

1 A. Yeah, stay away from it.

2 THE COURT: Mr. Rork, what about  
3 taking a 15-minute break at this time, and then  
4 we'll come back. Ladies and gentlemen, let's  
5 take about a 15-minute break. Mr. Bailiff.

6 THE BAILIFF: All rise. Court will  
7 stand in recess for 15 minutes.

8 (THEREUPON, a recess was had.)

9 THE COURT: All right, we're all  
10 present. Please continue.

11 MR. RORK: Thank you, Your Honor.

12 Q. (By. Mr. Rork) Have you had a chance to go  
13 through and put down all of the prescription--

14 A. Yeah.

15 Q. -- or over the counter?

16 A. Yes. Let's go to 15. 149, Vanadium. That's  
17 just a trace mineral.

18 Q. Excuse me just a second.

19 A. Page 15.

20 Q. Oh, page 15?

21 A. 149.

22 Q. Vanadium IV?

23 A. Yes.

24 Q. That's what? I'm sorry.

25 A. It's a trace mineral used for--

1 Q. Over the counter?

2 A. It can be over the counter. You can go to the  
3 health food store. In the IV form, it's  
4 prescription. I don't know what we're going to  
5 do with 148 because that's widely available,  
6 betel nut.

7 Q. What does betel nut have to do with your  
8 research?

9 A. I just remember buying some years ago, having  
10 some sort of caffeine-like effect.

11 Q. One that could be bought at health food stores  
12 or little shops?

13 A. Yeah, I think. I'm not for sure.

14 Q. And it was supposed to have had, rumor had it,  
15 some type of psychedelic effect?

16 A. I think you told me that.

17 Q. Do you think so?

18 A. Maybe that's the case. I just can't remember,  
19 sir. Let's go to page 14. Alcohol, I don't  
20 know what you want do with that.

21 Q. I thought we had taken that one off.

22 A. Oh, I haven't. 143, that's SOD IV. It's also  
23 over the counter, but it's super oxidase  
24 dimase, which is a naturally occurring  
25 substance in wheat grass, but--

1 Q. Wait. I'm sorry. Which one was that?

2 A. 143.

3 Q. Anything else on page 14?

4 A. 134, I believe that's commonly referred to as  
5 Dalmane. I was given that one in a hospital  
6 when I had back pain or something like that.

7 Q. Anything else on that page?

8 A. Yes, 130 that's the chemical name of Diflucan,  
9 which I had as a prescription medicine,  
10 antifungal.

11 Q. What was the use or purpose in your research?

12 A. No research purpose. 105, that's Xanax.

13 Q. Is that prescription?

14 A. Yeah. I believe I've taken it and don't like  
15 it, and I think I had a prescription shortly.  
16 I'm not for sure. This also reminds me that  
17 there's one on here that I'm not-- I forgot.

18 Q. Ninety-nine Morphine?

19 A. Morphine I was given when I was four years old.

20 Q. How about 107?

21 A. I'm missing Ambien on here somewhere. I had a  
22 prescription for Ambien somewhere.

23 Q. Let's stay at 12 for a second. Seconal, is  
24 that a prescription?

25 A. Yes, but I didn't have a prescription for it.

1 In other words, I obtained it, but it wasn't  
2 legal. I thought I had on here Ambien, so if  
3 we come across Ambien, I have a prescription  
4 for Ambien. I don't use it. I used it just a  
5 few times.

6 Q. If we come across that, then, we'll mark that  
7 one off.

8 A. It's nothing but a sleeping aid. I really  
9 thought it was on there somewhere.

10 Q. We may come across it. I want to go briefly--  
11 let's go to page 1.

12 A. Okay.

13 Q. And on page 1-- and I've already circled the  
14 ones we've talked about-- what is No. 1?

15 A. That's commonly referred to as DET,  
16 diethyltryptamine.

17 Q. DET?

18 A. DET.

19 Q. And what was the purpose and use of that in  
20 your research from 1978 to 1997?

21 A. So see what a change in the structure-- I call  
22 it moving up one structure change-- instead of  
23 having a methyl group, ethyl in the position.

24 Q. Is it an hallucinogenic or sacramental effect?

25 A. Yes.

1 Q. And how would you obtain that?

2 A. There were some flaws in the law, and you could  
3 get DET and DPT sometimes from some different  
4 chemical houses that didn't realize that it was  
5 scheduled, and it was prior to the Drug Analog  
6 Act. I believe DPT still can be obtained  
7 legally.

8 Q. And where would you obtain it?

9 A. It was a small pharmaceutical, like RPI or  
10 something in the Boston area or somewhere in  
11 the Northeast.

12 Q. And would you go in there and purchase it?

13 A. No, no, no. I'd just order it, and they would  
14 ship it to me.

15 Q. And would this be something that you ordered  
16 through Gardner Springs?

17 A. I don't know on this one. I can't remember. I  
18 could have just ordered it and had it shipped  
19 to myself.

20 Q. Do you know what quantity it was purchased?

21 A. Small amounts. I mean less than a gram.

22 Q. What about No. 2? Is that what Mr. Hough  
23 referred to as some of the teas?

24 A. No.

25 Q. No?

1 A. No. This is a complicated structure. This is  
2 5-methoxy-alpha-methyltryptamine. Alpha-O is  
3 another name for it, or alpha-O-dimethyl-  
4 seritonin which would be alpha-O-dimethyl-5-  
5 hydroxy-tryptamine.

6 Q. And is it legal to obtain?

7 A. Yes. I'm a little confused under the Drug  
8 Analog Act, but I think it's legal to obtain.

9 Q. And how did you obtain this, and in what time  
10 period?

11 A. I ordered it, and it was legal to obtain. I  
12 think it's still legal to obtain.

13 Q. And ordered it how?

14 A. I had an employee order it for me.

15 Q. An employee of who?

16 A. An employee of mine, someone that worked with  
17 me.

18 Q. At Gardner Springs?

19 A. No. Someone that worked for me that didn't  
20 work at Gardner.

21 Q. Did they have to order it under a pretense for  
22 something else?

23 A. No.

24 Q. Didn't have to give an explanation like fungus  
25 on the shingles?

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A. No.

Q. What would the use be for your sacraments?

A. This is a-- I want to make sure of the structure on this. I believe this is it. This was a very interesting structure for me to study because it related to those ones that I said that I accidentally started with, which is 5-fluoro-alpha-methyltryptamine and 6-fluoro-alpha-methyltryptamine.

Q. Yes.

A. Do you remember that's how we started this conversation off? This is what I would say is an easier on the brain material, and this structure is in a way what we're ultimately trying to attain for tryptamine research with the brain. The brain seems to be tryptamine deficient, seems to be quite rarified, and it will scavenge tryptamines that cross the blood brain barrier faster than not.

Q. And this substance, would you purchase it in the form that it's listed, or would you have to make it yourself?

A. In the form that it's listed.

Q. And then once you purchased it, did you then have to put it into lab equipment to make it

- 1           into your research project item?
- 2           A. No, no. I would have to weigh it on a scale.
- 3           Q. That would be all?
- 4           A. Yeah.
- 5           Q. And would you have ordered that through an
- 6           account or through a contract?
- 7           A. What now?
- 8           Q. When you said you had an employee order that.
- 9           A. Oh, they'd order it over the Internet or order
- 10          it by sending a purchase order.
- 11          Q. Have you ordered that or any other items from
- 12          RPI Pharmaceutical in Boston?
- 13          A. Yes.
- 14          Q. And the yes would be that you ordered some of
- 15          No. 2?
- 16          A. No. I ordered some items from RPI in Boston.
- 17          Q. When we get to those items--
- 18          A. I'll do my best. I mean, I'd asked an employee
- 19          to do it, and I don't know where they got them
- 20          from.
- 21          Q. No. 4-- we've already talked about 3-- does 4
- 22          and 5 and 6 go together?
- 23          A. Well, 6 was-- is potentially legal, and that
- 24          was the small pharmaceutical company in the
- 25          Northeast that I can't remember that had made



1 up a batch.

2 Q. Was that order as an account or through an  
3 employee?

4 A. Yeah. This was done 15, 20 years ago, so I  
5 can't remember. I think it probably went to  
6 Gardner. Four and 5 I think are probably--  
7 they're definitely scheduled items.

8 Q. And when you say scheduled, you have to have a  
9 license?

10 A. Under the Analog Act.

11 Q. And what effects do those have?

12 A. They're basically like dimethyltryptamine,  
13 although they have a different series of how  
14 they work and the effect that they come-- as it  
15 approaches how it works within the mind.

16 Q. And was that something that had the initials  
17 DMT?

18 A. Yes. Remember the DMT? You could put DMT  
19 behind these, but just put 2-alpha, and then  
20 the next one would be just alpha-DMT. And one  
21 of the reasons I have them in there is that  
22 these two items I may never have ordered, but  
23 they fractionated out of some sort of a tea.  
24 Do you see what I'm saying? In other words, I  
25 knew that there was going to be some

1 alpha-dimethyltryptamine coming out of a  
2 phalaris extract or something, so I wanted to  
3 make sure I included it.

4 Q. Was this used in the sacramental--

5 A. Absolutely.

6 Q. Did you use that on more than one occasion?

7 A. Many, many times.

8 Q. And No. 7, is that alpha--

9 A. -- ethyltryptamine. So you would go-- it would  
10 be alpha with ET.

11 Q. Alpha-ET?

12 A. Yeah. And this is-- I bought 100 grams from  
13 Aldrich in to Gardner 20-something years ago,  
14 and I had 100 grams, and I used maybe five,  
15 six, seven grams, ten grams, I don't know, 20  
16 grams, and I gave the rest to Alfred Savinelli.

17 Q. And this alpha-ET, would that be something that  
18 would cause an hallucinogenic--

19 A. Yes. It was an entheogen.

20 Q. And as an entheogen, this alpha-ET, did you use  
21 a number, many, many times?

22 A. No. I really did not like the effect. It was  
23 not what I expected.

24 Q. And was it a scheduled substance?

25 A. When I bought it, it was not scheduled. It has

1           since been scheduled 1. It was not scheduled  
2           at all when I bought it.

3           Q. Do you know how long it's been a Schedule 1?

4           A. I think 1987 but, you know, that's the best I  
5           can do to remember this.

6           Q. On page 2 is No. 9, that beta-carboline and the  
7           rest of those. Are they hallucinogenics?

8           A. Well, they are MAOIs and they are not  
9           hallucinogenic or entheogenic on their own.  
10          They are not scheduled, and the reason there's  
11          so many of them that are listed is because they  
12          will fractionate out. I think I just summed  
13          them up in one place somewhere. These are  
14          completely legal to obtain. I obtained most of  
15          these from either Sigma or Aldrich.

16          Q. And in the time period you would order from  
17          Sigma or Aldrich, would you do so by a purchase  
18          order?

19          A. Yes.

20          Q. And would that be for--

21          A. It could have been over the phone, but it would  
22          be a PO number that would be issued.

23          Q. And would that be through Gardner Springs?

24          A. Yeah. And what time period are we talking  
25          about?

- 1 Q. You tell me on this one.
- 2 A. I also ordered this through OU or OSU.
- 3 Q. What is that, university?
- 4 A. Yes.
- 5 Q. And was there a certain person at OSU you would  
6 order it through?
- 7 A. My wife.
- 8 Q. And what was her name?
- 9 A. Kelly Rothe.
- 10 Q. And what period of time was she your wife?
- 11 A. Let's see, '92 to '96 is when the official  
12 divorce happened, I believe.
- 13 Q. And her occupation was?
- 14 A. She's a medical doctor and a researcher.
- 15 Q. In what area of research?
- 16 A. General, general practice as far as that--  
17 genetic-- she did genetic research at Harvard.
- 18 Q. And the genetic research, does that involve the  
19 use of any of these chemicals that--
- 20 A. No.
- 21 Q. Does not. So when you purchased it through  
22 her, would it be through her duties as an  
23 employee of the university, or just going  
24 there?
- 25 A. No. She could just put it on a list of items

1           that she was buying at any given time, and  
2           they'd come there.

3           Q.   At Sigma and Aldrich, would those purchase  
4           orders be through Gardner Springs?

5           A.   That was much further back.   That was two  
6           different time frames.   By this time, Sigma had  
7           really tightened up, and it was Aldrich and  
8           Sigma back then, and then Sigma and Aldrich had  
9           merged, and it was much harder to get these  
10          items from.   Just a corporation couldn't open  
11          up an account and get them.

12          Q.   When you would use No. 9 in conjunction with  
13          other items--

14          A.   Tryptamines.

15          Q.   -- other theogens, was there a process where  
16          you had to use equipment to make this item?

17          A.   No, you just weigh it out and you would put it  
18          in a capsule.

19          Q.   No. 10, what are all of those things?

20          A.   I'm just giving different forms of different  
21          lysergamides.

22          Q.   And what is, essentially, a lysergamide?

23          A.   It could be an ergot derivative.

24          Q.   An ergot derivative is essentially what?

25          A.   Well, in this case it would be-- we're talking

1 about an LSD item.

2 Q. And as far as an ergot derivative, is that  
3 another name for ET?

4 A. No.

5 Q. No? So an LSD item, being hallucinogenic?

6 A. That's correct

7 Q. How would you-- all those items in No. 10, are  
8 those something that you buy or you make?

9 A. Those are something that I would get from  
10 people that I knew.

11 Q. And what do you mean?

12 A. People that I knew that had them.

13 Q. So it would be like purchasing on the street  
14 LSD?

15 A. No, usually they were given to me.

16 Q. Well, given to you in forms of, like, different  
17 names?

18 A. No, no. I mean I didn't buy them. They were--  
19 we don't sell these things amongst ourselves.

20 Q. So the use of these things in No. 10, when did  
21 you first start using those?

22 A. Probably sometime around age 23.

23 Q. So 1967?

24 A. No.

25 Q. Eighty-seven?

1 A. Right.

2 Q. 1987 up until--

3 A. You're trying to age me.

4 Q. Up until when, to the present time?

5 A. Yes.

6 Q. And as far as these theogens in No. 10, when  
7 you first started consuming those, does the  
8 usage cause a person to have a-- build a  
9 tolerance?

10 A. Well, you build an immediate tolerance to where  
11 the first day you have an effect from, let's  
12 say, 100 micrograms. The second day it could  
13 take 400 micrograms to get the same effect. By  
14 the third day you would have to take many,  
15 many, many micrograms to get an equivalent  
16 effect.

17 Q. And when you talk about the third day, would  
18 that hold true to the third day on as your use  
19 continues?

20 A. I mean, you couldn't get an effect after the  
21 third or fourth day. Maybe you could, but I  
22 don't know how you would do it.

23 Q. That's the third and fourth day of continuous  
24 use?

25 A. Correct, and then you wait seven to ten days,

1 and you can usually reset yourself. There are  
2 some tricks using other items, neuro-  
3 transmitters, to reset yourself faster, reset  
4 the brain chemistry faster.

5 Q. And we'll get to those in just a second, Mr.  
6 Skinner, but would these items in No. 10 be  
7 some of the items street named such as orange  
8 barrel, blotter acid, micro dots, and the like?

9 A. Yes.

10 Q. And are there other names they're referred to  
11 on the street that you're aware of?

12 A. CID, stuff like this. I really don't pay much  
13 attention to the common vernacular on that.

14 Q. And these would have been items that would have  
15 been regularly shared and used when you  
16 attended the theogen conferences, wherever  
17 those may be?

18 A. Possibly there would be some people talking  
19 about having this available. This is not the  
20 only sacraments that were looked at.

21 Q. But with respect to your use of these items,  
22 you have done so many, many times?

23 A. Yes.

24 Q. And is this one of the items that you've  
25 indicated, because of your use, you must take



1 an amount so much that the body has to start  
2 shaking before--

3 A. No.

4 Q. That's not?

5 A. I don't have that problem. That's a whole  
6 different-- this is, quote, a dirty drug, and  
7 that means that it hits many receptor sites.  
8 It's unpredictable in its cascading effect.  
9 While mescaline, which is also a dirty drug,  
10 hits the L-dopa channel, this one is mainly  
11 working with the serotonin channel. They're  
12 two completely different mechanisms, and they  
13 cause different body effects.

14 Q. And the ones you've listed then in No. 10 you  
15 obtained for your research from other people,  
16 nothing that you yourself made?

17 A. That's correct.

18 Q. We've talked about No. 11. What are those in  
19 No. 12?

20 A. I want to make sure of something here. This is  
21 just to try and find out, if you put in front  
22 of diethyltryptamine a methoxy group, the  
23 effect of it. This is back, again, when  
24 diethyltryptamine was legal.

25 Q. Did you purchase--

1 A. I'm sorry. This is when it was nebulous under  
2 the Drug Analog Act. I purchased it somewhere.

3 Q. But would it be purchased in its final form?

4 A. Yes, yes.

5 Q. You didn't have to make it?

6 A. Correct.

7 Q. What about No. 13?

8 A. This is 5-methoxy-N,N-diisopropyltryptamine. I  
9 never was able to prove that the substance I  
10 took was this. This is what we nicknamed  
11 Frank. That was Alfred Savinelli, Leonard, and  
12 myself nicknamed it Frank, and this was  
13 something that Leonard had made in Chicago,  
14 which we were supposed to pay \$25,000, but we  
15 only paid \$12,000 for it, and we tested this  
16 in, I believe, '98, '99, sometime, '98, and  
17 this was-- I don't know who the chemist was on  
18 it. This is a design of Alexander T. Shulgin.

19 (THEREUPON, there was a conversation  
20 in low tones between Mr. Rork and Defendant  
21 Pickard.)

22 Q. (By Mr. Rork) Let me go back just a second  
23 to-- was No. 10 what's known as an LSD isomer?

24 A. Yes.

25 Q. And where would you obtain those isomers from,

1 from, like, 1978 to '92?

2 A. From friends that I met at the conferences and  
3 stuff.

4 Q. With respect to names that you've already  
5 indicated in court so far, what would some of  
6 those names have been?

7 A. Well, some of the people I don't remember the  
8 names but, basically, the names that I've said  
9 in court.

10 Q. Were any of those ones that we've gone over  
11 before from--

12 A. Also Joel Kramer.

13 Q. Joel Kramer?

14 A. Yeah. I'm sorry.

15 Q. Was there a number that we just talked about  
16 that was called an ergot derivative?

17 A. Well, ultimately 10 is an ergot derivative.

18 Q. With respect to No. 10 as an ergot derivative,  
19 what does that mean?

20 A. Means that originally, ergot was the-- which is  
21 a naturally occurring small fungus that infests  
22 rye, barley, wheat, causes a syndrome called  
23 St. Anthony's fire. It has a very powerful  
24 vasoconstrictive and it has a panoply of  
25 alkaloids that are present in it, and from the

1 ergot family, again, I have already said this,  
2 Albert Hofmann worked with it in the late '30s  
3 and '40s and came up with.

4 Q. Came up with the LSD(25)?

5 A. And also many other things, oxytocin and such  
6 and such.

7 Q. Is an ergot derivative known as ET?

8 A. No.

9 Q. Does an ergot derivative--

10 A. There is an ergot derivative called ergotamine  
11 tartrate, which is ET.

12 Q. And as far as ergotamine tartrate, known as ET,  
13 did your research involve that from 1978 to  
14 1997?

15 A. Never as-- I never messed with ET directly. I  
16 may have had it, some form where it was in some  
17 sort of fractional batch, but I never messed  
18 with ET.

19 Q. No. 15.

20 A. This is just a very close take on No. 5-- No.  
21 2.

22 Q. No. 2 being one of those hallucinogenics?

23 A. Well, yes.

24 Q. And did you purchase those or were--

25 A. Yeah. These are still legal, and they're-- the

1 Drug Analog Act may be a little confusing, but  
2 I don't think they can do much with it because  
3 it's got a serotonin at the end.

4 Q. Does it come in the final form, or do you make  
5 it?

6 A. Comes in the final form.

7 Q. No. 17-- are 17, 18 and 19 part of that tea  
8 family Mr. Hough talked about?

9 A. No. 17 is alpha-methyltryptamine, and it's an  
10 orally active tryptamine, which is unusual.

11 Q. Would orally active tryptamine mean you take it  
12 orally and you use it--

13 A. It works-- you don't have to have an MAOI with  
14 it.

15 Q. Did you purchase that, or did you have to make  
16 it?

17 A. No, purchased it.

18 Q. How did you purchase it?

19 A. Just had someone order it, and it came in.

20 Q. Through Gardner Springs or otherwise?

21 A. No, no, no. I had-- I believe his name was  
22 Steven ordered it for me.

23 Q. What time period, do you know?

24 A. Couldn't tell you.

25 Q. No. 18?

1 A. The same thing, and I'm not even for sure I  
2 tried this one, but I threw it down just in  
3 case.

4 Q. Nineteen.

5 A. This is available and legal, and I should have  
6 crossed it off the list, because it's just  
7 tryptamine. It's something that's in all of  
8 our human bodies.

9 Q. Does it, in the form you describe it, cause the  
10 sacramental effect?

11 A. No. It does nothing, because the monoamine  
12 oxide inhibitors tear it apart.

13 Q. No. 20 talks about acids and stuff. What are  
14 those?

15 A. This is an isomer of LSD.

16 Q. And can you tell us, what's an isomer mean?

17 A. I was telling the jury, if the jury was -- this  
18 is a very poor description, but it's the best I  
19 can give on the fly-- if the jury was all  
20 holding hands and they were in the form of a  
21 star, and they inverted to where one of those  
22 stars came in, and it was the same thing, the  
23 same general idea, that would be an isomer,  
24 kind of. If-- then I went into explaining how  
25 the rotation could be dextrose or levos, if the

1 jury was rotating to the right that would be  
2 D-form of that isomer, and if it was rotating  
3 to the left, levos, they started going the  
4 other way, that would be an L-form of that  
5 isomer.

6 Q. And is No. 15, is that-- or excuse me-- No. 20,  
7 does that also relate to the other LSDs that  
8 we've talked about so far in some fashion?

9 A. It would be more of an analog, and that would  
10 be-- an analog would be kind of if the  
11 audience-- if the jury was all holding hands  
12 and three of them were out and not holding  
13 hands, and then you would substitute in  
14 different-- on the star you would put one of  
15 them in one spot on the frame and take a person  
16 out. That would be an analog.

17 Q. How did you obtain the items that are listed in  
18 No. 20?

19 A. At a conference.

20 Q. And were those something that was in its final  
21 form--

22 A. Yes.

23 Q. -- or had to be made?

24 A. Final form. 21's going to have to be marked  
25 out also. I made a mistake there.

1 Q. All right, but just so we know, on the next  
2 page, the ones that are at the top, those go  
3 with No. 20?

4 A. That's-- I think the confusion you're having  
5 here is this is the same item, just different  
6 names and nomenclatures for it.

7 Q. 22, is that something that you purchased?

8 A. Yes, and also extracted and did the best I  
9 could to extract it.

10 Q. And the purchases, where would you purchase it  
11 and when?

12 A. There were a few companies that had it. This  
13 was a hard one to find, and I can't remember  
14 where we actually found a good, pure form of  
15 it. We did find some in Europe that was  
16 available.

17 Q. Who's we?

18 A. Well, I mean, the whole group was looking for  
19 tetrahydroharmine, being Dennis McKenna,  
20 myself, Ott, and Alfred Savinelli. We were  
21 trying to find good, pure forms of this.

22 Q. And what time period would that have been?

23 A. I've been looking for tetrahydroharmine since I  
24 was about 13 years old.

25 Q. And the chemicals that you found in Europe, how



1 would those be purchased?

2 A. You'd send money in advance and wait for the  
3 conversion to take place, the currency  
4 conversion, and they'd ship it over.

5 Q. Would it have to be through a company or an  
6 account?

7 A. You just do it as an individual.

8 Q. And when you purchased it, you could then just  
9 immediately ingest it and use it for  
10 sacramental purposes?

11 A. Well, yeah, but this was a tricky one, though,  
12 because we didn't know much about it.  
13 Remember, this is a strange item in that it has  
14 a 3-D-- if you look at it in a molecular  
15 orbital theory, which is different than a  
16 linear structure or different than a vespar,  
17 when you go in a molecular orbital theory, it  
18 has more of a similarity to seritonin than the  
19 rest of the beta carbolines. So that was  
20 strange, plus it's an MAOI, and plus it's  
21 entheogenic on its own. This is an unusual  
22 substance.

23 Q. And entheogenic on its own means it can be used  
24 as is?

25 A. Right. The harmines and the beta carbolines

1 generally are not entheogenic on their own.

2 Q. When you would extract it, would there be  
3 certain types of equipment?

4 A. Yes, espresso coffee machine, pans, glass  
5 plates, you know, a regular oven, regular  
6 stove.

7 Q. Any glass or other equipment?

8 A. No.

9 Q. And where would you obtain this equipment?

10 A. From a kitchen.

11 Q. And the process would require you to do  
12 extraction. How do you do that and from what  
13 items?

14 A. First you just liquify it from, well, one item  
15 that you could-- there's a number of them that  
16 we could go out there and get it from-- but  
17 early on, it was banisteriopsis caapi. There's  
18 such a small amount of tetrahydroharmine in the  
19 banisteriopsis caapi, which is a vine in the  
20 jungle, that we'd have to use a tremendous  
21 amount. We'd have tremendous other amounts of  
22 beta carbolines that would be produced in this  
23 small amount of tetrahydroharmine. Eventually,  
24 we've found a plant that has a higher  
25 percentage of tetrahydroharmine.

1 Q. For vines in the jungle, would you have to  
2 travel to that location?

3 A. No. We would buy them from places, like,  
4 called Of the Jungle, The Basement Shaman. Rob  
5 Montgomery owned a couple of companies, and  
6 there's a company in Kansas that sells  
7 banisteriopsis caapi. It's legal.

8 Q. And would the purchase be done through an  
9 account or individually?

10 A. No. You just have them ship it to your name.  
11 It's totally legal. There's no ban on it.

12 Q. And the quantity, would it be, like, large  
13 quantity?

14 A. Well, early on, like Alfred or myself, we would  
15 have to buy quite a bit of banisteriopsis  
16 caapi. This was going back some time before I  
17 knew Alfred well. I would have to buy quite a  
18 bit of banisteriopsis caapi, and it's difficult  
19 to work with. I was glad I found other  
20 sources.

21 Q. And what were the other sources as far as the  
22 plants?

23 A. They come on down later, but I can tell you  
24 now, Syrian rue and such.

25 Q. Let's go through. If we know the numbers, we

1 can just mark them off.

2 A. Okay. Hold on one second. Have we marked 36  
3 and 37 off?

4 Q. Yes.

5 A. Okay.

6 Q. Would that be included?

7 A. No, no, no. That has nothing to do with it. I  
8 just wanted to make sure you marked them off.  
9 Thirty-eight is banisteriopsis caapi. There's  
10 many varieties of it, and some of them have  
11 higher amounts and different forms of the  
12 balance between harmine, harman, and  
13 tetrahydroharmine. Thirty-eight, that would be  
14 38, that's a vine.

15 Q. And 39 would be?

16 A. Thirty-nine is Syrian rue, and that was and to  
17 this day remains the main beta carboline source  
18 for people doing hoasca or Ayahuasca. It's  
19 totally legal.

20 MR. HOUGH: Judge, may we approach?

21 THE COURT: Yes, you may.

22 (THEREUPON, the following proceedings  
23 were held at the bench and outside of the  
24 hearing of the jury.)

25 MR. HOUGH: Judge, Mr. Rork keeps

1 flipping his overhead page back and forth, and  
2 on it, on page 7, are notations that talk about  
3 where ET comes from. We would submit that's  
4 totally inappropriate that that be shown in  
5 front of the jury. The witness has the  
6 original that is the exhibit that is being  
7 marked on. If anything is going to be shown to  
8 the jury on these overheads, it needs to be  
9 that original, and certainly, notations about  
10 where ET comes from that are not out of the  
11 words of the witness is inappropriate.

12 MR. RORK: Well, Judge, I don't know  
13 whether I did that, but if I did show it, I did  
14 note that this referred to 38 and 39. I have  
15 been making notes the whole time on, if that's  
16 the page I've got questions on. I won't show  
17 that one on there. I think when I flipped it,  
18 I went through 38 and 39 is what I showed, and  
19 then I went back to this number, but I'll ask  
20 him to mark those, and I'll use a different  
21 copy when I get to that then. I'm trying to  
22 get this done by noon. I think I can.

23 MR. HOUGH: Judge, the fact remains  
24 that he's flashing that in front of the jury,  
25 which is totally inappropriate, and we would

1 ask that that stop.

2 MR. RORK: Well, Judge, I just turned  
3 to that-- that's page 7, and we have been on  
4 page 1, 2, and 3, and I made these notes at the  
5 break, now that Mr. Pickard's had it when I  
6 visited with Mr. Pickard in the cage, and when  
7 I get to that page, like I said, I won't use  
8 that. I'll use a different page, but I'm  
9 writing down things he made. I have no problem  
10 with that, Judge.

11 THE COURT: Well, I can't see that  
12 anybody can see it up there. Is that what  
13 you're worried about?

14 MR. HOUGH: Judge, it's on the  
15 overhead, and I was sitting here watching it,  
16 as were 12 jurors and four alternates, so this  
17 practice needs to be stricken. It was obvious  
18 he kept flipping the thing back and forth so  
19 that the jury could see it as they're watching  
20 it.

21 MR. RORK: Judge, that's bologna.

22 MR. HOUGH: It's totally  
23 inappropriate, and it's undeniable.

24 MR. RORK: Judge, that is not  
25 obvious. I took a page, he said a number, I

1 flipped to that page one time for a second and  
2 then flipped back to the page we were on.

3 THE COURT: Well, it's a different  
4 way of showing something than I've seen, and I  
5 will ask you to stop doing it.

6 MR. RORK: I understand.

7 (THEREUPON, the bench conference was  
8 concluded and the following proceedings were  
9 held within hearing of the jury.)

10 Q. (By Mr. Rork) With respect to the item that  
11 you were talking about, you were saying that 22  
12 goes with No. 38 and 39. Is that correct?

13 A. Wait a minute. Well, kind of, yes, uh-huh.

14 Q. Kind of. Are there any other ones that 22 goes  
15 with?

16 A. Well, I mean, it goes with-- then I go down  
17 there, and I catch all of them by saying--

18 Q. What do you mean catch all of them?

19 A. I talk about all known beta carbolines. Hold  
20 on a second. I have to find it. 144.

21 Q. And you're making notations on that exhibit you  
22 have in front of you. Is that correct?

23 A. Yeah, that that was part of that group.

24 Q. And the 144 is the all known beta carbolines?

25 A. These are all beta carboline sources and

1 extracted beta carbolines.

2 Q. You would write down there that they go with  
3 22, 38, and 39. Is that right?

4 A. You're doing a better job than I'm doing.

5 Q. And again, those would be extracted from  
6 various items. What were the plants that you  
7 obtained to--

8 A. These are the plants. Banisteriopsis caapi and  
9 peganum harmala.

10 Q. How can one purchase those?

11 A. You can get them from any number of sources.  
12 Syrian rue is readily available.

13 Q. And does the extraction process require any  
14 different equipment than the other plants, than  
15 what you've indicated?

16 A. No. In fact, peganum harmala, I don't always  
17 say it right, so I'll call it Syrian rue. My  
18 pronunciation is not the best. Syrian rue can  
19 be boiled or ground up or consumed orally. It  
20 doesn't take much technology.

21 Q. Twenty-three the tryptamines, are those the  
22 teas?

23 A. Hold on a second. This is 5-methoxy-a,N-  
24 dimethyltryptamine. This is very close to  
25 5-methoxy-N,N-dimethyltryptamine. Remember, I



1           nicknamed it the death drug where it simulated  
2           death. All the difference is that there's an  
3           alpha in there instead of an N,N.

4           Q. How do you purchase 23?

5           A. It's legal still because it's even less watched  
6           than 5-methoxy-N,N-dimethyltryptamine.

7           Q. Do you purchase it through a company or  
8           individual account?

9           A. Through a company.

10          Q. And do you state a legitimate purpose or an  
11          alternative?

12          A. They don't care.

13          Q. No. 24?

14          A. This is just psilocin, which I've never had by  
15          itself, but I was mentioning it because it came  
16          as a potential extraction of a mushroom.

17          Q. Twenty-five?

18          A. Psilocin, by the way, is very unstable, so I  
19          don't know how much psilocin I've ever gotten  
20          in my life, because it oxidizes and turns into  
21          either an inactive isomer or psilocybin.

22          Twenty-five is mentioned because it's  
23          psilocybin, which is the active part of the  
24          psilocybe cubensis mushroom.

25          Q. And the psilocin in 24, does that have the same

1           hallucinogenic or similar effect as the  
2           psilocybin in 25?

3           A. From my readings, it's almost impossible to  
4           tell the difference.

5           Q. And 25, are those the ones you described how  
6           you grow in the petrie dish and--

7           A. No. This would be if I made a tea from that.  
8           I just wanted to catch that, because I made an  
9           extraction by making a tea.

10          Q. What equipment did you use to make the  
11          extraction?

12          A. A little boiler, water boiler, honey, and grind  
13          up the mushrooms, and there we go.

14          Q. Twenty-six, was that--

15          A. This I threw in there because I'm not for sure.  
16          I wanted to make sure that I covered it.  
17          Someone once told me that that was what we had.  
18          I don't believe I've ever tried this substance.

19          Q. That's fine.

20          A. It's just I wanted to make sure, in case, I  
21          covered it. Twenty-seven?

22          Q. Yeah. Let me find a different copy here.

23                         THE CLERK: Here's the original.

24                         MR. RORK: I won't write on it.

25                         THE CLERK: Don't write on it.

1 Q. (By Mr. Rork) With respect to page 7, the  
2 continuation at the top of 26, is that what it  
3 is?

4 A. Yes. That's the one-- we had crossed that out.  
5 I'm not for sure. I just threw it in there to  
6 make sure I covered myself.

7 Q. Twenty-seven, is that a form of acid?

8 A. No, that's an isomer of LSD.

9 Q. How did you purchase that or obtain that?

10 A. It was given to me.

11 Q. And as an isomer, it just means it's an  
12 alternative source?

13 A. No.

14 Q. No?

15 A. An isomer, again, is if the audience-- I mean,  
16 if the jury was sitting in the star and they  
17 inverted. That is a rough description of an  
18 isomer.

19 Q. Twenty-eight?

20 A. Same thing.

21 Q. Twenty-nine?

22 A. Okay, hold on a second. These are thrown in  
23 there. These are where I was doing research  
24 with trying to figure out what came from ergot  
25 that was effective, and some of these are

1 prescription drugs in Europe, and I have done  
2 some research with them, or they ended up  
3 coming from a derivative of ergot.

4 Q. And so for the jury's consideration, No. 29  
5 through No. 35, those-- we're going to go  
6 through them-- but as far as the ergot, you're  
7 talking about an ET source?

8 A. No.

9 Q. No?

10 A. I'm talking about a living fungus.

11 Q. So ergonovine, 29, is something you would order  
12 from a company in Europe?

13 A. Yeah, the sources for it, I put it down to  
14 cover in case. I knew that it was something  
15 that came out of a wash.

16 Q. What do you mean?

17 A. Where I knew that some of an ergot derivative  
18 that I washed came up with that.

19 Q. And 30?

20 A. But I actually believe that both of those I had  
21 in their whole form.

22 Q. And whole form means somebody else already made  
23 it?

24 A. Yes, uh-huh. And it was fractionated and  
25 cleaned up, and it was prescription or

1 available in Europe.

2 Q. And 31, the any and all isomers of LSD?

3 A. I just wanted to throw it out in case, upon  
4 consuming some sort of LSD-- there's so many  
5 different isomers that can be in the fraction  
6 thereof, I just wanted to cover that. I wanted  
7 to be very succinct and very explicit.

8 Q. With respect to 31, what was your source of all  
9 those isomers of LSD?

10 A. Well, it could be-- any LSD that was given to  
11 you could have multiple isomers, for example,  
12 within LSD is something called iso-LSD and  
13 lumi-LSD, and those would be considered isomers  
14 of LSD.

15 Q. And did you ever in your research attempt to  
16 make that?

17 A. No.

18 Q. With respect to 32, 33, and 34-- excuse me--  
19 yeah, 32, 33 and 34, those washes of ergot,  
20 isn't ergot another name for ET?

21 A. No, sorry. Ergot is a living fungus.

22 Q. Has nothing to do with ET?

23 A. ET, if you had fields and fields of ergot, you  
24 could get a small amount of ET from it.

25 Q. Is what you know from your research or

1 practical experience?

2 A. From my research.

3 Q. And where does ET come from then?

4 A. Ultimately, it comes from some sort of ergot  
5 growing. There may be-- I don't know this--  
6 there may be a synthetic way of producing  
7 ergotamine tartrate. I don't know. I just  
8 haven't followed the literature lately.

9 Q. Next, drop down to No. 40, which was the--

10 A. It's just another beta carboline.

11 Q. The 41 we've gone through. That's what you put  
12 on the slide from the desert toad?

13 A. Correct.

14 Q. Forty-two?

15 A. This is in an antheropod. This is a pod that  
16 grows, and it has 5 methoxy-N,N-  
17 dimethyltryptamine in it, and also it has other  
18 fractionates of things that look like N,N-  
19 dimethyltryptamine, and this is why I put  
20 alpha-dimethyltryptamine and 2-alpha-  
21 dimethyltryptamine, because we're not quite for  
22 sure.

23 Q. No. 44 is acacia?

24 A. Acacia, yes.

25 Q. And as many as could be found. Is that what

- 1           you took?
- 2           A. It's a huge family, and when I would come
- 3           across an acacia, I'd look it up and see if
- 4           there was anything that was interesting in it.
- 5           Q. Did you make it or buy it in that form?
- 6           A. No, I'd buy it in the whole form or go out and
- 7           pull it out of the ground or a shrub or
- 8           whatever and beat the bark off or have someone
- 9           beat the bark off of it.
- 10          Q. And by beating the bark off of it, would you
- 11          have to use some equipment?
- 12          A. Yeah, a hammer or something. Let it dry.
- 13          Q. It was, again, used in these sacramental--
- 14          A. Yes.
- 15          Q. Have you used that many, many, times?
- 16          A. No.
- 17          Q. The Illinois Bundle flower, what is that?
- 18          A. This is desmanthus illinoensis. This is grown
- 19          all over Kansas, grows all over Oklahoma, and
- 20          it contains dimethyltryptamine.
- 21          Q. DMT?
- 22          A. DMT.
- 23          Q. And that's something that you use for the
- 24          hallucinogenic and sacramental effect?
- 25          A. Entheogenic, sacramental effect.

1 Q. Have you used that many, many times?

2 A. Many, many times.

3 Q. Is there any way to get it other than just  
4 going and picking it up out of the field?

5 A. I think you can go to a few places and order  
6 it, like a place called-- I don't know if  
7 they're still in operation-- and there was a  
8 place on the West Coast, but when it's growing  
9 right outside of your house, why bother  
10 ordering it and spending all that money?

11 Q. Sure. And so would there be a market for it  
12 then, people that wanted to use it?

13 A. Yeah.

14 Q. Forty-six?

15 A. Mimosa tenuiflora, mimosa hostilis. There's  
16 some confusion on it. Remember that  
17 discussion? So I threw in another. Another  
18 name of it is tepescohuite. It is throughout  
19 all of Mexico, used for skin ointment, used to  
20 heal burns and cuts, but it happens to be very  
21 high in DMT content.

22 Q. And a lot of these items, you have testified  
23 that they come from a desert type area.

24 A. Yes.

25 Q. And Santa Fe, New Mexico, would also be a



1 desert type area?

2 A. I guess, yes. It's considered a high desert  
3 plains.

4 Q. Fifty, is that something that you had to  
5 purchase or make?

6 A. Wait. Let me see. 50 is something I had to  
7 purchase. It's a source of a tryptamine.  
8 Early research, when we were doing Ayahuasca or  
9 hoasca, we were very purist, and we were using  
10 the jungle plants.

11 Q. And Ayahuasca, is that something that can be  
12 made, extracted, or purchased?

13 A. What you do is you can-- I guess you can  
14 purchase it, but we bought the components, then  
15 we would boil it and do all sorts of different  
16 things until we got it to work.

17 Q. What components did you purchase, in brief  
18 summary fashion?

19 A. Banisteriopsis caapi, Syrian rue, virola. We  
20 would get, you know, different things, and we  
21 would try and make them in their traditional  
22 form. Psychotria viridis was also another  
23 source. Fifty-five would go with 50.

24 Q. With respect to 51, the hundred variations  
25 tested, would that be plants, or is that

1 powder?

2 A. No, this is phalaris aquatica, which is nothing  
3 more than a ditch grass that grows up, and I  
4 just tested a hundred variations when I got  
5 more than that from the seed bank, the U. S.  
6 seed bank.

7 Q. Same thing with 52 and 53 and 54 similarly?

8 A. Yeah, well, 53 is just a common, regular, like  
9 a Bermuda grass. Fifty-four is arundo donax,  
10 which actually grows in Oklahoma. It was a  
11 disaster, the research with it. There was a  
12 toxin we couldn't get out of it.

13 MR. RORK: And I'm almost finished  
14 with that. I think this would be a good time  
15 to break, if the Court would like to, for noon.

16 THE COURT: Ladies and gentlemen,  
17 let's take 15-- let's take a noon break at this  
18 time, and we'll see you back here at 1:30. Mr.  
19 Bailiff.

20 THE BAILIFF: All rise. Court will  
21 stand in recess until 1:30.

22 (THEREUPON, a recess was had.)

23 THE COURT: You may proceed.

24 MR. RORK: Thank you, Your Honor.

25 Q. (By Mr. Rork) Mr. Skinner, you still have in

1 front of you what's been marked as P-20 and  
2 admitted?

3 A. Yes.

4 Q. We were almost finished with the items that  
5 were listed on there, and I believe we were on  
6 page 10. Is that correct?

7 A. Yes.

8 Q. And with respect to the items on page 10, 68  
9 continues over on the top, and 69 is what?

10 A. 2-CB is its common name.

11 Q. And what is that?

12 A. It is an L-dopa channel like a mescaline  
13 compound.

14 Q. And how is it purchased?

15 A. This was given to me by Joel Kramer.

16 Q. In what quantity?

17 A. It wasn't weighed up. It's active in very  
18 small doses like four milligrams.

19 Q. And did it come in a vial or a can?

20 A. Came in waxed paper folded over with aluminum  
21 foil one time, and in alcohol another time.

22 Q. Was it something you used in your research?

23 A. I'm sorry. A third time I got it in little B12  
24 pills from Alfred Savinelli.

25 Q. And when would that have been?

- 1 A. In '97, '98.
- 2 Q. And with respect to that, does it give an
- 3 effect like mescaline and sacraments--
- 4 A. No.
- 5 Q. -- hallucinogenics?
- 6 A. No, nor would I consider it a sacrament.
- 7 Q. What would you consider it?
- 8 A. Novel thing, but I'm not a fan of it.
- 9 Q. No. 70?
- 10 A. 2-CI, very close in structure to 2-CB.
- 11 Q. How did you obtain that?
- 12 A. It was a gift from a man named Steve.
- 13 Q. Powder form, liquid form?
- 14 A. Let's see. He gave me a very small amount like
- 15 50 milligrams of powder.
- 16 Q. And how much was needed for one usage by you?
- 17 A. Approximately five milligrams to 10 milligrams
- 18 Q. Seventy-one?
- 19 A. DOB, this is a very small amount, pure
- 20 research, just to see, because it's unlike
- 21 other things that are called dirty drugs. This
- 22 is receptor site specific, and it's used for
- 23 research to get a specific effect.
- 24 Q. It says-- has "amphetamine" in part of the
- 25 words.

1 A. Yeah, but, I mean, that whole family  
2 effectively is built around amphetamine ring.

3 Q. Is that something that's-- the DOB, is it part  
4 of the amphetamine family then?

5 A. Well, I mean, mescaline is part of the  
6 amphetamine family, if you want to broadly  
7 define it that way, but it's not-- amongst  
8 people that are familiar with entheogens, they  
9 would not consider these amphetamines.

10 Q. Seventy-one, how much substance was that?

11 A. I don't know. I only took it once.

12 Q. Seventy-two?

13 A. It was just a slight variation of the above  
14 one. In fact, the-- I wasn't for sure which  
15 was which, so that's why I put them down.

16 Q. Both of those?

17 A. What I mean is I only took it once, and I  
18 wasn't for sure which one.

19 Q. The 73, 74, and 75 go together?

20 A. Well, basically, I would say that 74 and 75 go  
21 together or-- you know, but because of the  
22 analogs and isomers, yeah, 73, 74, 75 go  
23 together.

24 Q. What was 73, and what quantity, and when did  
25 you get that?

1 A. It was given to me along-- way back during the  
2 conference in '85.

3 Q. By who?

4 A. I believe Ott, but I'm not for sure. I can't  
5 remember. There were three people there.

6 Q. What about 74?

7 A. Seventy-four and 75 I got from Joel Kramer.

8 Q. What quantity?

9 A. On the MDA, very small amount. I'm not for  
10 sure. Not even for sure that it was MDA. On  
11 75, MDMA, something like a kilogram or  
12 something like that.

13 Q. And do you know how that's purchased, the MDMA  
14 kilogram, do you buy it, like, from a supply  
15 store?

16 A. No, this was an illegal manufacturing network.

17 Q. And when you were given the kilogram, in what  
18 kind of container?

19 A. Plastic wrapped container. There wasn't  
20 anything hard. It was all soft.

21 Q. And did you use that?

22 A. I didn't use it that many times. Tested it.

23 Q. Do you recall early on when you first met Mr.  
24 Nichols in 19-- excuse me-- in 2000, October of  
25 2000, advising him that you knew the

1 distributor of a large MDMA source?

2 A. That's correct.

3 Q. And who would that have been?

4 A. Well, the name-- I didn't know him, but I was  
5 told his name was Mel Kelm, K-E-L-M.

6 Q. And when was it that Joel Kramer gave you this  
7 source that you put down as 75?

8 A. Well, he'd given me MDMA prior to that.

9 Q. He being Joel Kramer?

10 A. Joel Kramer, in small quantities like 10 or 20  
11 pills that I'd then give to other friends and  
12 stuff, because it was a fairly pure source.

13 Q. When did he give you the one kilogram?

14 A. November, I believe, of '99. Could have been  
15 October, but I think it was November of '99.

16 Q. Seventy-six?

17 A. These were legal to buy back when I was young,  
18 and I bought them through Gardner, and they may  
19 still be legal to buy. I don't know. One of  
20 them converts over in the stomach to an  
21 entheogenic property, and the other one  
22 doesn't, or maybe they both do. I can't  
23 remember. Again, I don't have a lot of  
24 expertise in that area, and I really don't like  
25 this family.

1 Q. Let's just skip it then.

2 A. Well, no, I'm just saying I'm not going to be  
3 able to give you good details.

4 Q. Seventy-five, MDMA, have you used or  
5 distributed any of that since January of 2000?

6 A. I would say basically through-- I would say  
7 that, yes, I have used it maybe twice.

8 Q. And any distribution of it?

9 A. If you consider the daisy chain or the, oh,  
10 with the butterfly and all that, yes.

11 Q. What do you mean daisy chain with butterfly?

12 A. I may not have distributed it. I may have  
13 given it to someone, and they gave it to  
14 someone, and then they gave it to someone.

15 Q. Do you know whether or not, in your research  
16 with MDMA, if it can be made from any essential  
17 oils or that nature?

18 A. As I understand, if you start with sassafras,  
19 you can go to saffrole, and you can make a  
20 quality low form of MDMA.

21 Q. And would sassafras oil-- where would one  
22 purchase that?

23 A. I don't know. You can purchase it, I guess,  
24 from-- I think it's very controlled or tightly  
25 watched.



1 Q. At this time?

2 A. Yes.

3 Q. Did you ever make any purchase of that from  
4 Alfred Savinelli from 1978 to 1997?

5 A. No.

6 Q. Would that be something that he would sell from  
7 his essential oil business, do you know?

8 A. I don't think so.

9 Q. What's 79?

10 A. That is escaline, which is very closely related  
11 to mescaline.

12 Q. And does that come in powder form, or what  
13 form?

14 A. Just a crystalline form.

15 Q. And did you get that in small quantities?

16 A. Very small quantity, and not for sure it was  
17 escaline. It's too hard to tell. I think I  
18 may have done a melting point on it.

19 Q. What's a melting point?

20 A. Just to see when something melts. It's a fast  
21 indicator. You find a temperature at which it  
22 starts to melt, and there will be a phase  
23 beginning of where it melts or doesn't melt.

24 Q. I think the last page that we haven't touched  
25 on is 11, and on that particular page the San

1 Pedro and its extractions, No. 81, and teas, is  
2 that a hallucinogenic?

3 A. I guess. I mean, it's so weak. I can't tell  
4 you from my experience that it's an entheogen,  
5 but the books sure say it is, and everyone else  
6 does.

7 Q. And is that legal or illegal, do you know?

8 A. Legal.

9 Q. The nitrous oxide, 86, you talked about was  
10 like the laughing gas?

11 A. Correct.

12 Q. Are 87 through 89 together?

13 A. Yes.

14 Q. And what are they for?

15 A. Salvia divinorum is a sage plant that grows in  
16 southern Mexico, was found first by-- of  
17 course, the natives have been using it for  
18 years-- a man by the name of R. Gordon Watson  
19 found it, and for the last 15 years, a family  
20 of entheogens called diterpenes have been  
21 found. Salvinorin A is one of them, Salvinorin  
22 C, and there's another fraction out there  
23 that's active, but they haven't yet named it.

24 Q. That 90, how does that come about? Do you  
25 purchase it, or do you make it?

1 A. Oh. This is extracted. This is ibotenic acid.  
2 Ibotenic acid is what is naturally occurring in  
3 amanita muscaria, that when you do the  
4 decarboxylation in the stomach of it, it  
5 converts to muscimol, which is the entheogenic  
6 property in amanita muscaria. So 91, 92, and  
7 93 all go together, and they're legal.

8 Q. And did you extract that, or did you buy it in  
9 bulk form?

10 A. It wasn't bulk. I bought it from Sigma for an  
11 incredibly high price 20 years ago. Like 10,  
12 15 milligrams of ibotenic acid and 10 or 15  
13 milligrams of muscimol.

14 Q. When you were talking about 95, which is the  
15 Valium, and 105 is the Xanax, is Valium and  
16 Xanax about the same thing?

17 A. No. I mean, most people would say they are,  
18 but there's a difference in them.

19 Q. And you say you had a prescription from a  
20 doctor for a certain amount. Correct?

21 A. That's correct.

22 Q. Would there be any reasonable-- or have you  
23 ever had jars of a thousand or so--

24 A. No.

25 Q. -- in your missile base?

- 1 A. Never.
- 2 Q. Never? And you talked about on 29 was  
3 ergonovine, was a prescription that you  
4 obtained in Europe. Correct?
- 5 A. Not for sure. I was making sure that, in case  
6 I had, I wanted to throw it down there.
- 7 Q. And isn't that ergonovine the same thing as ET,  
8 just a different thing?
- 9 A. No. I mean, if it is, I made a mistake. I  
10 didn't know that.
- 11 Q. Then when we talked about 31, 32, and 33, which  
12 were the-- excuse me, 32, 33, and 34, which are  
13 cold water, warm water, and a wine wash of  
14 ergot, E-R-G-O-T, you're saying that didn't  
15 have anything to do with ET, ergotamine  
16 tartrate?
- 17 A. No, this is-- no, it didn't. I mean--
- 18 Q. Isn't that where they got the name ergotamine  
19 tartrate was adding the A-M-I-N-E after ergot?
- 20 A. No, that's not-- I mean, you're simplifying  
21 something that's very complicated.
- 22 Q. How do I get from ergot to ergotamine tartrate,  
23 the ET we talked about?
- 24 A. Tremendous amount, tremendous number of  
25 chemical processes and extractions have to be

1 done.

2 Q. And that's something you have done through your  
3 research?

4 A. No, I have not done that through my research.

5 Q. And the reason you listed cold water wash of  
6 ergot after LSD was because you had done the  
7 cold water wash of ergot through the plants?

8 A. Yes, and the warm water wash, and the wine  
9 wash.

10 Q. And the end combination of doing either of  
11 those three ends up with ET, does it not?

12 A. No. I'm sorry. It does not.

13 Q. There's more of a process involved to get to  
14 ET?

15 A. I don't know how to do it, but I'll tell you  
16 no, it doesn't. You end up with a whole bunch  
17 of-- a panoply of items there.

18 MR. RORK: And just so the record's  
19 clear, Judge, I would ask to mark the exhibit  
20 Mr. Skinner's been so kind to make writings on  
21 and markings as Defendant's Exhibit P-20-a,  
22 just so it could go with the original exhibit  
23 to reflect the writings and the like, and I  
24 would offer those.

25 MR. HOUGH: Well, Judge, we would

1 object. They have no value beyond the  
2 testimony and the clean original that is  
3 already in.

4 MR. RORK: Well, Judge, it's the same  
5 as the markings in the phone book, in the  
6 computer phone book that Mr. Skinner marked on  
7 and has been admitted after it was already  
8 marked or unmarked.

9 MR. HOUGH: Difference is he marked  
10 on the original of that, Judge.

11 MR. RORK: And this is marked. I had  
12 thought at the time he was marking on the  
13 original. I didn't know until just before the  
14 break when I was handing the original to you  
15 that it was a copy of it, and that's why I  
16 marked it P-20-a, because it's the one he's  
17 written on since he started writing on it, and  
18 then I'm done with those questions.

19 THE COURT: All right, I'll overrule  
20 the objection and admit it into evidence.

21 Q. (By Mr. Rork) During the period of time of  
22 1980 to-- excuse me-- 1985 to 1990, when you  
23 were not employed, what was your source of  
24 income?

25 A. I had multiple sources of income. One was I

1 was living off of savings that I had created.

2 Q. What was the other?

3 A. My mother did give me money during that time.

4 Q. And was that on a regular basis?

5 A. No, whenever I needed it.

6 Q. And what else?

7 A. I had a friend that had helped me with money

8 issues in the past, and he made some loans to

9 me during that time.

10 Q. Any other source?

11 A. Yes. So--

12 Q. What would that be?

13 A. From the dealing of marijuana.

14 Q. From 1990, did you then get a job working back

15 at Gardner?

16 A. That's correct.

17 Q. And in what capacity?

18 A. Engineer.

19 Q. And what were your basic duties?

20 A. To do quality control, engineer, expand product

21 line, handle large customers, handle all

22 customers as far as, you know, going through

23 and figuring out-- I was also over the

24 computerization of the company, which I had

25 been before, I was over expansion of

1 manufacturing.

2 Q. And you've indicated that, I believe, it was  
3 1992 that you were married?

4 A. That's correct.

5 Q. And what--

6 A. July 18th.

7 Q. July 18th? And when did your employment-- when  
8 it began back in 1990 at Gardner Springs in  
9 that capacity, how long did it continue until  
10 it ceased?

11 A. I believe it was until March or April of '99.

12 Q. And were you paid on a monthly basis?

13 A. Yes. I was paid as a consultant or-- yes, I  
14 was paid as a consultant. I think I may have  
15 been given a check every week. I just don't  
16 know. I didn't pay attention?

17 Q. And did your source of funds that were from '85  
18 to '90 continue to be from the same sources  
19 that you just testified about?

20 A. No.

21 Q. What changed?

22 A. You just said from '85 to '90. From '90 to--

23 Q. Until you quit in '99.

24 A. What changed was my only income was Gardner.

25 Q. Do you know about how much that was a month?



1 A. \$1,480 a week was the net. I'm guessing on  
2 that, you know.

3 Q. That's fine. With respect to this '85  
4 conference that you were talking about, or in  
5 the '80s, I believe--

6 A. Yeah, the '85 conference.

7 Q. In the time period from '85 to '90, do you know  
8 how many of those conferences you may have  
9 attended?

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

11 Q. Would it have been regular for you to go to  
12 several a year?

13 A. No. Maybe one a year.

14 Q. And as a practicing theogen that you indicated  
15 you started at an early age, did anybody else  
16 help you, teach you how to manufacture DMT or  
17 some of those substances?

18 A. No.

19 Q. Have you ever told anybody that somebody else  
20 assisted you at an early age in how to  
21 manufacture some of these items?

22 A. Rephrase this question.

23 Q. When you talked about items that you had been  
24 researching and working on and making, such as  
25 DMT, did anybody assist you and train you how

1 to do that at an early age?

2 A. No.

3 Q. Was there another substance that someone did  
4 assist you on and teach you in this research?

5 A. No.

6 Q. No? And so from '85 to '90 did you attend the  
7 same amount of conferences, you believe, as a  
8 theologian, maybe one a year?

9 A. Yeah, I mean, I could have missed a year too.  
10 I mean, and then I could have done two in the  
11 next year. I mean, I'm doing the best I can  
12 here.

13 Q. And when you traveled from '85 to '90, who  
14 would pay for that?

15 A. I would.

16 Q. You indicated that one of your best known  
17 friends was William Wynn?

18 A. That's true.

19 Q. And you've known him from high school, the  
20 early days, up until now?

21 A. Maybe junior high until now.

22 Q. Junior high until now, and you've indicated  
23 that Mr. Wynn was also someone that assisted  
24 you or observed the research that you had  
25 conducted over these periods of time. Correct?

1 A. Yes. Yes.

2 Q. And did Mr. Wynn accompany you on any of these

3 trips?

4 A. In what time frame?

5 Q. 1985 to 1990.

6 A. Not that I remember.

7 Q. From 1990 to 1995?

8 A. Not that I remember.

9 Q. Did you know a Michael Risner (spelled

10 phonetically)?

11 A. No-- I'm blank.

12 Q. Other than William-- did William Wynn ever

13 become an employee of you or Gardner Springs

14 from junior high until the present?

15 A. Yes.

16 Q. When would that have been?

17 A. I think he had some sort of employment with

18 Gardner, but I'm not quite for sure, so you're

19 going to have-- there was one brief period of

20 employment, and then he became a full-time

21 employee in '89, 1989.

22 Q. For Gardner?

23 A. Gardner Spring, Inc.

24 Q. And would that have been at the Tulsa,

25 Oklahoma, plant?

1 A. That's correct.

2 Q. And from the time he became employed there  
3 until 1989, how long did that continue until?

4 A. I don't know, because he quit after I did.

5 Q. And so you quit in 1999?

6 A. That's correct.

7 Q. And was your employment with Gardner Springs  
8 from this period of 1990 to 1999 continuously  
9 at the location in Tulsa?

10 A. No. I was over the Kansas facility.

11 Q. And where would that have been at?

12 A. Wamego, Kansas.

13 Q. But that facility didn't come into being  
14 purchased until 1996. Correct?

15 A. That's correct.

16 Q. So from 1990 to 1996, were you based out of  
17 Tulsa?

18 A. Basically, yes, uh-huh. Yeah. I spent-- I had  
19 a honeymoon in there, so I spent 120 days on my  
20 honeymoon in Mendocino, California.

21 Q. And that would have been, then, in July of 1992  
22 until whenever?

23 A. Yes, until, you know, like November 1st or  
24 whatever.

25 Q. And at what location?

- 1 A. Mendocino.
- 2 Q. And is that near Stinson Beach?
- 3 A. Well, I mean, yeah, it's like saying is Kansas  
4 City near Topeka, so--
- 5 Q. That's what I was trying to explain for the  
6 jury. The Stinson Beach you've talked about  
7 extensively--
- 8 A. We're talking about a four-hour trip.
- 9 Q. We're talking about--
- 10 A. Four hours to go from Stinson to Mendocino if  
11 you take the right route.
- 12 Q. Well, you said it was like saying is Topeka  
13 part of Kansas City.
- 14 A. Well, I was just trying to give that there was  
15 quite a distance, you know.
- 16 Q. Same vicinity?
- 17 A. Yeah.
- 18 Q. And during that four month time period that you  
19 were there in 1992, did you just stay in the  
20 Mendocino area, or did you travel around?
- 21 A. I had a ruptured disc. I didn't travel much.  
22 I required someone to drive me, and I had to  
23 lay down on my back.
- 24 Q. And to have someone drive you during that  
25 period of time, was that an employee of yours

1 or an employee of Gardner Springs?

2 A. Employee of Gardner Springs.

3 Q. And who compensated that employee?

4 A. Gardner Spring.

5 Q. Was there anyone other than you and your spouse  
6 and this employee of Gardner Springs that were  
7 accompanying you during this period of time?

8 A. He didn't stay there the entire time. He only  
9 stayed when I needed to be driven in there and  
10 driven out of there. There wasn't anyone else  
11 I can remember that was staying at the house.

12 Q. You would just be flown out when it was time to  
13 drive?

14 A. Drive out.

15 Q. The lady that you married in July of 1992, what  
16 was her name?

17 A. Kelly Rothe.

18 Q. And what was her occupation, at OSU, you said?

19 A. No, no. She was working at Harvard prior to us  
20 getting married, by about six months in the  
21 Lifton Labs.

22 Q. Is she an MD or a DO?

23 A. DO.

24 Q. And DO is doctor--

25 A. Osteopath.

1 Q. Osteopath. And she was employed where at from  
2 '92 until your divorce in '96?

3 A. She wasn't employed. She was a student going  
4 to what would be called medical school, and she  
5 also did research at a facility where she  
6 attended school.

7 Q. And that was at Oklahoma State?

8 A. Yeah, but it's Oklahoma State's-- no. I'm  
9 sorry. Oklahoma State University is in  
10 Stillwater. This is an OSU campus in Tulsa,  
11 Oklahoma.

12 Q. And this research, would she have been involved  
13 in it from 1992 to 1996 during the course of  
14 your marriage?

15 A. Yeah. I don't know which years she was active.  
16 She was pregnant twice during that time, so she  
17 couldn't work in the labs all the time. She  
18 would take periods off. I don't remember. I  
19 was working 18-hour days.

20 Q. During those periods of time that she was  
21 working in the lab, would she have had access  
22 to equipment similar to what's been marked and  
23 identified as exhibits in this case?

24 A. I haven't seen that kind of equipment there.

25 Q. You haven't? You don't know if there was any

1           flasks or beakers at that lab?

2           A. They had flasks and beakers, but not any of the  
3           stuff that I've seen that's--

4           Q. Other than the one chemical that you indicated  
5           that she purchased for you from P-20 or P-20-a,  
6           do you know of any other chemicals she acquired  
7           for you during that period of time?

8           A. Yes, 5-methoxy-N,N-dimethyltryptamine, the  
9           whole L-tryptophan family, being D, L, and DL-  
10          tryptophan, a number of beta carbolines, on the  
11          order of six or seven, and there may be some  
12          other items that I can't remember.

13          Q. And those were all, again, items that, through  
14          your research, were used for the sacramental  
15          purposes?

16          A. Or-- yes, yes.

17          Q. Were those all items that had to be purchased  
18          under a controlled setting?

19          A. No, no. None of these were scheduled items.

20          Q. During the period of '92 to '96, did you  
21          continue your research into theogens?

22          A. Yes.

23          Q. And did you continue traveling to other  
24          locations where there would have been theogen  
25          get-togethers?



1 A. Yes.

2 Q. And during this period of time-- when I had  
3 asked you some questions yesterday about the  
4 research that you have indicated you had been  
5 involved with and some of the purchases, I  
6 remember you said you still had some of the  
7 documents or records if I wanted them or  
8 something to that effect. Correct?

9 A. Yeah. Some of them I turned over to the  
10 government already.

11 Q. We're going to get to those, or some of them,  
12 but the document policy that you sort of  
13 developed at an early age was what, to keep  
14 items?

15 A. Yes.

16 Q. And did you keep them in a certain part of the  
17 location where you lived at, or did you make  
18 special arrangements?

19 A. No. I mean, I have tons of files going back--  
20 I mean, there was a time we didn't throw  
21 anything away. We finally made a policy to  
22 throw invoices away from 1933.

23 Q. I'm talking about your own research policies  
24 and your own research documents.

25 A. I would keep them, but I have no idea where a

1 lot of these would be.

2 Q. Did you ever rent a storage facility for the

3 purposes of keeping some of these?

4 A. I'm sure.

5 Q. Would that have been a location other than

6 Tulsa, Oklahoma?

7 A. Some of my documents that would have had that

8 could have been in locations other than Tulsa,

9 Oklahoma.

10 Q. For instance?

11 A. Well, I could have had some things in Tucson,

12 Arizona, that were documents.

13 Q. In what location?

14 A. A place on--

15 Q. I don't have to have the address, but do you

16 live there or something?

17 A. Yeah, I stayed in Tucson.

18 Q. What time period?

19 A. Eighty-six, '87, '88, and 2001.

20 Q. And would you have rented a storage locker at

21 that location then?

22 A. Yes.

23 Q. More than one, do you think?

24 A. No, just one very large one.

25 Q. So at an early time period your records and

1 your keeping them in a storage locker more or  
2 less would have continued up until the present  
3 time, the practice of doing so?

4 A. No, just that they could have ended up in that.  
5 I don't make a habit. I have warehouses and  
6 stuff that I used to keep all of my documents  
7 in, and I'm sure I have many, many documents in  
8 warehouses still.

9 Q. And with respect to these research notes and  
10 these observations, would these also include  
11 writing down of the effects that you, yourself  
12 may have experienced during some of these  
13 experiments?

14 A. There may be some items like that.

15 Q. Would it also include books by various people  
16 that you've indicated you read almost  
17 everything there is?

18 A. Well, no. I said at that time. Now there's  
19 been an explosion of books, and I would be very  
20 egotistical to say I've read even a fraction of  
21 the books that exist now.

22 Q. But as far as some of the books you obtained  
23 during this period of time, do you still have  
24 them?

25 A. Yeah. My ex-wife got a number of them. I've

1 given a lot of them away as gifts, so my  
2 collection of books is not as great as it used  
3 to be.

4 Q. Would your collection of books also include  
5 articles and publications on the synthesis of  
6 various substances?

7 A. No. There may be some books but, no, there  
8 wouldn't be articles or anything like that.

9 Q. So there's books on synthesis. What is  
10 synthesis?

11 A. It would tell you-- for example, in a book,  
12 like, it would give you synthesis.

13 Q. What does a synthesis consist of?

14 A. Elaborate-- a way that particular person felt  
15 that you could come to making a given item, a  
16 given-- you know, it doesn't make any  
17 difference which molecule, there are procedures  
18 for making that.

19 Q. The only time you were married, then, would  
20 have been '92 to '96, to this lady?

21 A. Right.

22 Q. And is there a point in time you later became  
23 married?

24 A. Yes, I got married in the year 2000.

25 Q. What time period?

1 A. I got married in August, I believe, September  
2 or August.

3 Q. And now you're divorced?

4 A. Annulled.

5 Q. Annulled. And during that period of time and  
6 that marriage, would your continued research in  
7 theogens have continued along the same lines?

8 A. Yes.

9 Q. And that individual that we're talking about  
10 was Emily Reagan?

11 A. Correct.

12 Q. And would you at that time-- in 2000, where was  
13 your primary residence?

14 A. Well, I had two primary residences in the year  
15 2000. Let's make sure that's right. Had  
16 three-- four, Tulsa, Oklahoma, and Berkeley,  
17 California, simultaneously, then Mendocino,  
18 California, then Tucson, Arizona.

19 Q. And were those-- residence in Tulsa, was that  
20 one that you owned or rented?

21 A. Just stayed at my mother's home.

22 Q. The one in Berkeley, California, was that owned  
23 or rented?

24 A. Rented.

25 Q. Rented?

1 A. Rented.

2 Q. For how long a period of time?

3 A. I think I'd been renting for two or three

4 years.

5 Q. From what time period, about?

6 A. Ninety-seven.

7 Q. Ninety-seven to?

8 A. 2000.

9 Q. The one in Mendocino, what time period, rented

10 or owned?

11 A. Rented, six months, something like that. I

12 mean, I could be off by a month or two.

13 Q. That's fine.

14 A. Doing my best, so--

15 Q. But again, all these were at the same time,

16 these four?

17 A. No, no, no.

18 Q. No?

19 A. Tulsa and Berkeley were at the same time, and

20 Berkeley and Mendocino overlapped slightly.

21 Q. And then Tucson for what time period?

22 A. I believe December, early December until May of

23 2001.

24 Q. So early December 2000 to May of 2001 and

25 then--

- 1 A. (Witness nods head up and down.)
- 2 Q. I'm sorry. You've got to say "yes."
- 3 A. Yes. I'm sorry.
- 4 Q. And then from May 2001 you lived in Seattle,
- 5 Washington, for how long?
- 6 A. You'll have to ask the question again.
- 7 Q. After May of 2001 you lived in Seattle,
- 8 Washington, how long?
- 9 A. Four months.
- 10 Q. And did you also have a business there?
- 11 A. No.
- 12 Q. So did you rent just one location or more than
- 13 one location in Seattle?
- 14 A. Just one location.
- 15 MR. RORK: If I could just have a
- 16 second.
- 17 (THEREUPON, there was a conversation
- 18 in low tones between Mr. Rork and Defendant
- 19 Pickard.)
- 20 Q. (By Mr. Rork) Let me hand you what has been
- 21 marked on the back as P-21 and ask you if you
- 22 can identify what that is on the front of that.
- 23 A. This was the building I lived in in Seattle.
- 24 Q. And what floor did you live in?
- 25 A. Thirty-second floor.

1 Q. Penthouse?

2 A. Yes.

3 Q. What was the amount of rent for that?

4 A. They had a complicated thing of where the  
5 building was not-- I have to answer this  
6 question in a complicated manner. Because the  
7 building was a failure and they couldn't fill  
8 it up, so they gave-- if you signed a long-term  
9 lease, they gave you an extensive credit up  
10 front. You actually got a cashier's check for  
11 rent, and it was something like one and a half  
12 month's credited, and free parking and stuff  
13 like that was thrown into the deal, and there  
14 were lots of bennies that were thrown in. No  
15 utilities for a fraction of the time that it  
16 moved into, and such and such; and I believe  
17 the contract kept changing, but it was supposed  
18 to be around \$4,300 to \$4,900 a month.

19 MR. RORK: Your Honor, at this time I  
20 would move for introduction of defendant's  
21 P-21, a picture of the penthouse suite location  
22 just described.

23 MR. HOUGH: Judge, it would be our  
24 position that the location where Mr. Skinner  
25 stayed in year 2001 May, five months after this



1 conspiracy ended, would be irrelevant.

2 MR. RORK: Judge, that may be their  
3 position, but I think the issue of where he  
4 stayed and the source and the amount of funds  
5 that it cost and where they came from and other  
6 information that will follow is relevant.

7 THE COURT: I will admit it.

8 THE CLERK: Mr. Rork, what was that  
9 number?

10 MR. RORK: It was P-21.

11 Q. (By Mr. Rork) And just so we can-- I don't  
12 know if this works on color-- but the location  
13 in that building of the penthouse would have  
14 been the top location. Correct?

15 A. Correct.

16 Q. And did you at that location hold yourself out  
17 as any type of business person or anything?

18 A. No.

19 Q. I'm sorry. I'm supposed to give that to her.  
20 When you were asked questions by the  
21 government, they talked about that this is the  
22 period of time that you said you had done  
23 something with some prescriptions. Is that  
24 right?

25 A. That's correct.

1 Q. In fact, you held yourself out as a doctor?

2 A. That's correct.

3 Q. You appeared at a detention hearing for a young  
4 lady and asked that she be released to your  
5 care so you could administer to her addiction  
6 treatment?

7 A. Correct.

8 Q. And ultimately, you've signed a consent decree  
9 with the State of Washington since then  
10 representing around 20 instances of writing  
11 prescriptions and the like and have agreed not  
12 to do so anymore?

13 A. That's not correct.

14 Q. What is, then?

15 A. You ask the question, not me.

16 Q. What is correct?

17 A. No is the answer to the question.

18 Q. What did you enter into an agreement with them  
19 not to do anymore, then?

20 A. Again, the question doesn't make any sense.

21 Q. The State of Washington and you entered into an  
22 agreement for you to discontinue acting as a  
23 medical doctor. Is that correct?

24 A. No.

25 MR. HOUGH: Judge, that assumes facts

1 not in evidence. Mr. Skinner has not signed  
2 such an agreement.

3 Q. (By Mr. Rork) Is there an agreement that you  
4 are looking at to sign to not represent  
5 yourself as a doctor?

6 A. Yes.

7 Q. And does that agreement that you're entering  
8 into to sign also concern not to write  
9 prescriptions in the state of Washington any  
10 further?

11 A. I have not read through the agreement  
12 completely.

13 Q. The individual, William Wynn, that we have gone  
14 through to this point in time-- when did you  
15 meet Gunnar Guinan, who has been talked about  
16 in this case, and where?

17 A. The name is Guinan, and I cannot recall the  
18 first time I met him.

19 Q. Is he an employee of Gardner Springs?

20 A. He was an employee of Gardner Springs.

21 Q. Do you know from what time period?

22 A. Can't tell you.

23 Q. When did-- he came to Kansas in 1996 when you  
24 purchased the missile silo through the trust.  
25 Correct?

1 A. That's true.

2 Q. And did he come there as an employee of Gardner  
3 Springs or you?

4 A. Of Gardner Springs.

5 Q. And he stayed there from 1996, whenever that  
6 was, until October of 2000?

7 A. No.

8 Q. What time period?

9 A. Until sometime in the summertime.

10 Q. Of 2000?

11 A. Yes.

12 Q. And was he paid on a monthly basis from Gardner  
13 Springs?

14 A. I do not know.

15 Q. Did you pay him anything?

16 A. During what period of time?

17 Q. 1996 until he left in 2000.

18 A. Yes.

19 Q. And in 1996, what was it that you paid him?

20 A. I didn't pay him anything in '96.

21 Q. He just worked there for free that year?

22 A. No, Gardner paid him.

23 Q. What time period, then, did Gardner pay him  
24 from '96 until whenever Gardner quit paying  
25 him?

- 1 A. I don't know when Gardner quit paying him.
- 2 Q. Well, you know they paid him in '96 then?
- 3 A. Yes.
- 4 Q. Did Gardner pay him in 1997?
- 5 A. Yes.
- 6 Q. All of 1997?
- 7 A. I assume.
- 8 Q. And basically, his duties in '96 at the missile  
9 base were what?
- 10 A. I don't remember. It was to mainly just try to  
11 get the place under control. It was a mess.
- 12 Q. And when you purchased that in 1996, when,  
13 about, was that?
- 14 A. We moved in six months before the legal  
15 transfer of the paper took place.
- 16 Q. Do you not know kind of like what month that  
17 would have been?
- 18 A. February, March, April.
- 19 Q. And prior to 1996, how long would you estimate  
20 you've known Gunnar and he has been an employee  
21 of you and Gardner Springs?
- 22 A. I don't remember when I met him, so I don't  
23 know.
- 24 Q. Would it have been at least ten years?
- 25 A. No, less than ten years.

1 Q. And we're talking about less than 10 years from  
2 1996.

3 A. Correct, yes. I understand that.

4 Q. And so other than Gunnar Guinan, did there also  
5 come-- in 1996 William Wynn come to work at the  
6 missile base?

7 A. Only on inspection time, and only when we were  
8 having quality control equipment and when we  
9 had robotics equipment coming in and when we  
10 had major customers coming there. His visits  
11 were infrequent.

12 Q. Graham Kendall, what's your relation with  
13 Graham Kendall?

14 A. He was a tutor of mine from about age 12 or 13.

15 Q. And would that tutoring have been in Tulsa?

16 A. Tulsa, Oklahoma.

17 Q. And did you-- did Mr. Kendall come to the  
18 missile base when it was acquired in 1996?

19 A. Yes, immediately.

20 Q. And who was he an employee of?

21 A. No one. He was a trustee for the Wamego Land  
22 Trust when he arrived in Wamego.

23 Q. And was he paid as a trustee of the Wamego Land  
24 Trust?

25 A. I don't know.

1 Q. You didn't pay him any funds?

2 A. Not then. I didn't pay him funds, no.

3 Q. Did there come a point in time where you did  
4 pay him funds?

5 A. No, he didn't receive that. He received some  
6 sort of a stipend to handle food things and  
7 such items like that.

8 Q. And who did he receive the stipend from?

9 A. Gardner used to give him money, and I don't  
10 know how that worked. I didn't pay attention.  
11 Then I gave him \$300, \$400 whenever I quit  
12 Gardner, a week, something like that.

13 Q. You quit Gardner in 1999?

14 A. Yes.

15 Q. And then you gave Graham Kendall \$300 to \$400 a  
16 week after that of your own funds?

17 A. That's right, and he had money of mine if he  
18 needed to draw down on it, plus he had quite a  
19 substantial amount of money of his own money.

20 Q. Did you have occasion, prior to 1996, to travel  
21 to events and take Graham Kendall with you?

22 A. I don't remember.

23 Q. And prior, did you have occasion in that period  
24 of time, say from 1990 to 1996, to travel with  
25 William Wynn to locations throughout the United

1 States?

2 A. Well, I mean, we travelled all the time on the  
3 business of Gardner. I mean, we went all over  
4 the United States continually.

5 Q. And that was part of your duties and your  
6 employment?

7 A. Yes.

8 Q. And when you say went all over, it wouldn't be  
9 infrequently that you might be gone two or  
10 three weeks out of the month?

11 A. That would be unusual. We would be gone a  
12 week, and then we would go back, and then we'd  
13 go on a four-day trip, and then back, and we  
14 were going to visit customers and, you know, we  
15 would want to come home, but--

16 Q. And would it not be unusual on these trips  
17 during this period of employment when you  
18 started back in 1990 with Gardner Springs until  
19 you quit in 1999 that either Graham Kendall or  
20 Gunnar Guinan would accompany you?

21 A. I don't remember Gunnar Guinan going anywhere  
22 with me.

23 Q. How about Graham Kendall?

24 A. Graham may have driven for me at certain times.  
25 I can't tell you. I mean, you know, if I was



- 1 exhausted, he would drive for me.
- 2 Q. Was he the one that was on your honeymoon that  
3 drove you around in Mendocino?
- 4 A. No. His name was Bill Houck (spelled  
5 phonetically). Much younger man. Graham is an  
6 elderly man.
- 7 Q. And what were Graham's duties at the missile  
8 base that you paid him for?
- 9 A. Just to make sure the place didn't walk off and  
10 to make sure everything was done, and he was a  
11 trustee.
- 12 Q. Now, you indicated that the first time you met  
13 Alfred Savinelli was at this theogen conference  
14 in 1984 or 1985. Is that correct?
- 15 A. It was actually Mycophile IV or Mycophile V  
16 that I met him at for the first time.
- 17 Q. Which would have been in '84 or '85?
- 18 A. Or '85, yes.
- 19 Q. And what was the nature of your-- how did you  
20 meet him?
- 21 A. Well, we don't remember each other from that  
22 meeting, but with only 30 people there, we  
23 know-- we remember everyone else, so we had to  
24 have met each other.
- 25 Q. When after 1984 and this, what you have now

1           determined is your first meeting with Mr.  
2           Savinelli, did you next have occasion to meet  
3           with him at any location?

4           A.   At the mushroom-- Telluride Mushroom Festival  
5           in '94, I believe.

6           Q.   And at that time, again, was it just each of  
7           you were participants of the event?

8           A.   Yeah. I wasn't even introduced to him. He was  
9           sitting next to Jonathan Ott, and Jonathan and  
10          I were talking about something, and I happened  
11          to take note-- I just remember seeing him  
12          sitting there.

13          Q.   We'll go back to Jonathan Ott. That's the one  
14          you say was the protege of Albert Hofmann?

15          A.   Yes.

16          Q.   So when you were just sitting there, what drew  
17          your attention or contact with Mr. Savinelli?

18          A.   Say it again?

19          Q.   When you were sitting there with Mr. Ott--

20          A.   I was standing, and Ott and Savinelli were  
21          sitting.

22          Q.   And then did you begin the relationship or a  
23          friendship with Mr. Savinelli at that time?

24          A.   No.

25          Q.   You just had occasion to talk to him then?

1 A. Yeah, but I wasn't even introduced to him,  
2 didn't know his name.

3 Q. And what year was that?

4 A. I think '94, could have been '95, but I think  
5 it's '94.

6 Q. When after the Telluride event would have been  
7 your next contact with Mr. Savinelli?

8 A. It was over the phone. Mark, who owns JLF,  
9 tried to put the two of us together because we  
10 were solving problems with Ayahuasca/  
11 pharmahoasca.

12 Q. What time period was that?

13 A. Not long after that conference in '94. I mean,  
14 months later.

15 Q. And what kind of problem were you trying to  
16 solve?

17 A. Well, he had solved the dietary problem to a  
18 certain extent, and I had solved the ratio of  
19 tryptamines to beta carbolines. I had solved  
20 that a long time ago, and-- but I had this  
21 problem with not understanding that the diet  
22 had to be strictly controlled, and Alfred did a  
23 lot of work on that.

24 Q. And at the time that you were doing your  
25 research, you weren't licensed by any

1 government agency?

2 A. That's true.

3 Q. And do you know whether or not Mr. Savinelli  
4 was licensed?

5 A. I have no knowledge.

6 Q. And the research that you were talking about  
7 that you had solved and that he had solved, was  
8 this done-- I mean, did you publish some papers  
9 or share some research documents? How did that  
10 come about?

11 A. Well, no. We talked about it. He may have  
12 shown me a paper. I may have told him my  
13 experience of what worked.

14 Q. And essentially, that would have arisen because  
15 at these conferences, when there would be  
16 discussions about items of particular interest,  
17 your topic and specialty would have come up as  
18 to what you had solved, as would Mr.  
19 Savinelli's?

20 A. Ask the question again, make it a little  
21 simpler.

22 Q. In response to your solution that you came up  
23 with--

24 A. Mm-hmm.

25 Q. -- and the solution that Mr. Savinelli came up

1 with, that would be something that would  
2 regularly come about in these conferences when  
3 you and others of you in that community would  
4 share ideas?

5 A. Mainly I would just share them with Alfred and  
6 a very small group. I didn't talk much at the  
7 conferences.

8 Q. But at the conferences, whether it was in the  
9 open to the people or separately and  
10 privately--

11 A. Separately and privately I talked to people.

12 Q. -- it would occur during the conference time  
13 period?

14 A. Yes, but mainly-- yes.

15 Q. And then mainly it would occur when?

16 A. Over the phone as research was being done.

17 Q. And what particularly had you solved at this  
18 time period in 1994, in a brief fashion?

19 A. There was quite an argument of what the beta  
20 carboline's effect was versus the tryptamine,  
21 and there wasn't a very strict scientific rigor  
22 around it, and I had done this in my high  
23 school years, and I knew that the beta  
24 carbolines basically were only acting as a  
25 monoamine oxide inhibitor.

1 Q. And when you had done this in your high school  
2 years, again, it would have been in the manner  
3 and the nature of the equipment you described  
4 yesterday that was involved in some of your  
5 research. Correct?

6 A. Yes.

7 Q. And then do you know what it was that Mr.  
8 Savinelli had solved and in what manner?

9 A. Yeah. He had done a tremendous amount of work  
10 on figuring out what not to eat and what was  
11 problematic on your diet with having an MAOI on  
12 board.

13 Q. And your research we know would have been done  
14 based upon items that you personally ingested  
15 or had done so in your presence?

16 A. Yes.

17 Q. And it would have been reconstructed from the  
18 research that you had completed or undertaken  
19 during any time period prior thereto?

20 A. Yes, I believe so.

21 Q. So as you and Mr. Savinelli, then, began  
22 discussing this situation in 1994, were you  
23 aware as to his employment or any business that  
24 he had?

25 A. Yes.

1 Q. And what would that have been?

2 A. Company called Native Scents, Inc.

3 Q. And Native Scents, Inc., this company in 1994  
4 that you were aware he was associated with,  
5 what did you understand it consisted of?

6 A. He sold something like sweet grass braids,  
7 smudge sticks, something called dream pillows,  
8 dream catchers, incense.

9 Q. Did he sell incense or any oils that you  
10 recall?

11 A. Yeah, he had some sort of small essential oil  
12 business.

13 Q. And when you say essential oil business, would  
14 that-- do you know what--

15 A. Peppermint is considered an essential oil.  
16 Essential oil of peppermint, spearmint  
17 essential oil. He had some unusual ones. I'll  
18 have to start remembering what they are. Some  
19 sort of pine, bristle pine cone extract, I  
20 mean--

21 Q. And would some of these oils be able to be used  
22 directly or in conjunction with some of this  
23 theogen undertakings?

24 A. No, basically, no.

25 Q. Did he also-- at that time, were you and he

1           discussing the making of some type of perfume  
2           or oils of perfume?

3           A.   No.

4           Q.   Did there come a point in time from 1994 or  
5           thereafter that you and Mr. Savinelli discussed  
6           a perfume business where you were going to set  
7           that up at your missile base in Wamego?

8           A.   No.

9           Q.   Did there come a point in time after this 1994  
10          to the present where you ordered glassware for  
11          Mr. Savinelli drop shipped somewhere that you  
12          represented would be used for perfume making at  
13          your missile base?

14          A.   No.

15          Q.   At the time you started these conversations  
16          with him in 1994 in solving these problems, is  
17          that when your relationship with him would have  
18          continued in more of a regular pattern than  
19          prior thereto?

20          A.   Yes.

21          Q.   And in what way?

22          A.   I'm trying to get over to see him once every  
23          three weeks.

24          Q.   And in 1994, what town were you living in?

25          A.   Tulsa, Oklahoma.



- 1 Q. And when you would try and get to see him every  
2 two or three weeks, where was he living?
- 3 A. Taos, New Mexico.
- 4 Q. That would be the same Taos, New Mexico,  
5 location that has been talked about otherwise  
6 in this proceeding?
- 7 A. I don't know of any other Taos, New Mexico, on  
8 the planet. Maybe you do.
- 9 Q. And assuming that it's the same Taos, New  
10 Mexico, on this planet, would he have been in  
11 the same residence and business location as he  
12 is now?
- 13 A. No. He actually moved businesses while I knew  
14 him, but the residence, I believe, stayed the  
15 same.
- 16 Q. And would you have occasion to go either to his  
17 residence or his business on these one every  
18 three weeks occasions regularly in '94?
- 19 A. I usually stayed at his house.
- 20 Q. And on occasions that you stayed at his house  
21 on this basis that you've indicated, about  
22 every three weeks, would it be one day or more?
- 23 A. One or two days, because I had to get back to  
24 work.
- 25 Q. And as you stayed at his house, I assume you

1           got to know him, as people get to know each  
2           other the more they get to see each other? You  
3           need to answer out loud.

4           A. Yes.

5           Q. And your discussions and your research that  
6           each of you had solved on this one problem in  
7           '94, did there come about other situations in  
8           the theogen community that you and he first  
9           continued research on.

10          A. Yes. We continued to develop more advanced, in  
11          his case, Ayahuasca brews, and in my case  
12          pharmahoasca systems.

13          Q. And what's the difference?

14          A. Ayahuasca I always refer to as a black tea that  
15          you don't know really what you're taking, and  
16          with pharmahoasca, you know exactly what you're  
17          taking.

18          Q. How do you make the pharmahoasca?

19          A. You have the pure constituents or close to pure  
20          constituents of, like, a tryptamine, along with  
21          some form of beta carboline or pharmaceutical  
22          MAOI.

23          Q. And what type of procedure is used to make  
24          this, what kind of process?

25          A. You weigh up one, and you weigh up whatever,

1           however, the panoply of other things, you put  
2           them into a capsule, and you consume them  
3           orally.

4           Q.   And is there any other way to take it besides  
5           orally?

6           A.   Pharmahoasca?

7           Q.   Yes.

8           A.   No.

9           Q.   And the Ayahuasca, do you make that into a tea?

10          A.   Yeah, it's-- as I say, it's a black tea of  
11          unknowns.

12          Q.   And the items that you use to make the  
13          pharmahoasca, how are those purchased or  
14          extracted?

15          A.   The beta carbolines can be found and legally  
16          bought through any number of sources.  Certain  
17          beta carbolines are used as glass stain.

18          Q.   Where are they bought and how are they located?

19          A.   Oh, Alfred had some sources for glass stain,  
20          and I had sources through universities.

21          Q.   What universities?

22          A.   OSU.

23          Q.   And who would have been your source at OSU?

24          A.   Kelly Rothe.

25          Q.   And that would have just been from '94 until

1 your divorce in '96 then?

2 A. Well, I bought quite a few items, so it lasted  
3 a long time.

4 Q. And what are those items that you bought quite  
5 a few of and what quantities?

6 A. I told you before it was a series of  
7 L-tryptophan, 5-methoxy-N,N-dimethyltryptamine,  
8 and then quite a large number of beta  
9 carbolines.

10 Q. In kilograms or in--

11 A. No, no, no. We're talking 10 grams, 20 grams  
12 of each, but 100 grams of the L-tryptophans or  
13 quarter kilograms of the L-tryptophans. I  
14 can't remember.

15 Q. And do you recall from this time in '94 and as  
16 this relationship with you and Mr. Savinelli  
17 continued if there were other problems that  
18 were solved besides the Ayahuasca and the  
19 pharmahoasca?

20 A. No. Within those broad ranges, I don't think  
21 so.

22 Q. What else would be included in what you and he  
23 were doing then?

24 A. Well, within pharmahoasca, it's a much  
25 broader-- well, both of them are broad fields,

1 so--

2 Q. Well, I guess I need help. What do you mean, a  
3 broad field?

4 A. There's any number of admixtures that could be  
5 added to Ayahuasca, and with pharmahoasca,  
6 there is a tremendously broad spectrum of items  
7 that could be taken in or taken out and watch  
8 what happens, phase in and phase out to see how  
9 it works.

10 Q. And that's kind of what I wanted to get into is  
11 in this process, I mean, if I wanted to set it  
12 up here in this courtroom, this process that  
13 you're undertaking, what would I need to do  
14 that with?

15 A. Scale, if it was pharmahoasca, and the active  
16 constituents. If it was Ayahuasca, you would  
17 need a boiling pot, espresso maker, and some  
18 time, and the raw materials.

19 Q. And do the raw materials come in cans or boxes,  
20 do you know?

21 A. They're like sticks and twigs and seeds.

22 Q. And then are they boiled or otherwise steamed  
23 or processed to get the extraction out of them?

24 A. You imagine anything, we did it, trying to get  
25 things out to see what would happen.

1 Q. And like all of the research that you had  
2 undertaken up to that point in time from your  
3 beginning, did you keep documents evidencing  
4 your progress?

5 A. Alfred did.

6 Q. How about you?

7 A. No. We had a master book that we wrote into.

8 Q. And so you and Alfred continued this from 1994  
9 up until even the present time?

10 A. No. I don't talk to Alfred anymore.

11 Q. Did there come a period in time after 1994 when  
12 you were meeting at least once in three weeks  
13 at his house that those meetings increased?

14 A. I don't think so.

15 Q. Did you and Alfred--

16 A. I mean, it would be two-month periods where we  
17 wouldn't see each other at all.

18 Q. Did you and Alfred, from 1994 to 1997, travel  
19 to these community events that you've described  
20 previously?

21 A. Yeah, we went to-- I believe we went to a  
22 Telluride Mushroom Convention together, and  
23 then we also went to the Palace of Fine Arts at  
24 the ethnobotany conference in San Francisco  
25 together. We didn't travel together. We ended

1 up there together. And there may have been  
2 something else we went to I can't remember  
3 together.

4 Q. When you had gone to those events you have just  
5 indicated, would you have traveled by yourself  
6 or taken somebody with you?

7 A. I don't remember how I traveled on both of  
8 those. When I went to-- I just don't remember.

9 Q. If you were in Tulsa, Oklahoma, and you went to  
10 Telluride, would you have driven or taken a  
11 plane?

12 A. You're talking about what period of time?

13 Q. The '94 to '97 time period.

14 A. Well, when I went there, I went with my wife  
15 and with my daughter.

16 Q. And would you have take a plane or driven?

17 A. Driven.

18 Q. And when you-- how many times did you go there  
19 with your wife then?

20 A. Once.

21 Q. And did you go there at a time without your  
22 wife or daughter?

23 A. Yes.

24 Q. And how would you have traveled on that  
25 occasion?

1 A. I don't remember how I got there.

2 Q. If you had taken a plane, would you have some  
3 way to obtain those plane records?

4 A. I just don't remember. I may have gone to  
5 Alfred's house and driven up. I don't know.

6 Q. When you would go from Tulsa to San Francisco,  
7 would you drive or fly?

8 A. Both.

9 Q. And would you keep travel records or plane  
10 records?

11 A. No, no. I mean, some-- somewhere there's plane  
12 records. I don't know where.

13 Q. And the place that-- from '94 to '97, did you  
14 or Alfred ever rent a storage location to place  
15 some of your research records and other things?

16 A. Never.

17 Q. I notice that you're writing something down.  
18 Are those notes for you to discuss at break  
19 or--

20 A. No. They're the years that you're telling me  
21 so I know how to answer. I wrote "'94-'97" so  
22 I can be for sure of your questions.

23 Q. With respect to the location of Alfred  
24 Savinelli, how many times do you think you were  
25 at either one of his businesses?



1 A. I think I was at his original business that was  
2 a rented warehouse only once.

3 Q. And like a warehouse, like what size in  
4 comparison to either the Quonset hut or the  
5 Lester building on your property was it?

6 A. Instead of saying that, why don't we talk about  
7 this courtroom, because it was about the size  
8 of this courtroom.

9 Q. The first one?

10 A. The first business, yes, but it had a taller  
11 ceiling.

12 Q. And the size of this courtroom being about  
13 what, 60 foot by 20 foot or so?

14 A. I'd say this is considerably wider than 60  
15 feet.

16 Q. Give me your estimate then.

17 A. I'm not very good at estimating, but I'd say  
18 something like around 85 feet-- I may be  
19 totally wrong-- or 60 feet.

20 Q. Eighty-five feet wide? You're going this way  
21 (indicating)?

22 A. Yeah, 60 feet long.

23 Q. And what about the second location? When was  
24 that?

25 A. He had it built. As it was being built, he'd

1 take me there, and I'd watch it being built.

2 Q. What was the size of it, then, in relation to  
3 your--

4 A. I don't know.

5 Q. Was it bigger than your Lester building or  
6 littler?

7 A. I really don't know, because it was an odd  
8 configuration, but probably bigger.

9 Q. And what year would that have been built, do  
10 you know?

11 A. Don't know. He started building it maybe in  
12 '97 or '96.

13 Q. And as the building got considerably bigger,  
14 was there different items that Mr. Savinelli  
15 had for his inventory that weren't the same as  
16 in '94 when you first met him?

17 A. I really didn't follow his business practices  
18 that much.

19 Q. Did you know whether or not he had items that  
20 had the name Native Scents on it similar to an  
21 item found at your missile base in October of  
22 2000?

23 A. Never saw something like that.

24 Q. Before it was at your missile base?

25 A. Say it again.

1 Q. The items that were-- like the items, the  
2 barrel that had "Native Scents" on it that was  
3 found at your missile base in October of 2000.  
4 The question was: Did you see that item there  
5 in '96 or '94, in Taos, New Mexico?

6 A. No.

7 Q. Did you order any glassware or items from  
8 Albert Savinelli in '94 to '97?

9 A. Did I order any glassware from Alfred  
10 Savinelli?

11 Q. His business, Native Scents?

12 A. No.

13 Q. Did you pick up or receive any items of  
14 glassware from Native Scents or Alfred  
15 Savinelli from '94 to '97?

16 A. No.

17 Q. Do you recall, would there have been anything  
18 that would help refresh your memory concerning  
19 whether or not in this period of '94 to '97 you  
20 discussed with Alfred Savinelli and Native  
21 Scents the use of your missile base to  
22 manufacture and produce essential oils and  
23 perfumes?

24 A. No. There was talk about putting a  
25 distillation piece of equipment there that he

1 had brought up from Mexico, but that was it.

2 Q. And what would a distillation piece of  
3 equipment consist of?

4 A. I don't know. I only saw it once.

5 Q. Can you describe what it was that you saw?

6 A. Just a large-- I mean, it was cold inside-- it  
7 was cold outside and very hot inside when I  
8 looked at this thing. It looked like a furnace  
9 boiler to me. It was a very low tech  
10 operation. I didn't pay much attention to it.

11 Q. What was the distiller equipment supposed to be  
12 for that you were aware of?

13 A. I believe he was going to distill from scrap  
14 Christmas trees, which he had been doing for  
15 years, some kind of oil to put into the dream  
16 pillows or something. I don't know. These  
17 dream pillows are in all these New Age shops  
18 across the United States.

19 Q. And this extraction process, the equipment that  
20 you have described, was discussed to be placed  
21 on your missile base because of the advantage  
22 of industrial use?

23 A. I don't know why it was discussed. It was  
24 someone else that discussed it and asked me if  
25 I was interested.

1 Q. Who would that have been?  
2 A. Hugo.  
3 Q. Who?  
4 A. Hugo.  
5 Q. And how do you spell Hugo?  
6 A. H-U-G-O.  
7 Q. What's Hugo's last name?  
8 A. I can't spell it for you. It's multiple three.  
9 Q. This would have been the '94 to '97 period?  
10 A. I don't know when he talked to me about it. He  
11 had bought this in Mexico, got some sort of  
12 incredible price on it, but I couldn't see how  
13 the thing would make any money.  
14 Q. When you went to these locations of Alfred  
15 Savinelli in '94 to '97, did William Wynn ever  
16 go with you?  
17 A. Yes.  
18 Q. On more than one occasion?  
19 A. I believe so.  
20 Q. And from '94 to '97 did Gunnar ever accompany  
21 you to this Taos, New Mexico, location?  
22 A. No, not that I know about.  
23 Q. From '94 to '97, did Graham Kendall ever  
24 accompany you there?  
25 A. Not that I know about. He may have driven me,

1 but he didn't stay or go to Alfred's, but I  
2 don't remember this.

3 Q. When did you meet the individual that's been  
4 identified as Lupe Matias?

5 A. He was brought by Hugo to the missile base, and  
6 I don't know what year it was, '98, '97.

7 Q. And Hugo lived where?

8 A. I have no idea. Somewhere down in Pueblo,  
9 Mexico, and somewhere in the United States.

10 Q. When did you first meet Hugo?

11 A. Hugo I met in Taos, New Mexico.

12 Q. What year?

13 A. Can't remember.

14 Q. Was it before or after you met Savinelli?

15 A. After. He was a long-time friend of Alfred's.

16 Q. Do you know what he did, his business?

17 A. Let's see. His brother somehow was involved in  
18 building the Bimbo or Bimbe Bread Company  
19 factories, and he was in the construction  
20 business down in Mexico and was very successful  
21 financially.

22 Q. And essentially, Hugo was part of this--

23 A. Hugo is how it's pronounced, the Spanish  
24 pronunciation.

25 Q. And he was involved in the theogen community?

1 A. I don't think so. He may have taken things  
2 with Alfred, but he wasn't part of the normal  
3 entheogen community.

4 Q. And at that time in '94 to '97, can you  
5 indicate to me who you knew were part of this  
6 theogen community, some names of individuals?

7 A. You know, this is-- by this time, this  
8 community is huge worldwide. I mean--

9 Q. Who were some of the ones you regularly  
10 associated with?

11 MR. HOUGH: Judge, we'll object.  
12 This is irrelevant and immaterial.

13 THE COURT: Sustained.

14 Q. (By Mr. Rork) With respect to Alfred  
15 Savinelli, who else came to Taos, New Mexico,  
16 in '94 to '97 as part of the theogen community  
17 that would have been there?

18 A. George Greer.

19 Q. And George Greer?

20 A. Dr. George Greer, part of the Hefter (spelled  
21 phonetically) Institution. Gary Bravo, MD,  
22 Charles Grob, MD, John Halpern, John Halpern's  
23 sister. John Halpern's an MD.

24 Q. When did you first meet--

25 A. Kelly Rothe.

1 Q. I'm sorry. Who?

2 A. Kelly Rothe. Bill Wynn, Michael Hobbs, Sting,  
3 Paul Simon. There were some other researchers  
4 from Albuquerque. I can't remember their  
5 names. There were numerous other people.

6 Q. During this period of time of '94 to '97, did  
7 you know whether or not Alfred Savinelli sold  
8 or provided any glassware or chemicals to any  
9 of these individuals you've named for their  
10 theogen research?

11 A. I have no idea. No knowledge.

12 MR. RORK: Judge, would this be a  
13 good time to take an afternoon break?

14 THE COURT: Yes, sir. Ladies and  
15 gentlemen, let's take about a 15-minute break.  
16 We'll call you when we need you. Mr. Bailiff.

17 THE BAILIFF: All rise. Court will  
18 stand in recess for 15 minutes.

19 (THEREUPON, a recess was had.)

20 THE COURT: Yes, sir.

21 MR. HOUGH: Judge, before we get  
22 started, we have had a photograph taken of the  
23 drawing on the board that Trooper O'Grady made.  
24 We would offer that as Government's Exhibit C.  
25 So if at some point that needs to be erased off



1 the whiteboard, that can be used.

2 MR. RORK: Mr. Pickard has no  
3 objection.

4 MR. BENNETT: We have no objection,  
5 Your Honor.

6 THE COURT: All right, that will be  
7 admitted.

8 MR. HOUGH: Thank you.

9 Q. (By Mr. Rork) Some of the names you had  
10 indicated that had been to that Taos, New  
11 Mexico, location for the '94 to '97 period, you  
12 also mentioned someone named Michael Hobbs.

13 And who is he?

14 A. An employee of Gardner Industries.

15 Q. And do you know when he became an employee of  
16 Gardner Industries?

17 A. No, I do not recall.

18 Q. Do you know when you began associating with  
19 him?

20 A. I do not recall.

21 Q. In the '94 to '97 time period, would you have  
22 just had the location and residence at Tulsa,  
23 Oklahoma, and Berkeley, California?

24 A. No. I had a place in Bolinas, California.

25 Q. And where is Bolinas, California?

1 A. Bolinas. Bolinas. It's not far from Stinson  
2 Beach.  
3 Q. And was that rented or owned?  
4 A. Rented.  
5 Q. And what time period?  
6 A. I think it was December, same period of-- end  
7 of '97-- I mean, end of '96, early '97.  
8 Q. How long a period of time did you have it  
9 rented?  
10 A. Three, four months.  
11 Q. What was the monthly rent on it?  
12 A. \$2,000, \$1,800 a month, something like that.  
13 Q. What was the house payment on the location in  
14 Tulsa? That was just living with your mom?  
15 A. Yes, uh-huh.  
16 Q. And was there any other residence you had in  
17 this three- or four-month period besides  
18 Bolinas?  
19 A. In that three- or four-month period?  
20 Q. Well, you said that you rented the Bolinas  
21 place for three or four months.  
22 A. Right. And you're saying during that time did  
23 I have another house rented?  
24 Q. Yes.  
25 A. No, not that I remember.

1 Q. And you would also in that time period have  
2 been staying at the missile base in Wamego?

3 A. Yes, sometimes, yes.

4 Q. And when you would arrive at the missile base  
5 in Wamego from Bolinas, would you drive or fly?

6 A. Both.

7 Q. And how many occasions do you think you may  
8 have flown?

9 A. I have no idea.

10 Q. Would you have records on the travel?

11 A. Somewhere there would be records.

12 Q. The work that you were doing at Gardner Springs  
13 in the time period that you had the location in  
14 Bolinas, would that have been staying there for  
15 work or for pleasure?

16 A. No, I was-- I had a couple of months that I  
17 wanted to take off, and I was taking,  
18 basically, a couple-month vacation, and then  
19 I'd do some work from there.

20 Q. And during that period of time in Bolinas, was  
21 Michael Hobbs at that location?

22 A. Yes.

23 Q. Did he take off a couple of months with you?

24 A. No. I mean, he was working for the  
25 corporation, receiving his normal paycheck.

1 Q. But staying with you?

2 A. Yes, he was taking care of the house.

3 Q. And who else besides Michael Hobbs was there  
4 with you from Gardner Springs or elsewhere?

5 A. My children showed up. A few people came to  
6 visit and stay for a short time.

7 Q. Who would those have been?

8 A. I don't recall. I mean, people would come  
9 over, like Joel and Diana would come over. I  
10 believe Ganga and Tracy may have come up,  
11 White, Ganga White, Tracy Rich may have come  
12 up. I can't remember. I remember a Lanny  
13 Wright came to visit me.

14 Q. So at least in this period of time of late '96  
15 and early '97 when Hobbs was staying at the  
16 house for you in Bolinas, had you been--

17 A. Also his girlfriend stayed there on and off.

18 Q. And who would that have been?

19 A. Her-- he met her there, and her name was Amber.

20 Q. So does that time frame when Michael Hobbs is  
21 staying with you at Bolinas help you recall  
22 when you knew him before then?

23 A. Well, no. Also there was a man named Sammy  
24 Zafran (spelled phonetically) or something like  
25 that. You would have to ask Mike. He was a

1 Gardner employee who drove out and stayed for a  
2 short time I forgot about. His name is Sammy.

3 Q. Michael Hobbs, this employee that we've talked  
4 about, you talked about him some on direct  
5 examination and activities with him. Was he an  
6 employee at Gardner Springs during the period  
7 of time you weren't working there from '85 to  
8 '90, do you know?

9 A. I don't think so. I'm not for sure.

10 Q. So he may have come to work sometime in the  
11 first part of the '90s?

12 A. Well, he also could have been working there. I  
13 just don't know.

14 Q. Do you recall the occasion you met him or began  
15 the association?

16 A. I remember the first time I met him I was over  
17 at a friend's house, and he came in with a girl  
18 I had known for a long time. And, actually, I  
19 thought they were brother and sister. Turned  
20 out they ended up getting married. They  
21 weren't related at all, but they looked so much  
22 alike, I thought that was her younger brother.

23 Q. And then, as in any relationship, from that  
24 point in time you may have had more occasion to  
25 have contact with him that just developed into

1 both an employee and a friend type situation?

2 A. Yeah. I think that somehow she asked someone  
3 that worked at Gardner if Mike could have a  
4 job. I don't remember how it happened.

5 Q. But I would imagine those people in Tulsa that  
6 were in your circle of acquaintances knew that  
7 your mother and aunts and uncles owned all  
8 these businesses?

9 A. That my mother owned entirely Gardner  
10 Industries.

11 Q. Now, you indicated that your mother owned  
12 Gardner Industries, and there were some aunts  
13 and uncles also. What did they own?

14 A. Well, I have an uncle who owns 100 percent of  
15 the shares to Action Spring Company. I have  
16 another relative-- and I don't know what the  
17 status is, because there's been a death in the  
18 family, so I don't know who owns it-- but there  
19 was a cousin that owned 100 percent of Oklahoma  
20 Spring along with his father, who's another  
21 uncle. Then there's another uncle who owns  
22 Sooner State Tool & Die. Then there's another  
23 uncle who owns a corporation, and it's involved  
24 in making something for semi trucks. I don't  
25 know the name of the corporation. And then

1           there's some metal finishing or powder coating  
2           companies that the family owns that I'm not  
3           really involved in, and there may be some other  
4           companies out there that I'm missing here.

5           Q. John Halpern was an individual you said was  
6           down there in Taos in this '94 to '97 period.  
7           When did you first meet John Halpern?

8           A. I can't tell you. I also realized there were  
9           three more-- I may have given them to you  
10          already-- that I met at that house. Mike  
11          Bauer, Joel Kramer, and Diane Kramer were also  
12          at the Taos house.

13          Q. In the period of '94 to '97?

14          A. Maybe. It could have been. You may have to go  
15          up one more year. I'm not for sure.

16          Q. But that's Michael Bauer, Joel Kramer, and--

17          A. Diane Kramer. I'm sorry. It's Diane Austin.  
18          They're married, but have not changed their  
19          last names. You may have to expand it a year.  
20          I mean, if I'm off a year--

21          Q. That's fine. I have no problem with that. Is  
22          Mr. Bauer an employee of Gardner Spring?

23          A. No.

24          Q. Mr. Kramer isn't either?

25          A. No.

1 Q. When did you meet John Halpern, MD?

2 A. Again, I don't remember when I met him. I met  
3 him in Taos, but I don't remember what year.

4 Q. Would it have been reference these theogen  
5 conferences?

6 A. No, actually, I think I met him at Taos. I met  
7 him at Alfred's house first.

8 Q. And when we're talking about Alfred's house,  
9 you had been to both his business that was in a  
10 smaller location and then moved to a larger  
11 location. Do you remember which one of those  
12 business locations had next to it a large  
13 trailer that contained a lot of glassware  
14 similar to what's been seen in these exhibits?

15 A. No. I wouldn't know something like that.

16 Q. Do you remember anything? Did the break assist  
17 you in any way in remembering any time Mr.  
18 Savinelli was going to send glassware and other  
19 items to you and traded them to you for  
20 purposes of making perfumes?

21 A. Sorry. This is fictional.

22 Q. So you don't know any reason why Mr. Savinelli  
23 would have told Mr. Nichols that?

24 A. I can think of a lot of reasons, but no is the  
25 answer to the question.



1 Q. So what was your understanding of when you met  
2 or saw Dr. Halpern in Taos as to his  
3 involvement in the theogen community?

4 A. He claimed to know a lot of people, and he was  
5 experimenting with Ayahuasca, and that was  
6 about the limit to it. He met Alfred down in  
7 the Strassman DMT and psilocybin studies that  
8 were FDA and DEA approved.

9 Q. And do you know whether or not you knew Halpern  
10 before you met him at Taos or after you met him  
11 at Taos?

12 A. Say that again.

13 Q. Do you know if you knew Halpern before you met  
14 him at Taos?

15 A. The best I can remember is that I knew him from  
16 Taos, originally. If it turns out that I met  
17 him somewhere briefly, I don't remember it.

18 Q. And when you talk about this DMT and  
19 psilocybin, isn't DMT the hallucinogenic  
20 ingredient in Ayahuasca and pharmahoasca?

21 A. It is considered the standard entheogenic  
22 ingredient of hoasca or Ayahuasca, but it could  
23 be 5-MAO, so--

24 Q. And if you-- go ahead.

25 A. No. Finished.

1 Q. Have you synthesized DMT from other methods?

2 A. Yes, I have.

3 Q. What formula?

4 A. I used a formula starting with indole and a  
5 series of processes that I did after that.

6 Q. And what would those processes involve as far  
7 as equipment?

8 A. Did it with beakers, I used a vacuum pump, I  
9 have used dry ice, a stirring heater apparatus,  
10 some glass pans, glass dishes, Bunsen burner.

11 I mean, I was quite young, so I'm trying to  
12 remember all the equipment that was there.

13 Sounds about like the extent of the equipment.

14 Q. And then when you were doing the synthesis with  
15 the weeds and the roots and the Ayahuasca teas,  
16 would that make DMT as a byproduct of those  
17 efforts?

18 A. The word "synthesis" is nonsensical in this  
19 phrase.

20 Q. Why is that?

21 A. Because synthesis has nothing to do with what  
22 you're saying, so--

23 Q. Well, could you explain to me what is  
24 synthesis, then, in relation--

25 A. Synthesis means to take different items and to

1 synergistically put them together and use  
2 different reaction methods to create an end  
3 product, reaction product. What you're talking  
4 about is a nonsensical phrase you're using to  
5 me.

6 Q. If we take these things or the different items  
7 for the reactions, would that have been some of  
8 the things that you would have done in your  
9 research over the years?

10 A. Only in the synthesis of DMT and one other  
11 time.

12 Q. And after you recall meeting Halpern in Taos,  
13 did you have occasion to have more contact with  
14 him than just that day?

15 A. Lots. Lots of contact.

16 Q. What was the nature of that contact, say, from  
17 the time you met him in '94 until '97?

18 A. I can't give you a chronological, but I can  
19 give you general places and things. Many times  
20 in Taos. A couple of times in San Francisco.  
21 Ethnobotany conference in San Francisco,  
22 Telluride, and a few other places that we ran  
23 into each other.

24 Q. And the nature of these conferences would,  
25 again, be those one, two, or three day events

1 or--

2 A. No.

3 Q. No?

4 A. Sometimes he was coming to Taos to experiment  
5 with Ayahuasca or whatever Alfred had. In the  
6 ethnobotany conference in San Francisco, he was  
7 there to talk and listen to people and try  
8 different combinations of pharmahoasca and  
9 Ayahuasca, and other times he was in Telluride  
10 talking about the money laundering of the LSD  
11 proceeds from Leonard's operations that had  
12 been sent via Stefan Wathne, and we were in the  
13 Peaks Hotel, and I said the whole story was  
14 full of it, and-- because no one in the world  
15 thought that the Russian government would  
16 default on their bonds, and Stefan Wathne was  
17 the only person in the world that, luckily,  
18 pulled the money out just days before the  
19 Russian government defaulted on this, and John  
20 Halpern promised Leonard that the money was  
21 safe, that Stefan Wathne was so well connected  
22 in the Russian government that he pulled the  
23 \$1,169,000 out.

24 Q. This would have been the time period we're  
25 talking about, '94 to '97?

1 A. No.

2 Q. Let's go to the '94 to '97 time period.

3 A. As I told you, I cannot give you a  
4 chronological, so you're pinning me down. Too  
5 much pin down. Sorry.

6 Q. Well, when you met Halpern in Taos, did you  
7 also meet Stefan Wathne?

8 A. Never have met Stefan Wathne in my life. I  
9 have said that in this court more than once.

10 Q. And the conversation with Stefan Wathne that  
11 related to you initially came from Halpern  
12 before you knew Mr. Pickard. Is that correct?

13 A. Again? Say that again.

14 Q. The conversations with Stefan Wathne, your  
15 first conversation with or about or to Stefan  
16 Wathne came from your contact with Halpern in  
17 Taos before you met Leonard. Is that correct?

18 A. No. I'm sorry. That's not correct.

19 Q. And again, without you being able to tie down  
20 the time periods, that's your response?

21 A. Right. I mean, if, you know, you gave me a lot  
22 of time I could start nailing down-- I mean,  
23 these are-- you know, these were not  
24 significant. I ran a business that was very  
25 complicated during this time.

1 Q. And this would be during these times when you  
2 would take off for a couple of months also?

3 A. No. I only took off for a couple of months one  
4 time because I pulled a number-- 20 or 30  
5 sleepless nights completing engineering and  
6 expanding the business.

7 Q. And you've indicated that this couple-month  
8 period was between '94 and '97. Correct?

9 A. Yeah, I believe it was the December and January  
10 over '96 and '97.

11 Q. And then wasn't it the four months in '96 after  
12 you were married you took off for the 120-day  
13 honeymoon?

14 A. Sorry. That was '92. You need to be--

15 Q. Ninety-two?

16 A. -- more succinct with your dates.

17 Q. That's why I'm asking you the questions. I  
18 notice you look over at this table a lot. Are  
19 you looking to them for answers?

20 A. No. They can give me no answers. I know the  
21 answers better than you do or they do. I have  
22 said three times to you in this today my 1992  
23 honeymoon and marriage. July 18th I was  
24 married to Kelly Rothe. Try to remember that.

25 Q. And just earlier, you said you had only taken

1 off two months at one time, and I was asking  
2 you about the four-month time period you took  
3 off in '92.

4 A. In '92, but that was not in that '94 to '97  
5 time period you stipulated you're so interested  
6 in.

7 Q. I had not finished the question before you cut  
8 me off with the answer.

9 MR. HOUGH: Judge, I'll object.  
10 Argumentative.

11 THE COURT: Well--

12 Q. (By Mr. Rork) Other than the four-month period  
13 in 1992 and the two-month period somewhere '94  
14 to '97, from 1992 to 1997, did you have any  
15 other lengthy periods of time off?

16 A. I took a six-week vacation to Arizona through  
17 Taos, Arizona, and Mexico down around Rocky  
18 Point with my two children. Six weeks off.  
19 And I don't remember any other lengthy  
20 vacations.

21 Q. And during that six-week period that you just  
22 referenced, was Mr. Hobbs with you at any point  
23 in time?

24 A. Not that I remember.

25 Q. Was Mr. Gunnar Guinan with you at any time?

1 A. No.

2 Q. Was Mr. William Wynn with you during that time  
3 period?

4 A. Not that I recall, no. I was with my wife and  
5 my children.

6 Q. At the time period that you came to Kansas with  
7 respect to the location of this missile base,  
8 how did that come to your attention that there  
9 was a missile base and that it was for sale?

10 A. I was looking for a new prototype, low cost,  
11 out of Oklahoma facility that could handle the  
12 robotics situation for a new generation of  
13 robotics machinery that was going to be made by  
14 the Japanese. We had a contract that we would  
15 buy a series of these, and we knew that we had  
16 to have very tight temperature control and  
17 humidity control and be able to have low cost  
18 buildings that had to have very level floors.  
19 And one thing about spring machines is that  
20 they put a lot of-- because you're dealing with  
21 tons of metal coming off in wire form off of  
22 reels, you have to have-- and you're dealing  
23 with forklifts that weigh 10,000 pounds plus  
24 the wire-- you have to have incredibly thick  
25 floors. It's quite difficult to find them.



1           They have to be very level. I came up with  
2           this idea. I had seen a blueprint 20 years  
3           earlier of an Atlas E, and I started looking  
4           for an Atlas E missile base, and we looked on  
5           the Internet, and we found a company, and they  
6           advertised that they had one. I told Graham  
7           Kendall to immediately get ready. Let's go  
8           look at it. He arranged for us to go look at  
9           it, and it was in Wamego. It was not our best  
10          choice from a location standpoint, but it  
11          turned out to be the best Atlas E in existence  
12          in the world, so we went ahead with it.

13         Q. And with respect to that response, you talked  
14          about you had seen a blueprint some time ago.  
15          What do you mean, a blueprint?

16         A. Some sort of just outline of it and some sort  
17          of an ICBM, you know, thing. I just remember  
18          hearing that they had made only once horizontal  
19          missile bases.

20         Q. And this blueprint of the missile base, you had  
21          also looked at other, before that period of  
22          time and in that period of time, blueprints of  
23          other locations for buildings you wanted to  
24          have?

25         A. Tremendous, tremendous amount. In fact, we

1 almost accidentally bought a building because  
2 the walls met the temperature stability  
3 situation, and it turned out that the walls  
4 were thicker than the floor.

5 Q. And so the acquisition of this particular one,  
6 you say you came across a company on the  
7 Internet. What company would that have been?

8 A. Twentieth Century Castles.

9 Q. And was there an individual that was running  
10 this Twentieth Century Castles that you came to  
11 know, then, as Ed Peden?

12 A. No, there were two individuals. The one that  
13 was really in charge was Tim Swartz, and  
14 secondary in charge at the time was Ed Peden.

15 Q. And this Tim Swartz and Ed Peden of Twentieth  
16 Century Castles, you began to establish--  
17 considering purchase of this location in early  
18 1996?

19 A. Yes, I believe so.

20 Q. Before you met Leonard Pickard?

21 A. Yes.

22 Q. And this research that you had undertaken on  
23 horizontal versus vertical missile silos was  
24 something that had been undertaken by you for a  
25 number of years?

1 A. No. A vertical silo would have no use for me.  
2 I had no interest in that. It was just that I  
3 knew that there were underground things. There  
4 was also something called the Sage Program that  
5 the Department of Defense built that was an  
6 aboveground facility that would have also met  
7 the needs.

8 Q. And as you obtained information from Peden and  
9 Swartz, did they send you a brochure or  
10 something to look at?

11 A. No, I didn't have time. I think they faxed two  
12 blueprints. I looked at the volume and the  
13 space, and I immediately said, "Let's drive up  
14 there."

15 Q. And who drove up there with you to look at it?

16 A. Graham Kendall, and it was a blizzard up here.  
17 By Tulsa standards, it was a blizzard. It was  
18 very cold.

19 Q. You and Graham?

20 A. Graham.

21 Q. And you went to this location that's been  
22 identified and talked about here in Wamego and  
23 walked around and went inside?

24 A. That's correct.

25 Q. And as you purchased this building, it was put

1           into a trust for what purpose?

2           A.   There's something called C.I.R.C.L.A., and you  
3           never buy anything that has potential  
4           contamination problems unless you somehow  
5           shield it.

6           Q.   I think you lost me for a second.   But can you  
7           give us the initials for circa (sic)?

8           A.   There's two.   The S-- or the C-I-R-C-L then  
9           there's an I-C-S, then there's an E, depending  
10          on which form of legislation you're concerned  
11          with that came out of Congress.

12          Q.   And that C.I.R.C.L.A.--

13          A.   C.I.R.C.L.A. is how they say it.

14          Q.   C.I.R.C.L.A. legislation is why you set up this  
15          trust?

16          A.   Well, the EPA-- that legislation actually  
17          helped, but the EPA rules were so harsh that  
18          that was-- C.I.R.C.L.A. made it to where you  
19          had to have a contained item so that it would  
20          not become a liability thing that we just keep  
21          backing up to anyone that owned it because of  
22          the unusual nature of the laws of the EPA.

23          Q.   And at that point in time you met Mr. Dawson?

24          A.   I met Mr. Dawson for the first time when I went  
25          to that base.

1 Q. And that would be somebody that's been  
2 identified or talked about named Richard  
3 Dawson?

4 A. Richard Dawson.

5 Q. And you looked at it and considered it met the  
6 needs for Gardner Springs?

7 A. Close to meeting the needs.

8 Q. You entered into a contract for the sale?

9 A. No, I went and looked-- I went to look at a  
10 facility in Chugwater, Wyoming, which is above  
11 Cheyenne, which actually had a miniature screw  
12 operation in it, made the smallest precision  
13 screws in the world that were made by a man  
14 named Francis Dellenbach (spelled  
15 phonetically), and I went to his facility to  
16 consider purchasing his facility.

17 Q. And what was the deciding factor on the Wamego  
18 base?

19 A. Much closer to Tulsa, and I thought it was a  
20 better facility.

21 Q. The place in Wyoming, was it a missile base?

22 A. Identical Atlas E, to the centimeter identical  
23 with the exception of two generator pods. The  
24 U. S. Government made 27 of them. They were--  
25 actually, they made two more that were

1 prototypes at Vandenburg Air Force Base in  
2 California. They made 27, three sets of rings,  
3 one around Fairchild Air Force Base in Spokane,  
4 one around F. E. Warren Air Force Base in  
5 Cheyenne, Wyoming, and one around Forbes Air  
6 Force Base, which is now inactive, outside of  
7 Topeka.

8 Q. And did the blueprints for the one in Wyoming,  
9 were those also faxed or sent to you?

10 A. No. Once you saw one Atlas E, you've seen  
11 basically all of them.

12 Q. And is that something you knew before your  
13 contact with Twentieth Century Castles or  
14 after?

15 A. I think I knew it before because it was an  
16 unusual thing called a coffin missile base, so  
17 somewhere in the back of something, I knew that  
18 they were all alike.

19 Q. And with respect to the purchase of the Wamego  
20 missile base and the land trust, what funds  
21 were used to purchase that?

22 A. So that Gardner could not get contaminated with  
23 the potential blow-back, it was determined that  
24 the best-- first of all, the one set of lawyers  
25 said do not buy it because of the potential

1           contamination problem, and it could bankrupt  
2           Gardner just trying to get it back to FUDS,  
3           formerly used defense site, and getting back to  
4           the Corps of Engineers to do it. Then another  
5           set of lawyers who were a little more  
6           aggressive said that this is such a cheap  
7           building that they felt that if we formed--  
8           what they wanted to do was form a trust, have  
9           the trust own a corporation, the corporation  
10          purchase the missile base, and that Gardner  
11          would loan me the money-- no, I'm sorry--  
12          Gardner paid me the money as a bonus. I then  
13          took that money and loaned that, or did a  
14          capital transfer to the Wamego Land Trust that  
15          was formed that was the down payment for the  
16          purchase of Wamego.

17        Q. In what amount?

18        A. \$30,000, and then I had to throw in some other  
19          fractional amount of money-- some other  
20          fractional amount of money like \$147 or  
21          something, involving escrow closing cost.

22        Q. And what was the remaining balance?

23        A. Approximately \$170,000.

24        Q. And when was the next payment due after the  
25          \$130,000 (sic) and in what amount?

1 A. I don't remember the contract, but I think I  
2 had a year before I had to make the next  
3 payment or six months. It was a substantial  
4 amount of time.

5 Q. And was it to be paid off within two years?

6 A. I don't remember. I'd have to read the  
7 contract.

8 Q. Who made the subsequent payments on the missile  
9 base that were provided?

10 A. My paycheck as a consultant ceased, and my  
11 paycheck then became a payment to the Wamego  
12 Land Trust, and the Wamego Land Trust would  
13 then wire-- or we would wire money into the  
14 abstract company that was being the escrow  
15 agent, and then they would in turn cut a check  
16 to Richard Dawson, et al., because it turns out  
17 four members of his family actually owned it.

18 Q. Were those monthly payments that were made, or  
19 quarterly, or what do you mean?

20 A. Well, I would accumulate, like, five or six of  
21 them and then wire.

22 Q. And Graham Kendall was elected or selected to  
23 be the trustee for this trust?

24 A. That's correct.

25 Q. And did he continue, then, at the trust as an



1 employee of Gardner Springs?

2 A. No.

3 Q. Where did he go?

4 A. He went to Wamego and became a trustee of  
5 Wamego.

6 Q. Of Wamego--

7 A. Land Trust.

8 Q. Land Trust. And how was he paid then?

9 A. As I said, he took just some sort of minor  
10 stipend. He had some sort of overhead that  
11 came out of the rental fee that Gardner rented  
12 the facility.

13 Q. Let me hand you first what's been marked as  
14 P-22, and just on the front page, can you tell  
15 me, that purports to be somewhat of a diagram  
16 of the underground location of the rooms or  
17 what have you in the missile base.

18 A. It's a poor quality, and it's not done even  
19 remotely to scale, but I can see that it is an  
20 attempt to do a diagram of the missile base.

21 Q. Okay, thank you. May I have that back?

22 A. You want the second page?

23 Q. No, not yet.

24 A. Okay.

25 Q. It kind of denotes on there 13 different areas

1 or locations?

2 A. I didn't see that, so do you want to show it  
3 back to me? You didn't ask me to count the  
4 number of rooms. How they came up with that, I  
5 don't know.

6 Q. The time period, then, that you first occupied  
7 the missile base on behalf of the land trust or  
8 whoever was when?

9 A. It would have been when the legal transfer  
10 occurred, although we had been there  
11 beforehand.

12 Q. And when you say "we" had been there  
13 beforehand, who was that?

14 A. Gardner had actually moved equipment,  
15 manufacturing equipment, before the legal  
16 purchase of the building.

17 Q. What manufacturing equipment had been moved  
18 there?

19 A. Something called a Sykes coiler, Sykes  
20 horizontal force slide, computerized robotic  
21 machine, some helical coil spring and extension  
22 spring equipment.

23 Q. And do you know whether those were moved there  
24 by Ryder trucks or other vehicles?

25 A. I have no clue. I don't know.

1 Q. Was it decided that someone would stay at that  
2 location and actually reside there?

3 A. Yes. Graham stayed there 24 hours a day.

4 Q. And starting from whenever it was first  
5 occupied until October of 2000?

6 A. That's correct. He took one or two vacations  
7 in that whole time.

8 Q. Do you know when in relation to the occupation  
9 and possession in 1996, what time period that  
10 the actual production of springs began?

11 A. I can't remember. It kind of-- we tried to get  
12 some machines up, but I want to say within two,  
13 three months of us physically taking possession  
14 we started making springs but, you know, I'm  
15 not clear on this.

16 Q. And other than Graham Kendall, at that point in  
17 time, who were the other employees that were at  
18 the location?

19 A. A Larry Smith, who is now deceased. A man by  
20 the name of Dave Sedore, Margaret Johnson. I  
21 would have to see the payroll list. There was  
22 a number of employees.

23 Q. And did they actually live there, or just--

24 A. No, no, no. They worked there in the daytime.

25 Q. And that's initially when it first started?

1 A. No, once the manufacturing started. There was  
2 a special team that came in to clean the place  
3 up and to get it ready for occupancy of  
4 machinery.

5 Q. And that would have been a variety of people  
6 from Gardner Springs and Tulsa?

7 A. And local, locals.

8 Q. Did you immediately begin having security  
9 employed there at the base?

10 A. Not immediately, but after you lost about  
11 \$10,000 a month in tools, you started  
12 implementing security.

13 Q. And as a part of this security, did you start  
14 hiring Wamego Police Department people?

15 A. Yeah, but that was the biggest leak of tools  
16 that we had.

17 Q. When?

18 A. Once we hired them, that's when it really  
19 started to walk.

20 Q. And did you also hire Pottawatomie County  
21 Sheriff's people?

22 A. Yeah. That didn't help either.

23 Q. Do you recall a Wamego policeman by the name of  
24 Kendall Dick?

25 A. No, I don't.

- 1 Q. How about Kerry Dick?
- 2 A. Better, yes.
- 3 Q. And did you hire him there for security?
- 4 A. I think he was hired for mainly work, not
- 5 security.
- 6 Q. What kind of work?
- 7 A. He did painting, fixed things. We had quite a
- 8 mess to clean up, you know, it required a lot
- 9 of work.
- 10 Q. Did he also work on your personal vehicles?
- 11 A. Yes. He painted scratches and flaws in cars
- 12 and would get blotches out of them, and he
- 13 would fix hub caps and that kind of stuff. He
- 14 did that professionally in Wamego.
- 15 Q. Did you also hire a Wamego Police Department
- 16 individual by the name of Pfrang, like
- 17 P-F-R-A-N-G?
- 18 A. You would have to give me a first name.
- 19 Q. Maybe Matt?
- 20 A. You know, there were so many Wamego police and
- 21 sheriff people that went through there, I just
- 22 don't know who, you know, I just didn't-- I had
- 23 a lot of responsibilities.
- 24 Q. And when you first started setting up this
- 25 location, in your responsibilities, would you

1 stay at the base, or did you stay somewhere  
2 else in Wamego?

3 A. Initially, you couldn't stay in the base. The  
4 air was too bad, but eventually, I was able to  
5 take occupancy of the base, and I would stay  
6 there to make sure that the work went on at a  
7 steady pace.

8 Q. And how long do you think it was from the first  
9 occupation in '96 until you were able to  
10 physically stay at the base?

11 A. I can't tell you that.

12 Q. When you first arrived there in '96, did you  
13 have several of your personal vehicles brought  
14 there?

15 A. I doubt it.

16 Q. When did you start having your personal  
17 vehicles located there?

18 A. Much later.

19 Q. Like what time period?

20 A. I don't know, '98.

21 Q. From the first occupation of '96 until the  
22 first of January '98, did you have any animals  
23 located at that facility?

24 A. Before we get into a discussion about me  
25 phasing in animals for my children, I'm not

1 going to be able to give you dates. I can give  
2 you what animals were brought in and how they  
3 were done, but we're not going to get into a  
4 big date discussion on this. Okay?

5 Q. Did you bring in Clydesdales when you initially  
6 arrived there?

7 A. No, I did not.

8 Q. When in relation to your arrival?

9 A. On my birthday, I bought-- and I'm trying to  
10 remember the year-- two Clydesdales-- or one  
11 Clydesdale for my children, three miniature  
12 horses, four llamas, some other animals that I  
13 bought for my children.

14 Q. And do you remember what birthday that was?

15 MR. HOUGH: Judge, we're going to  
16 object. This is totally irrelevant.

17 THE COURT: I'll sustain the  
18 objection.

19 MR. RORK: Judge, I'm getting into  
20 the animals and the other items that were there  
21 when the police officers were there and  
22 caretakers and--

23 MR. HOUGH: Who cares?

24 MR. RORK: Mr. Hough may not care,  
25 but who cares about the 11 days before we got

1 to this point in time?

2 MR. HOUGH: This is not evidence,  
3 Judge. It's irrelevant.

4 MR. RORK: Who paid for the animals  
5 that were brought in there--

6 THE COURT: I'm going to sustain the  
7 objection. Find something relevant, please.

8 MR. RORK: I'm trying to, Judge.

9 Q. (By Mr. Rork) Who paid for the-- after you  
10 arrived there-- you don't need to look at them  
11 for answers.

12 A. I'm looking for him to stand up or not stand  
13 up. Okay? Because he just sustained, so  
14 either do it right nor not.

15 Q. After arriving there in 1996, items that were  
16 placed on the location for business were paid  
17 for by whom?

18 A. Either Gardner or myself out of my legitimate  
19 income from Gardner.

20 Q. And out of your legitimate income from Gardner,  
21 the items that you bought there, were they  
22 personal items or business items?

23 A. What are you talking about?

24 Q. Whatever you used your personal funds for.

25 A. Are we talking animals right now? I mean,



1           you've got to stay on something, make some  
2           sense here. Okay?

3           Q. I'll ask the question, and you can look at Mr.  
4           Hough for answers.

5           A. I'm not looking at Mr. Hough.

6                         MR. HOUGH: I'm going to object.  
7           This is argumentative.

8                         THE COURT: Please, stop that.

9                         MR. RORK: Judge, I'm not making the  
10          argument.

11                        THE COURT: You're making remarks  
12          that you don't need to make.

13                        MR. RORK: Well, Judge, I--

14                        THE COURT: Let's proceed with some  
15          questions that have something to do with this.

16                        MR. RORK: And I'd ask you to  
17          admonish the witness not to be telling me what  
18          to ask or what-- that's not proper. You know  
19          that. He shouldn't be telling me what to ask,  
20          and I can respond to his demeanor.

21                        MR. HOUGH: Your Honor, we would ask  
22          that counsel be admonished to give the Court  
23          due respect and decorum.

24                        MR. RORK: And, Judge, I would ask  
25          that the witness be admonished and give the

1 Court due respect.

2 THE COURT: Please stop arguing with  
3 me.

4 Q. (By Mr. Rork) With respect to what personal  
5 funds did you have in whatever date you started  
6 there in 1996, what was the source of your  
7 personal funds?

8 A. Gardner Industries.

9 Q. How much money?

10 A. I told you I got \$1,480, plus I had  
11 discretionary funds that came from the  
12 corporation that I could go into, other items  
13 that I wanted. There was other bennies that I  
14 got from the corporation besides that.

15 Q. And that \$1,480, would that have been net or  
16 gross?

17 A. I've already answered that. That was my net  
18 weekly income.

19 Q. And that never changed in the period of time  
20 that you worked for Gardner? Did it remain the  
21 same net in 1996 as it was back in 1990?

22 A. No, but, you know, I don't remember back in  
23 1990 but, basically, it was stable.

24 Q. And the employees that worked there, which  
25 employees were paid by Gardner Springs, and

1 which were paid by you individually?

2 A. You would have to get a list. I have no idea.  
3 There were very few during '96 that were paid  
4 by me individually. In fact, none that I  
5 remember.

6 Q. When did Gardner Springs cease to manufacture  
7 items at this missile base and the payroll end  
8 then?

9 A. Approximately April of '99.

10 Q. And so any employees that were there in April  
11 of '99 and afterwards would have been paid by  
12 who?

13 A. Gardner continued under complicated agreement  
14 to continue to pay certain employees as the  
15 facility was wound down.

16 Q. With respect to the employees that were there  
17 in 1997, do you recall whether there was also  
18 Wamego Police Department employees?

19 A. I believe there were.

20 Q. And were there also Pottawatomie County Sheriff  
21 Department employees?

22 A. I believe so.

23 Q. On what occasion and how often would you visit  
24 the missile base in 1997?

25 A. I have no clue.

1 Q. When did you start living at the missile base  
2 or declaring it your residence?

3 A. When the robotics factory was up in total  
4 running and the entire quality control facility  
5 was in operation, I then had so many  
6 responsibilities there that I then had a staff  
7 moved up so that I could control both Tulsa and  
8 the manufacturing operation from Wamego. That  
9 would have been sometime in '98 is what I seem  
10 to remember.

11 Q. And do you remember how many staff you had  
12 moved up in 1998?

13 A. I have no clue.

14 Q. And did you reside, then, at the missile base  
15 in 1998?

16 A. Yes.

17 Q. And that address, legal address, is referred to  
18 as what?

19 A. 16795 Say Road.

20 Q. And was there anyone else that resided with you  
21 at that missile base?

22 A. Graham Kendall stayed there.

23 Q. And was there anybody else that stayed there on  
24 a permanent basis?

25 A. Not that I remember.

1 Q. So from this time period you just indicated in  
2 1998, did you then bring your personal vehicles  
3 to this location?

4 A. I would have had a personal vehicle there.

5 Q. Do you recall at one time in this time period,  
6 1998, having three Porsche vehicles there?

7 A. Never in 1998.

8 Q. When would it have been then?

9 A. Ninety-nine-- oh, no-- '99 cusp over into 2000.

10 Q. And was one of those Porsche vehicles what's  
11 known as a Boxter?

12 A. Yes.

13 Q. And is that the value of about \$250,000?

14 A. No.

15 Q. What would the value have been?

16 A. I believe the purchase price including  
17 everything was around \$60,000, \$63,000.

18 Q. And was that paid for by your paycheck from  
19 Gardner?

20 A. No. That was paid for by the sale of another  
21 Boxter. At that time, the Boxter market was  
22 scarce, and if you were smart enough to put a  
23 deposit down, you could basically get a new  
24 Boxter and sell your old Boxter off and wash on  
25 it. So it was paid for from a previous Boxter

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sale.

Q. And who purchased that previous Boxter, and with what funds?

A. Gardner Industries. It was one of my bennies.

Q. And was that a 1999 Boxter?

A. I believe it was a '98. It was the first one, and then the second one was a '99.

Q. So the second one you're referring to was the one you traded in and got it for free for the trade-in value?

A. There was some friction cost of, like, \$2,000 or something.

Q. So the value of the vehicle was \$60,000 in 1999, and it went up that much that in 2000 you could get another one for free?

A. No, not in 2000. Let's get the dates right. Ninety-eight then bought another one in '99 because there was a backup of people trying to buy them, and I was able to play that game and get it because they were scarce.

Q. What did you pay for the one in '98?

A. Approximately the same price.

Q. \$60,000?

A. Yeah, between \$57,000 and \$61,000.

Q. When you had the one that we're just talking

- 1           about in '99, then, that you traded for the  
2           other one, did you also not have an additional  
3           1999 Porsche?
- 4           A.   I-- it may have been a '98 or '99.  I don't  
5           remember.
- 6           Q.   And what was the source of income for that  
7           other Porsche?
- 8           A.   Well, that was a rental agreement or a lease  
9           agreement Porsche.
- 10          Q.   And do you remember what the rental amount was?
- 11          A.   No, I don't recall.
- 12          Q.   Do you recall whether that rental amount was  
13          paid from your personal funds or something  
14          else?
- 15          A.   Paid from my personal funds.
- 16          Q.   The same personal funds that you indicated  
17          previously that were also used to put into an  
18          account that was then used to pay the monthly  
19          payment or whatever?
- 20          A.   No.
- 21          Q.   Different funds?
- 22          A.   Yes.
- 23          Q.   So different personal funds from your payroll,  
24          is that what you--
- 25          A.   No.

1 Q. Same funding source?

2 A. No, not same funding source. I've been very  
3 clear. No.

4 Q. What funding source?

5 A. Illegal drug proceeds.

6 Q. And with respect to-- was there also not a 1998  
7 or 1999 Grand Cherokee?

8 A. Sorry. I did not own a Grand Cherokee.

9 Q. What other vehicle did you own that was there  
10 at the property in that time period then?

11 A. I owned no vehicles at the property.

12 Q. Well, what vehicles-- the two Porsches that you  
13 were just talking about, who owned them?

14 A. The Wamego Land Trust owned the Boxter, and the  
15 other one was leased, and I believe it was  
16 owned by the Mercedes Benz Corporation or  
17 something, credit corporation.

18 Q. Both of those vehicles ones that you had  
19 control over and represented as your vehicles?

20 A. Correct. I drove them regularly.

21 Q. And were there any other motor vehicles there  
22 at this time period in addition to these two?

23 A. Well, there were a lot that the employees  
24 drove.

25 Q. That you drove or had control over.



- 1 A. Yes. There was a C-4 Carbirole, year 2000  
2 Porsche.
- 3 Q. And what was the cost of that one?
- 4 A. Maybe \$105,000, \$110,000. It was strange how  
5 the numbers ended up, because I bought some  
6 sort of a long-term warranty package with it.
- 7 Q. And was that paid for all at once?
- 8 A. Wait a minute. And I also had to pay a premium  
9 and pay everyone off at the dealer. So I don't  
10 remember what the total cost was in order to  
11 get it, because there were only going to be 50  
12 of them made in the world.
- 13 Q. What do you mean, pay them off? Did you give  
14 them extra money?
- 15 A. Yeah, I paid each employee so I would be the  
16 first one in line to get it.
- 17 Q. How much do you think that amounted to?
- 18 A. I don't know, a thousand dollars here, a  
19 thousand dollars there. I don't know. I  
20 didn't pay attention to it.
- 21 Q. And was the vehicle paid for in total or put on  
22 payments?
- 23 A. Paid for in total.
- 24 Q. Was that done through a cash transaction, or  
25 wire transfer?

1 A. Done through a check.

2 Q. Check drawn from where?

3 A. It was drawn from Fidelity Mutual, I believe.  
4 Yes, of New York City.

5 Q. And this Fidelity Mutual out of New York City  
6 was an account in whose name?

7 A. White Lotus Foundation.

8 Q. And who was the individual at White Lotus  
9 Foundation that provided these funds for you to  
10 have this car?

11 A. There were two. One handed the check and  
12 controlled the check book, and the other  
13 person-- and filled the check out-- and the  
14 other person signed the check. One was Ganga  
15 White and the other one was Tracy Rich.

16 Q. And when did you meet Ganga White, and under  
17 what circumstances?

18 A. Same time I met Leonard in the ethnobotany  
19 conference at the Palace of Fine Arts.

20 Q. And at the--

21 A. Same time being within a few days.

22 Q. And if the record would reflect that conference  
23 that you've referred to throughout here was in  
24 February of 1998, would you agree or disagree?

25 A. I would disagree.

1 Q. When do you believe it was?

2 A. I believe it was in November or October.

3 Q. Of what year?

4 A. Ninety-six

5 Q. And what do you base that belief upon?

6 A. That I liked the area enough that that's why I  
7 went ahead and rented a house in that area.

8 Q. And what area would that have been?

9 A. Stinson, Bolinas, Mt. Tam area, the other side  
10 of the Golden Gate Bridge.

11 Q. And you've named three areas. Would that be  
12 the three different houses you've rented?

13 A. No, sorry. I never said anything like that.

14 Q. When you say Stinson, Bolinas, and the other  
15 area, you're referring to one area then?

16 A. No. I'm just trying to give an area that, you  
17 realize, is all fairly close together. You  
18 have San Francisco, the Golden Gate Bridge,  
19 Sausalito, then you have a mountain, come off  
20 of that mountain, and you see Stinson Beach,  
21 then you see Bolinas.

22 Q. And this is your previous testimony today that  
23 you rented a house in Stinson Beach and later  
24 on you rented a house in Bolinas?

25 A. The house that was rented in Stinson Beach was

1           rented only for the conference. It was called  
2           Sans Souchier, which means without worry. It  
3           was Jerry Garcia's old house.

4           Q. And in relation--

5           A. The rental was just, like, two weeks.

6           Q. So with regard to this two-week rental of the  
7           Jerry Garcia house, was that before or after  
8           you knew Leonard Pickard, Jr.

9           A. Again, I told you I met him at the Palace of  
10          Fine Arts, and that was during, not before or  
11          after, but during.

12          Q. So in relation to during the time period of the  
13          conference, the conference you correspond to  
14          the rental records for Stinson Beach, then, is  
15          what you're saying?

16          A. That's correct.

17          Q. And do you have some records for the rental  
18          agreement at Stinson Beach to see what time  
19          period that was?

20          A. Yes, I do.

21          Q. And where are those?

22          A. I think I've given some to the government, but  
23          also we had an incredibly difficult time  
24          getting our refund back, so there's numerous  
25          letters going back and forth.

1 Q. So if you have those, would you provide those  
2 at some point in time?

3 A. I can find them if I was given enough time. If  
4 you want to pay the employees' time to retrieve  
5 them.

6 Q. And at this conference there at Stinson Beach  
7 house during this same time period, was Leonard  
8 a speaker at the conference, or a participant?  
9 Do you remember?

10 A. No. He showed up at the house, but I actually  
11 met him, actually, at the Palace of Fine Arts,  
12 and he walked up to me, and he said, "Would you  
13 please launder \$50,000 in cash for me?"

14 Q. And that was the very first conversation you  
15 ever had with him. Correct?

16 A. No, incorrect.

17 Q. The other conversation would be this telephone  
18 call you testified to where he called you, not  
19 knowing you, and asked you to get some  
20 precursor. Is that right?

21 A. Where he identified himself as, "This is  
22 Carlos, and I need a precursor out of Aldrich,  
23 a couple of kilograms of it or more."

24 Q. And did you happen to have one of those  
25 telephones that you were using at that time

1           that had a face on the other end so you could  
2           see who was talking to you?

3           A. No, I hadn't quite implemented that technology  
4           yet. .

5           Q. So the voice, how did you put the name to the  
6           voice of Carlos as William Leonard Pickard at  
7           that first conversation, then?

8           A. Because he later told me, "That was the name I  
9           was using over the phone."

10          Q. And did he later tell you that was the name he  
11          was using before he gave you this \$50,000 cash  
12          to launder or after?

13          A. He didn't give me \$50,000 cash to launder. He  
14          said, "Would you launder \$50,000." Try to be  
15          more succinct.

16          Q. And so then did he tell you he was the person  
17          identified as Carlos before or after he asked  
18          you to launder this \$50,000?

19          A. I do not recall.

20          Q. Would there be anything that could refresh your  
21          recollection in recalling whether or-- when  
22          this conversation took place?

23          A. Which conversation? That's a dangling  
24          modifier.

25          Q. The conversation where you indicated he later

1 identified himself as being the phone caller  
2 Carlos.

3 A. I have nothing that could refresh my memory on  
4 that.

5 Q. And at the time that he saw you on this second  
6 occasion, and as you've indicated your side of  
7 the conversation with Mr. Pickard, did he hang  
8 around and talk to you for a longer period, or  
9 just keep on walking by?

10 A. You mean the second time I spoke to him or the  
11 first time I met him?

12 Q. The time I'm talking about, the conversation  
13 where he was standing there and you said he  
14 wanted you to launder, asked you to launder  
15 \$50,000.

16 A. No. He stayed with me, and I had to go talk to  
17 Kerry Mullis, and Kerry and I were-- I was  
18 setting up something for Kerry to come over to  
19 the house, and he came over and said, "Kerry,  
20 do you remember the first time we synthesized a  
21 gram of LSD in 1969?" And Kerry split, because  
22 Nobel laureates don't want that kind of baggage  
23 on them.

24 Q. And I'm sure this statement that you're making  
25 here, if that is a statement you recall now, it

1           should surely be contained in some of the  
2           debriefings you had with Mr. Nichols during  
3           this period of time.  Shouldn't it?

4           A.  Why would I assume that?  I don't know.

5           Q.  We'll get to that shortly.

6           A.  Fine.  We'll get to it.

7           Q.  And you were a DEA informant with the DEA in  
8           Miami, Florida, were you not, Mr. Skinner?

9           A.  I believe so, yes.

10          Q.  And what time period was that?

11          A.  Ninety, '91 and '92.

12          Q.  And at the time you were that DEA informant,  
13          did you make representations to them that this  
14          person you were targeting had killed three DEA  
15          agents previously?

16          A.  Sorry.  I never made such a claim.

17          Q.  What claim did you make about someone being  
18          killed, then, in this time period of the DEA?

19          A.  No claim.

20                         MR. HOUGH:  Judge, I'm going to  
21                         object.  This not only assumes facts not in  
22                         evidence, we would challenge a good-faith basis  
23                         for the claim.

24                         MR. RORK:  Well, Judge, I'm going on  
25                         the reports the government gave me this morning



1 attached to their motion, and it can't be in  
2 evidence until I ask him.

3 MR. HOUGH: Well, it can't be in  
4 evidence at all because they're hearsay  
5 documents, but the documents we provided don't  
6 provide anything like that.

7 MR. BENNETT: They do.

8 MR. RORK: Do you want to see it?

9 (THEREUPON, there was conversation in  
10 low tones among Mr. Hough, Mr. Rork, and Mr.  
11 Bennett.)

12 THE COURT: Mr. Hough and Mr. Rork, I  
13 think we'll close this thing up for this  
14 evening. Ladies and gentlemen, we'll now  
15 recess until Monday at 9:30. We'll see you  
16 here at that time. Remember my admonitions.  
17 Mr. Bailiff.

18 THE BAILIFF: All rise. Court will  
19 stand adjourned until 9:30 Monday morning.

20 (THEREUPON, a recess was had at 4:15  
21 p.m.)

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UNITED STATES OF AMERICA.)  
  )           ss:  
DISTRICT OF KANSAS                    )

C E R T I F I C A T E

I, Roxana S. Montgomery, Certified  
Shorthand Reporter in and for the State of  
Kansas, do hereby certify that I was present at  
and reported in machine shorthand the  
proceedings had the 6th day of February, 2003,  
in the above-mentioned court; that the  
foregoing transcript is a true, correct, and  
complete transcript of the requested  
proceedings.

I further certify that I am not attorney  
for, nor employed by, nor related to any of the  
parties or attorneys in this action, nor  
financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set  
my hand and official seal at Topeka, Kansas,  
this 13<sup>th</sup> day of March, 2003.

  
\_\_\_\_\_  
Roxana S. Montgomery  
Certified Shorthand Reporter