
24 manuscript that Judy gave you, correct?

25 A. That's correct.

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1 Q. The manuscript that Judy gave you and  
2 one of the copies was returned to Judy, correct?

3 A. Yes.

4 Q. The other two were maintained by you?

5 A. Yes.

6 Q. One in your home; is that correct?

7 A. That's correct.

8 Q. One in your office; is that correct?

9 A. That's correct.

10 Q. Then you later made yet another copy,  
11 correct?

12 A. I did.

13 Q. That you also maintained in your office;  
14 is that right?

15 A. That's correct.

16 Q. And you sometimes made notations on it?

17 A. Yes.

18 Q. And that would allow to you keep the  
19 other two clean?

20 A. Yes.

21 Q. Sometimes, if there was a lesson or a  
22 part you were particularly interested, you'd fold  
23 it up and you might put it in your pocket,  
24 correct?

25 A. Yes.

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1 Q. It says here that your copy started to  
2 be reproduced. Other than the copies I just  
3 mentioned, do you have any knowledge that any copy  
4 of the manuscript of A Course in Miracles that had  
5 been in your possession was ever reproduced?

6 A. No.

7 Q. It says, "Those copies were then  
8 copied." Do you have any information to suggest  
9 that that is plausibly true?

10 A. No.

11 Q. It says, "before long, there were over  
12 hundred people in the San Francisco area in  
13 possession of A Course in Miracles." Do you see  
14 that?

15 A. Yes.

16 Q. Do you have any information that that's  
17 true?

18 A. No. No, I don't.

19 Q. Now, the copy you maintained in your  
20 home, was that ever stolen from you?

21 A. No.

22 Q. Did you ever show up and find it  
23 missing?

24 A. No.

25 Q. The first copy that you maintained in

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1 your office, did you ever find that missing?

2 A. No.

3 Q. Did you ever know of anyone in your  
4 office that took it out and took it somewhere?

5 A. No.

6 Q. To your knowledge, it was always  
7 maintained at your office?

8 A. That copy would be. Yes.

9 Q. The two copies I just mentioned, you  
10 still have intact, correct?

11 A. I do.

12 Q. And you've always had them in your  
13 possession since 1975, correct?

14 A. That's correct.

15 Q. The third copy, that was at your office;  
16 is that correct?

17 A. Yes.

18 Q. Did you ever come in and find out one  
19 was missing?

20 A. No.

21 Q. Were you aware of anyone that had taken  
22 it out of the office and had it copied?

23 A. No. I'll add, if I may, the reason I  
24 know this is because Judy had been explicit to me  
25 that it was not to be disseminated, which that

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1 meant giving it to other people or whatever. And  
2 I honored that.

3 Q. Other than the review by your partner --  
4 by the way, you said he was not particularly  
5 interested?

6 A. No. David looked at it, and we  
7 discussed things. I would bring up things I would  
8 find interest in, and he thought, as material, it  
9 was very interesting, but it wasn't his cup of  
10 tea.

11 Q. Other than that process or other staff  
12 members at the office who looked at it in  
13 connection with your review that you were doing,  
14 do you know of anyone else who had access to the  
15 manuscript copies that you had?

16 A. No.

17 Q. The third one, you said that sometimes  
18 you took pages and carried those with you?

19 A. Yes.

20 Q. Other than those pages, is the remainder  
21 of that manuscript still intact?

22 A. About half.

23 Q. You still have that?

24 A. Yeah.

25 Q. It's never been out of your possession

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1 since 1975?

2 A. No.

3 Q. Do you know where Mr. Skutch got the  
4 information that appears on page 110 of Exhibit 22  
5 that I just read?

6 A. No. He didn't get it from me.

7 Q. Is it, in fact, true what he says about  
8 your copy being copied and reproduced into  
9 hundreds of copies?

10 A. That can't be true.

11 MR. ROSENBERG: I have nothing further.

12 FURTHER EXAMINATION BY MR. FABIAN

13 MR. FABIAN: Q. Mr. Bolen, in connection with  
14 this exhibit as counsel just asked you --

15 A. Yes.

16 Q. -- you indicated that you read this book  
17 after it was published?

18 A. Yes.

19 Q. When was that?

20 A. Oh, Bob would have sent me a copy.

21 Q. It says copyright '84.

22 A. '84.

23 Q. Does that refresh your recollection as  
24 to approximately when?

25 A. Yes. The first publication of it, I

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1 would have received a copy because I read it, and  
2 I did, except for a two-part series and two issues  
3 of New Realities. I don't know, but Judy, I  
4 think, asked me for those, and you all must have  
5 them, the full magazine.

6 Q. In that magazine article, did you  
7 indicate that the statements that counsel just  
8 read to you were incorrect when you wrote the  
9 article?

10 A. I didn't. I might have changed -- I'll  
11 have to look. I might have corrected, as I've  
12 done subsequently with Ken. He wrote a thing  
13 about how the magazine got its name changed, which  
14 he had written in -- I think it was Absence of  
15 Felicity. I said, "Ken, you've got it all  
16 wrong."

17 So I wrote him a letter about what  
18 really happened, how the name was changed, and I  
19 might have changed that when -- I'd have to look  
20 about what Bob reported.

21 Q. So you might have in those articles or  
22 interviews?

23 A. Correct.

24 Q. Correct?

25 A. Made a correction to my satisfaction.

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1 Q. Now, did you, as you did with  
2 Mr. Wapnick, ever write Mr. Skutch a letter?

3 A. No.

4 Q. To say, "Bob, that's wrong"?

5 A. I might have mentioned it.

6 Q. My question is did you ever write him a  
7 letter?

8 A. No.

9 Q. Do you know of any writings that you  
10 remember or anyone else sent to Mr. Skutch saying,  
11 "Hey, Bob, those words are wrong" that  
12 just read to you?

13 A. No writings.

14 MR. FABIAN: I have no further questions.

15 (Deposition adjourned at 1:02 P.M.)

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CERTIFICATE OF WITNESS

I, the undersigned, declare under penalty of perjury that I have read the foregoing transcript, and I have made any corrections, additions, or deletions that I was desirous of making; that the foregoing is a true and correct transcript of my testimony contained therein.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_,  
19 \_\_\_\_, at \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature of Witness

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CERTIFICATE OF REPORTER

I, AURA N. CLENDENEN, the officer before whom the foregoing interview was taken, do hereby certify that the witness whose testimony appears in the foregoing interview was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither for counsel nor related to nor employed by any of the parties to the action in which this deposition was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Dated this 9th of April 1999.

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AURA N. CLENDENEN, CSR NO. 10080  
STATE OF CALIFORNIA

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