

1 MR. GLICK: The United States calls Ava Avalos.

2

3 AVA AVALOS, Government's witness,

4 duly sworn.

5

6 THE CLERK: Please state your name for the record
7 and spell your last name.

8 THE WITNESS: Ava Avalos. A-v-a, A-v-a-l-o-s.

9

10 DIRECT EXAMINATION

11 BY MR. GLICK:

12 Q. Good morning, Ms. Avalos. Between 1982 and 1985 you
13 were a member of the Rajneesh commune?

14 A. Yes, I was.

15 Q. Before we get into your experiences at the commune,
16 would you please tell the ladies and gentlemen a little bit
17 about yourself, where you were born and your background?

18 A. I was born and raised in San Diego. Middle -- lower
19 middle class Mexican American household. We were a pretty
20 typical family. We suffered kind of the same typical
21 things that, you know, assimilations, parents were both
22 kind of abusive alcoholics and -- but they loved me and my
23 sister very much and they sent us to Catholic school for 12
24 years.

25 And when I was 15 and a half I read a book

1 called *Be Here Now* Byron Doss (ph). I decided to become a
2 vegetarian and start yoga. And I had some friends that
3 were doing yoga. It happened they were doing it at a place
4 called the Utsava Meditation Center in Laguna Beach,
5 California. I didn't know about Bhagwan or Rajneesh before
6 I got there. And I went and unbeknownst to my parents and
7 started doing yoga and found out about Bhagwan, began to
8 read some of his books.

9 Q. Now, how old were you when you first came in contact
10 with the teaching of Bhagwan Shree Rajneesh?

11 A. I was 15.

12 Q. And what role, if any, had religion played in your
13 life up to that point?

14 A. Well, I had gone to Catholic school since second
15 grade. We went to church every Sunday. I was curious
16 about spirituality from the very beginning. So when I --
17 actually I did yoga for about six months before I asked who
18 this man was on the wall. There were lots of pictures on
19 the wall. I kind of had this anti-Christ fear thing.

20 After about six months, I finally did ask.
21 And I read a book. I felt like Bhagwan was able to answer
22 questions about spirituality that I had never gotten in the
23 Catholic church. It was very exciting for me.

24 Q. Did there come a time when you decided to take a
25 journey to see him, to do something about your curiosity?

1 A. Yeah. I finished high school and I went to Utsava
2 Meditation Center. I received a scholarship to go to U.C.
3 Berkeley. I went to Berkeley for a year. My best friend
4 at the time, her name was Ma Prem Sono. She had become a
5 sannyasin already. Through the mail you had -- you could
6 write and ask to be a disciple of Bhagwan, which meant you
7 wore orange clothes and had the Bhagwan's picture around
8 your neck, or asked to have your name changed. She had
9 done that already and really wanted to go to India.

10 After I finished about a year, almost a year
11 and a half at Berkeley, I decided to take a year and a half
12 leave from school and go to India and see Bhagwan.

13 Q. How old were you when you decided to leave the United
14 States and travel to see the Bhagwan yourself?

15 A. It was 1979. I was 19.

16 Q. Did you travel?

17 A. Yeah. My friend and I.

18 Q. And what happened when you got to India?

19 A. Well, I never traveled out of California before. I
20 went to India. It was a real shock to me. If you have
21 ever been to India, it's like another planet from the
22 United States.

23 It was very -- first we went to Nepal for a
24 month. Nepal is an incredibly beautiful country. Then we
25 rode the train and went to India. The ashram was kind of a

1 hippy paradise, I guess, in some way. Everyone wore these
2 long, flowing orange robes and long hair and meditation
3 that went on all day and people sang and danced. It was
4 like a paradise to me. I had never seen a group of people
5 living like this before. It seemed like everybody loved
6 each other. And everybody's intention was to become, you
7 know, better people. And so it was a really wonderful
8 place.

9 Q. And what did you do when you got to the ashram in
10 India?

11 A. Well, we purchased -- my girlfriend and I participated
12 in the meditation. And I asked right away to become a
13 sannyasin, to become a disciple. They said that was okay.

14 I went and met Bhagwan personally. The
15 night when we were invited by him was to take sinnyasin, so
16 you would come in -- a small group of people would come to
17 him and he would put the (necklace) around your neck and
18 touch your head and talk to you about your name. So he did
19 that. That was the first time I met him.

20 Q. And what was the name that Bhagwan Shree Rajneesh gave
21 you?

22 A. He didn't change my name. He left it Ava. I was Ma
23 Ava.

24 Q. What does "Ma" represent, or if there is an English
25 equivalent?

1 A. Women were called "Ma" and men were called "Swami," so
2 maybe that had something to do with mother, or something
3 like that.

4 Q. Now, did you remain in India at the ashram at that
5 time for a period of time?

6 A. I stayed at the ashram about three months.

7 Q. What did you do during that period of time from the
8 end of 1979 through the first three months of 1980?

9 A. I was really a visitor. I did -- I did a number of
10 therapy groups. The idea, I guess, was to eliminate your
11 ego, is how he put it. We were trying to transcend the --
12 you know, our conditioning. And so I did the meditation
13 and did --

14 Q. What did it mean to you to become a disciple of
15 Bhagwan?

16 A. I meant that I was taking -- I was taking a step to
17 completely devote my life to my spiritual awaking, and that
18 I was acknowledging Bhagwan as my spiritual master,
19 therefore saying that -- acknowledging that he knew what I
20 needed spiritually and would help me spiritually to achieve
21 those goals, even though maybe I wasn't totally clear at
22 the time what those were. We would say it was
23 enlightenment. And I don't -- we didn't really question
24 what that was. It was something all of us were trying to
25 do.

1 Q. What did you consider Bhagwan to be.

2 A. An enlightened master. I guess we felt like he was
3 Jesus in some way, try to make it clear he was all knowing,
4 had achieved the highest human potential that a person
5 could achieve. He was clairvoyant, all-knowing.
6 Understood everything there was to understand about life
7 and being on the planet, I guess.

8 Q. Did there come a time when you left the ashram?

9 A. I left about three months after I was there. I was in
10 India and Nepal about four months.

11 Q. After four months being in the presence of your
12 master, what did it mean to leave the ashram?

13 A. I was really disappointed. I stayed as long as I
14 could stay. I sold everything that I could sell to stay
15 longer and came back when I absolutely didn't have any more
16 money.

17 Q. What happened then when you returned to the United
18 States sometime in the spring of 1980?

19 A. Well, at that point I was then wearing red clothes and
20 the (necklace). And I still had my scholarship to go back
21 to school. So I decided to return to U.C. Berkeley. I
22 finished another semester there at school.

23 Q. During the time you were at U.C. Berkeley, were there
24 any outerwear or external manifestations of Bhagwan?

25 A. I continued to wear red clothes and my (necklace).

1 Q. While you attended school?

2 A. Yes.

3 Q. Did there come a time when you did something else?

4 A. Yeah, that next summer. As soon as I came back from
5 India, there were a number of meditation centers in
6 San Francisco and the Bay Area. And I started to attend
7 them, Rajneesh Meditation Center in San Francisco called
8 PARR, P-A-R-R.

9 And from that I was contacted from a
10 Rajneesh Meditation Center in Laguna Beach that had just
11 opened. And they heard that I had secretarial skills. I
12 had worked since I was about 14 in different offices and
13 had worked while I was in school. And somebody called me
14 from Laguna Beach and said, "We understand you are a
15 secretary. We have this meditation center. We are looking
16 for an office manager. Would you like to come to Laguna
17 Beach? And we will fly you down and see if you like it
18 here."

19 I thought, okay, at that point my goal was
20 to try and earn as each money as I could and try and go
21 back and be with Bhagwan.

22 I went to Laguna Beach. And as it turned
23 out, there was a church pastor that had become a sannyasin
24 and asked his whole congregation to do that. It was a
25 large property. There were residential properties. It was

1 beautiful. I thought I should take this job. I moved to
2 Laguna Beach.

3 Q. At Laguna Beach were there other sannyasins?

4 A. Yes. It was called Rajneesh U-t-s-a-v-a.

5 Q. And what did you do with your personal positions and
6 the items that you had while you were living in U.C.

7 Berkeley when you moved down to Laguna Beach?

8 A. Well, I didn't have that much stuff. I had a car and
9 a little bit of furniture. I just turned it over, all to
10 the ashram.

11 Q. You turned your possessions over?

12 A. What I might have, yes.

13 Q. How long did you remain in Laguna Beach?

14 A. I was in Laguna Beach for about a year and a half, I
15 think.

16 Q. What type of things did you do in Laguna Beach as a
17 sannyasin?

18 A. In the beginning I was the office manager. I did
19 pretty much all of the administrative things that had to
20 happen in the church, or the center at that point. And at
21 a certain point Bhagwan ended up coming to America. And
22 all of the sannyasins that were in India descended kind of
23 on all of the ashrams in the United States. They were
24 coming back to the United States.

25 There was another big Rajneesh meditation

1 center in the desert. It was called Geetan (ph), just east
2 of here. I can't remember exactly where it was. Those are
3 the two, Geetan was one of the big Rajneesh meditation
4 centers in the United States on the West Coast, because it
5 was pretty big, to become kind of -- these two centers
6 became kind of sister centers.

7 A lot of their therapists from India that
8 were leaving came to the centers to start to do meditations
9 and therapy groups there. So they suddenly descended upon
10 all of the people that were all right there.

11 Q. Now, this was in approximately the end of August of
12 1981 when Bhagwan moved to Oregon; is that correct?

13 A. Yes, that is right.

14 Q. And did others of his followers from India go with him
15 to Oregon?

16 A. Some did and some didn't. At the very beginning there
17 were very few sannyasins invited to be with the Bhagwan.
18 So people that lived for years and years in India weren't
19 being invited to go to the ranch. They were really
20 displaced.

21 Q. What did it mean to you to be in the United States and
22 at the location in Laguna Beach, and the Bhagwan, your
23 master, up in Oregon?

24 A. Well, we were also thrilled that Bhagwan had come to
25 America. Kind of like beyond our wildest dreams that

1 Bhagwan would come to America. And the fact in a way that
2 I was at the right place at the right time in some ways, I
3 was meditating and the people from India came and took the
4 center over. And a lot of the people that had been there
5 before they asked to leave, but they actually invited me to
6 stay on. So I felt kind of privileged in some way to be
7 there with a lot of the disciples that had been with
8 Bhagwan for many years. All of us wanted to go be with him
9 at the ranch.

10 Q. Did there come a time when you had the opportunity to
11 visit for the first time the commune located in Eastern
12 Oregon?

13 A. Yes. In -- I guess it was in June of 1982 they had
14 the people on the ranch, we had about four different
15 celebrations a year that sannyasins would celebrate. One
16 of them was the Master Day celebration, that was the
17 biggest one, in July. And that was the first Master Day
18 celebration that was going to be celebrated in Oregon, so
19 they invited the residents of the meditation centers to go
20 up.

21 Q. Would that have been the first World Festival in July
22 of 1982?

23 A. That is right.

24 Q. What did you do after you got to that festival at that
25 time?

1 A. We were assigned different jobs. I think I worked in
2 a tent selling Rajneesh souvenirs in the very beginning.
3 The residents kind of went up and everyone that was already
4 working in the center got a job to do to make the festival
5 happen.

6 Q. For how long a period of time did you then remain at
7 the commune in Oregon?

8 A. I really remained at the commune -- well, I stayed
9 there -- I was originally asked to come up for two weeks.
10 And then I was told I was going back down and care take the
11 center. Because all of the residents from Saba were
12 invited to go for the full month. Originally I went up for
13 two weeks. Some of them had to go back.

14 Q. Did you leave the commune and return to the Saba?

15 A. That's right.

16 Q. What did it mean after you finally got to the commune
17 and had to leave?

18 A. It was really hard to leave. Specially because it had
19 been a while since I had seen Bhagwan. Actually while I
20 was on the ranch I had been invited with a small meeting
21 with him. A few people had been invited for a meeting with
22 him. Anytime you got near Bhagwan you felt privileged, you
23 felt like it was a honor.

24 Q. Spell Darshan?

25 A. D-a-r-s-h-a-n.

1 Q. And what was the darshan that you had with Bhagwan?

2 A. Well, it meant -- again, we got to sit in front of
3 him, he touched our head. I guess he gave us some sort of
4 blessing and asked us, maybe five or six of us if we had
5 any affection for him. At this time he wasn't speaking
6 publicly, so it was quite an honor to be there with him and
7 have access to him and ask him any questions that we wanted
8 to.

9 Q. And what did you do when you returned to Saba after
10 spending this brief period of time at the commune in the
11 middle of 1982?

12 A. Well, at that point there was nobody really at the
13 center, we were just caretaking. You know, taking care of
14 ourselves. And I think maybe there were three, four of us
15 there at the time.

16 Q. For how long a period of time did that continue until
17 something else happened?

18 A. Well, I guess about the time when people are supposed
19 to be coming back the -- the person that ran the center,
20 her name was Asema (ph) from Australia came back and she
21 had been there for the day. In the evening we were cooking
22 dinner. She looked at me and said, "I forgot to tell you
23 you are suppose to be on a plane tomorrow to go live at the
24 ranch." I was in complete shock. I thought, my God, I
25 have been invited to live at the ranch. The next morning I

1 got on the plane and moved to Oregon.

2 Q. And what did you do when you got to Rajneeshpuram?

3 A. Well, there was a woman named Sheela who was -- had
4 been in charge of fund raising for the ranch. She was
5 sannyasin from India. When all of the sannyasins were
6 relocated she was doing a lot of fund raising because Saba
7 and Geetan, the meditation center, have the potential to
8 make a lot of money. That was kind of her domain.

9 When I got to Rajneeshpuram I went to see
10 Sheela. She told me to go and look for Ma Prem Geeta, she
11 would tell me what to do.

12 Q. Where did you first live when you got to Rajneesh?

13 A. I lived in a group of trailers called Desiderada.

14 Q. What did do you when you got to the ranch?

15 A. I went to Geeta and she said I was going to be
16 assigned a really special job. And Saba had worked at the
17 legal team, I thought I was going to be doing legal typing.
18 She said actually you are going to be answering Bhagwan's
19 letters that disciples have written him. And there are
20 only a few people that do this. You feel like you are
21 really sensitive and you know this is kind of a privileged
22 job. You have to be special to be able to do this. And
23 this is the job that we are going to give you.

24 Q. What do you mean, you are the one that answers
25 Bhagwan's --

1 A. Bhagwan received letters from around the world from
2 his disciples asking for spiritual advice. Instead of
3 Bhagwan answering the letters personally the typists in the
4 typing pool would answer them. We would read them -- and
5 this had been going on for a long time. There were books
6 that had quotes about love or relationships and death or
7 whatever, any number of subjects. So we would read the
8 person's letter and write a few lines of advice and then
9 pick a Bhagwan quote and then Sheela would sign for
10 Bhagwan.

11 Q. When you said you would go to a book with quotes,
12 whose quotes were they?

13 A. They were Bhagwan's quotes.

14 Q. You would place them in a letter?

15 A. Yes.

16 Q. Who is Sheela?

17 A. Sheela is Bhagwan's personal secretary. She was
18 the -- she ran everything on the ashram in it -- I mean the
19 commune.

20 Q. Did there come a time when you first got there when
21 you had meet Sheela, or was your only association the
22 signing of those letters?

23 A. I think I may have meet Sheela during the first --
24 really briefly the first time I went to the ranch when she
25 had come into one of the tents where we sold the souvenirs.

1 She said, "This is Ava, she works with ashram." That is
2 the first time I had seen Sheela.

3 Q. You mentioned Vidya?

4 A. Yes.

5 Q. Who was that?

6 A. Vidya was the president of the commune. Within this
7 corporate structure in order to -- the commune was the --
8 for-profit corporation that employed workers, sannyasins
9 and there was the Rajneesh Foundation International, the
10 religious nonprofit corporation. Sheela headed, we called
11 it our Rajneesh Foundation International, the nonprofit
12 religious corporation and was second to Bhagwan. Vidya was
13 the president of Rajneesh International commune, which was
14 this for-profit corporation.

15 Q. And did you come to know her by the name of Vidya?

16 A. Yes.

17 Q. And who was Savita?

18 A. Savita was the person that ran all of the financial
19 matters.

20 Q. Do you see that woman in the courtroom day?

21 A. She is right here.

22 MR. WEATHERHEAD: Stipulated.

23 Q. (By Mr. Glick) Did there come a time when you met Ma
24 Anand Su?

25 A. Yes.

1 Q. Who was Su?

2 A. Su ran -- at that time ran the heavy equipment
3 department on the ranch.

4 Q. Do you see her in the courtroom?

5 A. She is right here.

6 MS. SCISSORS: Stipulated identified Miss Hagan,
7 Your Honor.

8 THE COURT: Okay.

9 Q. (By Mr. Glick) For how long a period of time did you
10 work in the capacity of answering Bhagwan's mail?

11 A. For about six months I worked there.

12 Q. During that period of time did you have any contacts
13 with Sheela?

14 A. No, I didn't, not personally.

15 Q. Any contacts with Savita?

16 A. No.

17 Q. Vidya?

18 A. Yes. Vidya was -- Vidya was the -- was our
19 supervisor. Geeta was my immediate supervisor, Vidya that
20 was her supervisor. I would get to see Vidya, she was the
21 person I felt was my supervisor.

22 Q. During that same initial period of time from
23 approximately November of '82 until six months of 1983, did
24 you have any contacts with Su?

25 A. As it turned out in Desiderada a lot. And in

1 addition, my friend I had gone to India with worked in the
2 heavy equipment department and the people I lived with in
3 the Desiderada, my roommate, Swami Prem Vijen, and my next
4 door neighborhood, a woman named Sambash (ph) and Radamba
5 (ph) worked for Sheela. And so they always would come home
6 and talk about stories about Su and the heavy equipment
7 department. And the first time I met Su I was with Sono
8 and Monvera and Su was conducting a meeting and we met
9 briefly.

10 Q. Now, did there come a time when you got a new job at
11 the commune --

12 A. Yeah.

13 Q. -- in 1983?

14 A. One day we would have something called coordinators
15 meeting. Every department had a coordinator which was the
16 boss or the supervisors of that particular department. And
17 every week they would have get-togethers at Sheela's house
18 and have coordinators meetings were they would exchange
19 information. Sheela would tell them about what we were
20 trying to do and what was coming up. And then those
21 coordinators would come back to their department and tell
22 them everything that happened at the coordinators meeting.

23 So one day Vidya came and was talking to the
24 whole department of the floor there and said we just
25 purchased a disco in Portland and we are looking for

1 volunteers to go and work in Portland. And the way it will
2 work out you will go to Portland for two weeks and come
3 back to the ranch for two weeks.

4 And I thought, boy, this is what I want to
5 do, you know, working in a Rajneesh disco sounded really
6 great to me. So that evening I went to Jesus Grove, which
7 is where Sheela and Vidya and Savita lived. A lot of the
8 main ranch coordinators lived there in the trailer compound
9 called Jesus Grove. So I went there for the first time and
10 asked to see Vidya and told her I would really like to go
11 to Portland and work in the disco. And --

12 Q. What happen?

13 A. A couple of days later she came to the typing pool and
14 announced to everyone I was going to be going over to go to
15 Portland, which I was really excited about.

16 Q. And did there come a time then when you went to
17 Portland to work in it disco?

18 A. Yeah.

19 Q. Describe for the ladies and gentlemen of the jury and
20 the Court what you did?

21 A. Well, in the beginning I was -- I was supposed to be a
22 cocktail waitress. As it turned out, for a number of
23 different reasons, they needed me to cook in the kitchen.
24 So I started to cook. And after a time they asked me if I
25 wanted to be a bartender. I started to be a bartender at

1 the disco.

2 Q. In your capacity as the bartender, did you have any
3 contact with Sheela?

4 A. Actually that is really the first time I got to meet
5 Sheela, or really any of the top branch administrators at
6 that time. There were -- a lot of legal proceedings were
7 beginning and they needed to come into Portland quite a bit
8 to go to different legal proceedings. And Sheela would
9 come through the disco. And one time because I was the
10 bartender she ordered a Margarita. I made a Margarita.
11 She came down and said that is the best Margarita I ever
12 had. Whenever I come to Portland you are to make my
13 Margarita. It was kind of a joke. So whenever she would
14 come to Portland no matter where I was they would find me
15 and say you have to go make Sheela a Margarita.

16 Q. Did there come a time during this period when you were
17 working as the bartender at the disco where you had
18 personal contacts with Savita?

19 A. What happened, while I was bartending I would
20 sometimes read role (ph) cards. That was something I had
21 done for a while, and someone told Sheela I read her role
22 card. One day when she came she said, "Why don't you make
23 a pitcher of margaritas and bring your cards and come up
24 and give me a reading," which I did. I also gave Savita a
25 reading. I think that is the first time I met Savita.

1 Q. When did this take place, when you said you would come
2 up?

3 A. Well, the restaurant was two levels, a bar level and
4 then the restaurant up on top. She said come up from the
5 bar.

6 Q. Who was up there when you got up there?

7 A. Probably Ma Patipada, Savita, Sheela.

8 Q. And yourself?

9 A. And myself.

10 Q. And was this to discuss the business of the commune or
11 the business of the disco?

12 A. No, just to have a reading.

13 Q. Just you and the girls?

14 A. Uh-huh.

15 Q. And was that the first social occasion that you met
16 Savita?

17 A. That was the first time giving her a reading.

18 Q. For how long a period of time did you continue to work
19 in the disco before you had another job in relation to
20 Rajneeshpuram?

21 A. I guess it was about five or six months, about five
22 months probably.

23 Q. And what was your next assignment? Where you told to
24 go some where?

25 A. Yeah, actually on one of my -- it never turned out

1 that we went two weeks to the ranch and two weeks to
2 Portland. It always turned out we spent a lot more time in
3 Portland than on the ranch, which was actually okay with me
4 because I really enjoyed what I was doing in Portland. I
5 think because of this, because a lot of the sannyasins
6 didn't, as it turned out not enough people turned out to
7 volunteer to go to Portland. People were assigned to
8 Portland, they kind of resented that, they didn't want to
9 be away from Bhagwan. I think because, whoever that I
10 ended up appearing like I was, I was very enthusiastic.

11 And so one day when I was in Portland I got
12 a message to go and see Ma Samadhi and they told me that I
13 was going to be made manager of the hotel because they --
14 and also first they bought the disco and then they
15 purchased the Martha Washington Hotel, it was a pretty big
16 hotel. At that time there were probably about 100 -- 100
17 sannyasins in Portland running a hotel, the disco and
18 restaurant and we also had a bakery. So whoever ran the
19 hotel, whoever was coordinating the hotel kind of ran the
20 whole show of all three places. So I had a message that I
21 was going to be made the hotel manager, which really
22 shocked me.

23 Q. Why did it shock you?

24 A. Well, I was just a bartender at that point, you know.
25 At first when they asked me I thought they wanted me to

1 cook in the hotel. They told me I was going to be working
2 in the hotel. I thought they were going to make me a cook
3 again. It turned out -- and they actually told me I was
4 going to be the manager. I had to hear it a couple of
5 times to realize that that was the job that I had gotten
6 promoted to, to run the whole show in Portland.

7 Q. And so in the summer of 1983 you were the manager of
8 the hotel?

9 A. That's right.

10 Q. Where did you live?

11 A. I lived in the hotel.

12 Q. Was that right here in Portland?

13 A. That is right.

14 Q. Did there come a time at the end of July of 1983
15 something happened at the hotel?

16 A. Yeah. The hotel was bombed at the end of July.

17 Q. And what, if anything, happened as a result of that
18 bombing? What did you do and what was the effect on
19 whatever work you were doing?

20 A. Well, because I was the manager I, you know, took care
21 of everything that happened in the hotel. One night I went
22 to bed and heard a loud explosion and ran downstairs and
23 saw a man lying in the lobby with kind of half of his face,
24 you know, burned and blown up and half of his hand was
25 blown off. At the time I didn't even know who this was. I

1 thought maybe it was sannyasins. I couldn't figure out
2 what happened. I ran upstairs and found out the hotel had
3 been bombed. The upstairs was, you know, kind of in a
4 shambles, so I had to evacuate the hotel.

5 Immediately, as soon as the police came and
6 fire department came and they realized it was a bombing,
7 you know, enormous amount of police, and, you know, special
8 police that deal with bombing came and media was there and
9 the hotel was in a complete uproar. And because I was the
10 manager I had to coordinate getting all of the sannyasins
11 out. Making sure everything was okay.

12 Q. What, if any, result was there with respect to your
13 assignment or how did people react and to how you handled
14 that situation?

15 A. Well, I received a lot of praise for the way I handled
16 myself and handled the situation that evening from Vidya
17 and Sheela. And I was given a gift. I received a watch
18 from Bhagwan and a message. He told me he was very proud
19 of me and I had done very well.

20 Q. What did it mean to you to receive a gift from
21 Bhagwan?

22 A. Anything to do -- anything that had to do with
23 Bhagwan, any messages or gifts you felt really honored.

24 Q. Was that an unusual occurrence for sannyasins?

25 A. No.

1 Q. Rather unique?

2 A. It was unique.

3 Q. Describing then the period of time after the July 29,
4 1983 bombing through the next several months, was there a
5 reaction on the commune to that bombing and the level of
6 security anywhere?

7 A. Absolutely.

8 Q. Describe what happened.

9 A. After the bombing Sheela tightened security,
10 especially in Portland. Like we always had a security
11 force on the ranch. And we had a police force also. In
12 fact, my best friend Sono went to the police academy. That
13 was her job. We had police officers and security force.
14 After the bombing Sheela doubled the security force in
15 size. And there was a new level of paranoia, heightened
16 paranoia and fear that, you know, accompanied the hotel
17 bombing.

18 Q. Are you familiar or have you ever heard the term "24"?

19 A. Shortly after the bombing the police chief, her name
20 was Ma Deva Barkha came to me in Portland while I was on
21 rotation and said Sheela asked me to give you a message.
22 She wanted to go in the room and stuff, kind of top secret.
23 And she said Sheela had a meeting on the ranch with 24
24 people that she feels are the strongest people on the ranch
25 and are ready to protect Bhagwan with their lives if they

1 need to.

2 And she showed me the list. She said, "You
3 have been put on the list." And I was kind of shocked.
4 Just because at that point everyone on the list were the
5 main people that were running the ranch. And so I thought,
6 wow, you know, Sheela must think a lot of me to put me on
7 this list.

8 Q. How old were you when this occurred? I mean, summer,
9 fall of 1983?

10 A. 20.

11 Q. Sorry?

12 A. 20.

13 Q. And was Savita, the defendant Savita, on the list of
14 the 24 most important people?

15 A. Uh-huh.

16 MR. WEATHERHEAD: Objection to the form of the
17 question, Your Honor. I don't think counsel properly
18 rephrased back to the witness what her earlier testimony
19 had been. She never said 24 most important people. She
20 said 24 strong people.

21 THE COURT: I am going to allow the question.

22 Go ahead.

23 THE WITNESS: Yes.

24 Q. (By Mr. Glick) What about defendant Su, was she on
25 that list?

1 A. Yes.

2 Q. Vidya -- was Vidya on the list?

3 A. Yes.

4 Q. Sheela?

5 A. Yes.

6 Q. Shanti Bhadra?

7 A. Yes.

8 Q. Anugiten?

9 A. Yes.

10 Q. Yourself on the list?

11 A. Yes.

12 Q. And there were others; is that correct?

13 A. That is right.

14 Q. What training, if any, did you receive as a member of
15 the 24?

16 A. Barkha explained to me we were going to be trained to
17 use a variety of different weapons that we might need to
18 defend ourselves and to defend Bhagwan, and that included
19 pistols, Uzis, gallies (ph), rifles,

20 Q. And did you receive that kind of training?

21 A. Yes, I did.

22 Q. Now, what hours did the 24 work? How did that
23 function as a security force and where did it function?

24 A. Well, Barkha explained we were going to construct,
25 which they did, construct a guard tower behind Bhagwan's

1 house. And in the guard tower there were a variety of
2 different guns and you had to walk up a staircase to get to
3 the top and you could overlook Bhagwan's house and the
4 surrounding hills.

5 And they made up a schedule where we would
6 work two-hour rotations. So when -- for instance when the
7 schedule begin the first time you would work you would go
8 from 12:30 at night to 2:30 in the morning. Then the next
9 night you go from 1:30 to 3:30. The next night, 2:30 to
10 4:30. As soon as the whole operation began we -- our sleep
11 pattern started to become interrupted. We would be getting
12 up all hours of the night and follow through during the
13 day.

14 Q. Did Savita work on that schedule?

15 A. Yes.

16 Q. Did Su?

17 A. Yes.

18 Q. Did Vidya?

19 A. Yes.

20 Q. And the others on the 24?

21 A. Initially everyone on the 24 worked a shift.

22 Q. Now, did there ever come a time when you saw Savita
23 training or working with firearms in relation to the 24 or
24 any of those other functions that you had?

25 A. I don't remember seeing Savita train in firearms. I

1 do remember Savita wearing a pistol and carrying a firearm,
2 which if you weren't trained to do that you couldn't do it.

3 Q. What about Su, did you see her with firearms or train
4 with firearms?

5 A. Yes.

6 Q. What did you see, what did you personally observe?

7 A. The same thing. Su carrying firearms and guarding
8 Bhagwan.

9 Q. How about Vidya, did you ever see Vidya get firearms
10 training?

11 A. Yes, I did.

12 Q. What about Shanti Bhadra?

13 A. Yes.

14 Q. Now, did there come a time when the 24 got expanded to
15 additional personnel?

16 A. Yes. Later on the 24 became 38.

17 Q. And what were the circumstances that led to that 24 to
18 be expanded to the 38?

19 A. Well, I think the 24 that had been chosen were the
20 members that really did have the most responsibility on the
21 ranch and worked a lot. And they just couldn't keep up
22 their normal types of schedules with what they were doing
23 on the ranch and do this other, you know, schedule on top
24 of it. So more people had to be included so the people
25 could run the ranch.

1 Q. Did there come a time, then, you also worked during
2 this period where you were on that schedule, you continued
3 to work at the disco in the hotel?

4 A. Yes, I continued to work in Portland. And then
5 shortly after the bombing when I came back to the ranch I
6 was invited to work in the personnel department. We called
7 it Ramakrishna. It was working directly with Vidya.

8 Q. All right. And what type of work did you do with
9 Vidya at the Ramakrishna Department?

10 A. The Ramakrishna was the place where members would go
11 if they had any problem in their job or if they wanted a
12 job change or if they weren't happy with anything really
13 that was going on in their life. They would go and see
14 Vidya or one of her assistants in the Ramakrishna. So
15 often people, you know, would ask to have their job
16 changed. Vidya would say yes or no. It was a pretty
17 powerful place to be working.

18 Q. What was your function and your role?

19 A. I was just one of Vidya's assistants. Basically
20 because there were so many sannyasins on the ranch Vidya
21 couldn't always see everybody. She had me and a couple of
22 other women that would sometimes see people. And we would
23 just write down what their problems where and we would go
24 back to Vidya and say this is what is going on with this
25 person. Vidya would tell us to do this or that.

1 Occasionally we would tell people ourselves.

2 Q. Did there come a time when you told someone yourself
3 something happened?

4 A. One time I was seeing a disciple that had become
5 unhappy at the ranch. I said, "If you don't like it here,
6 you should leave." I told Vidya that. She was really
7 unhappy with me. She told me I was on a power trip. I
8 shouldn't be on the Ramakrishna anymore. I was demoted
9 back.

10 Q. Vidya was your superior?

11 A. Yes.

12 Q. What did you do when you got back to the typing pool?

13 A. I did the same thing. Answered Bhagwan's letters
14 again. I was still on the Portland rotation, working
15 Ramakrishna and going back to Portland. I was still the
16 disco manager in Portland.

17 Q. Did there come a time in 1984 when you got a different
18 assignment?

19 A. When I got back to the ranch I was told I was going to
20 start to work at the medical center. Rajneesh Medical
21 Corporation. It was really just a medical center with a
22 woman named Ma Anand Puja.

23 Q. What type of work did you do there?

24 A. Oh, originally I was supposed to assist a woman named
25 Ma Bohdi, who was Puja's assistant. That meant assisting

1 in whatever happened at the medical center.

2 Q. Was Puja your superior at the medical center?

3 A. That is right.

4 Q. How long a period of time did you work at the medical
5 center?

6 A. About a year.

7 Q. Did that continue through the third World Festival in
8 the summer of 1984?

9 A. Yes.

10 Q. Now, I want to direct your attention to the period of
11 time between July of 1984 and November of 1984. What was
12 the atmosphere as you and to the relationship of
13 immigration matters?

14 MR. WEATHERHEAD: I'll object to the form.

15 Question asking about an atmosphere.

16 MR. GLICK: I'll strike it.

17 THE COURT: Sustained.

18 Q. (By Mr. Glick) What was personally told to you about
19 the immigration matters occurring? What did you personally
20 observe?

21 A. Well, even before I got to the ranch immigration was
22 an issue for all sannyasins because many sannyasins were
23 not American. And being an American myself, I think anyone
24 that wasn't American felt like, you know, we had a role to
25 play in that in some way. And from the very beginning,

1 from when I first got to the ranch there was an ongoing
2 investigation of I think 12 couples that had supposedly
3 filed false immigration papers. They had marriages of
4 convenience and they were under investigation.

5 Q. Did you have a marriage to a non-American?

6 A. Yes, I did. I was married to Swami Prem Vijen, a man
7 named Francis.

8 Q. What nationality was he?

9 A. He was English.

10 Q. You were American?

11 A. I was American.

12 Q. How would you describe your --

13 A. I was actually in a relationship, actually in love,
14 that I was in a relationship with him for the enter time I
15 was at the Saba. But the fact of the matter was that
16 Bhagwan teaching never supported marriage. It was
17 something that, if we hadn't been in the United States
18 would never have happened. We would just continue to have
19 a relationship. We would have not got married.

20 Q. Spell the name?

21 A. Swami Vijen, V-i-j-e-n.

22 Q. Now, during the period of time did you know and
23 observe defendant Savita and her relationships with anyone?

24 A. Sorry. What time?

25 Q. During this period of time you were at these meetings

1 through 1984, prior to that, had you had an opportunity to
2 observe Savita and her relationship?

3 A. Yes.

4 Q. And what is Savita's nationality?

5 A. British.

6 Q. Was she married to an American sannyasin?

7 A. Yes.

8 Q. What was his name?

9 A. I don't know his legal name. His legal name at the
10 ranch was Swami Pragitam, actually. A chiropractor at the
11 medical center.

12 Q. Did you observe the defendant Savita with Pragitam?

13 A. No.

14 Q. Did you observe Savita's relationship with somebody
15 else?

16 A. Yes.

17 Q. Who was the person you saw her in a relationship with?

18 A. Swami Anugiten.

19 Q. During this same period of time, did you have an
20 opportunity to observe and see Defendant Su?

21 A. Yes.

22 Q. And what was Defendant Su's nationality?

23 A. British.

24 Q. Was she married to an American sannyasin?

25 A. Yes.

1 Q. If you know, what was his sannyasin name?

2 A. Okay. I can see his face right now. I'm totally
3 blank with these names. I can't remember. He was from
4 Los Angeles.

5 Q. Would the name "Anutosh" refresh your recollection?

6 A. Yes.

7 Q. During that time that you observed her, did you
8 observe her in a relationship with Anutosh?

9 A. No.

10 Q. Did you observe her in a relationship within someone
11 else?

12 A. Yes.

13 Q. Who was that person?

14 A. Swami Sanir, S-a-n-i-r.

15 Q. During the same period of time, did you have an
16 opportunity to observe Vidya in her relationship?

17 A. Yes.

18 Q. And was she married to an American?

19 A. Yes.

20 Q. What was Vidya's nationality?

21 A. She was from South Africa.

22 Q. Did you observe her in a relationship with that
23 American to whom she was married?

24 A. No.

25 Q. Do you remember his name?

1 A. I can't remember his name.

2 Q. Would the name Shanti?

3 A. Shanti, I think that was his name.

4 Q. Shanti --

5 A. S-h-a-n-t-i, P-r-a-b-h-u.

6 Q. During this period of time that you observed Vidya,
7 was she in a relationship with someone else other than
8 person who whom she was supposedly married?

9 A. Yes.

10 Q. And who was that person?

11 A. Bodhi, B-o-d-h-i.

12 Q. And continuing now, or directing your attention to the
13 November 1984 time period. By this time, how many couples
14 on the commune would you say were in these type -- same
15 type of relationship marriages between foreign sannyasins
16 and American sannyasins?

17 A. Well, it's really hard to say, I don't know how many.
18 I could say a percent but I couldn't -- I wouldn't have a
19 clue. I'm not sure how many people.

20 Q. Approximately what percent, of your own estimate and
21 the relationships from the people that you say had these
22 types of relationships and marriages?

23 A. 85 percent.

24 Q. Now, did there come a time when you began to get
25 involved in certain criminal activities?

1 A. Yes.

2 Q. Now, would that time frame then be the November time
3 frame through the spring of 1985?

4 A. Yes.

5 Q. Now, before we address certain -- one specific
6 criminal activity that you personally were involved in, I
7 want to direct your attention to the spring of 1985 and ask
8 you whether or not there was any structure or hierarchy in
9 your opinion as you observed it at the commune?

10 A. Absolutely.

11 Q. And what would the structure or the order of hierarchy
12 be?

13 A. Bhagwan was the head. He was up on top, and Sheela
14 was directly beneath him, and beneath Sheela, Vidya,
15 Savita.

16 Q. And between Savita and Vidya?

17 A. Well, I would say, well, it went Sheela, Savita, and
18 Vidya. And the three of them together shared the job of
19 attending Bhagwan. For instance, if Sheela was away in
20 another country or not able to go in and see Bhagwan for
21 some reason, Savita would see the Bhagwan. If Sheela and
22 Vidya were both gone, then Savita went in.

23 Sheela made a real point of saying that the
24 three of them could never be broken up as a team. Sheela
25 was always afraid Bhagwan was going to tell Savita

1 something and not Sheela, or Vidya something and not her.
2 So Sheela was always real concerned that they always tell
3 each other everything so that Bhagwan couldn't use one of
4 them against the other. She used to say that.

5 Q. Now, in this time frame, spring 1985, did there come a
6 time when you began to work with Savita?

7 A. Yeah. Later in the spring of 1985.

8 Q. And what type of work did you do for Savita?

9 A. Savita ran, again, all of the corporate. Savita ran
10 all of the corporate structure. What I mean by that is,
11 all of the financial responsibility of all of the different
12 corporations that existed, Savita had the overall picture
13 of all of those corporations.

14 Q. And for how long a period of time did you work
15 directly with Savita?

16 A. Probably three months.

17 Q. Was she your superior?

18 A. Yes.

19 Q. Now, by the spring of 1985, did you have any
20 conversation with Sheela concerning any immigration
21 investigation that was going on?

22 A. Sheela was very concerned about this ongoing
23 investigation of these 12 couples. In addition, there was
24 a lot of concern about Bhagwan's immigration status.
25 Petitions had been filed for him to be allowed to stay in

1 the United States, and there was an ongoing concern about
2 this criminal investigation concerning INS fraud.

3 Q. And did there come a time in connection with that
4 concern of the INS investigation that you had an occasion
5 to observe any of the training sessions that were going on
6 or participate in any training sessions?

7 A. I got to observe training sections that were taking
8 place in the legal department on the ranch. Sheela was
9 very concerned that members wouldn't do well in their
10 immigration interviews because so many people that were
11 married were not really in relationships with the people
12 they were married to.

13 They had to get to know all of the personal
14 habits and all of the information about the people they
15 weren't having a relationship with. She would have
16 different people that are going to be interviewed come into
17 the legal department and be grilled as though they were
18 going to be interviewed.

19 Q. Did you observe any of those sessions?

20 A. Yes, I did.

21 Q. And what, if anything, did Vidya say about any INS
22 issue?

23 A. Well, Vidya was --

24 MR. WEATHERHEAD: I am going to object to the
25 hearsay at this point. We are getting pretty far afield

1 with hearsay.

2 MR. GLICK: Directly related to the INS.

3 THE COURT: Overruled. Go ahead.

4 THE WITNESS: I can answer?

5 THE COURT: Yes. Go ahead.

6 THE WITNESS: I'm sorry. What did Vidya say?

7 Q. (By Mr. Glick) About any INS investigation?

8 A. Just she was very concerned about it.

9 Q. And how close were you to Sheela at this point by the
10 spring of 1985?

11 A. I was very close. Well, I was very close to Sheela in
12 the sense that there was a small group of women and well,
13 there were a few men, too, that she had taken into her
14 confidence and we had worked together really closely.

15 Q. And this small group that Sheela had taken into her
16 confidence by this time, does that include Savita?

17 A. Yes.

18 Q. Does that include Su?

19 A. Yes.

20 Q. Vidya?

21 A. Yes.

22 Q. Shanti Bhadra?

23 A. Yes.

24 Q. Anugiten?

25 A. Yes.

1 Q. Yourself?

2 A. Yes.

3 Q. Yogini?

4 A. Yes.

5 MR. WEATHERHEAD: Your Honor, this is really
6 leading in a degree. I have to object to --

7 THE COURT: I'll sustain the objection. Let her
8 name off the names.

9 Q. (By Mr. Glick) Who were the names of the persons in
10 the small group besides the ones we already discussed, with
11 the exception of the last one where the objection was
12 sustained?

13 A. K.D., Julian, Shanti Bhadra.

14 Q. Were there others?

15 A. Well, yeah, Padma, Patipada.

16 MS. SCISSORS: I don't know if she was done.

17 THE COURT: Were you finished?

18 THE WITNESS: I'm a little confused about all of
19 the people that I have said so far.

20 THE COURT: Okay.

21 Q. (By Mr. Glick) I will move on to something else. We
22 can come back to that.

23 What did it mean to you by the spring of
24 1985 to be on the commune with Bhagwan?

25 A. In the spring of 1985, meaning up until, meaning

1 before June, I was still as devoted as I had ever been to
2 Bhagwan and the commune? I have loved Bhagwan more than
3 anyone I loved in my life. He was the most important
4 person to me. In that way, the commune, you know, was the
5 most important thing to me, too. It was my life.

6 Q. And what would it have meant for you to be exiled or
7 sent off the ranch?

8 A. I couldn't even have imagined living anywhere other
9 than with Bhagwan at that point in time.

10 Q. And who had the power to exile sannyasins from the
11 ranch?

12 A. Sheela.

13 Q. Anyone else?

14 A. Well, often things like exiling, well, if it had been
15 exiling me at that particular point in time, I think Sheela
16 would probably have spoken with a member, number of people
17 within that inner circle of women and men.

18 MR. WEATHERHEAD: Objection. Move to strike,
19 speculation.

20 MR. GLICK: This is based on her own observation
21 and conversations with the group she was part of, Your
22 Honor. She can testify to what she knows based on her own
23 observation.

24 MR. WEATHERHEAD: Evidence of habit, character,
25 not evidence of facts, things that occurred.

1 THE COURT: Sustain the objection.

2 Q. (By Mr. Glick) I want to direct your attention,
3 then, to a specific moment in time in the spring of 1985.
4 Did there come a time when you were in Portland, Oregon,
5 during the trial of -- between the commune and Helen Byron.

6 A. Yes.

7 Q. Who else was with you in Oregon at that time?

8 A. Anugiten and Yogini.

9 Q. And did there come a time when the verdict was reached
10 in the Byron case?

11 A. Yes.

12 Q. And were you in Sheela's presence after the verdict?

13 A. Yes, I was.

14 Q. Can you describe for the ladies and gentlemen what
15 Sheela's reaction was to the verdict as expressed to you?

16 A. Sheela was very upset about the way the trial had
17 gone. Helen Byron had loaned Sheela \$500,000 when the
18 ranch had first started. She wanted the money back.
19 Sheela claimed she had given her the money, it wasn't a
20 loan. So Helen Byron sued Sheela and the commune for the
21 money back and won the case plus damages, I suppose. I
22 think the case -- it was going to cost the ranch about a
23 million and a half dollars. Sheela was really upset. At
24 this -- the same time there was an election trial, we had
25 an election trial -- violation trial going on. We also had

1 a disfavorable verdict. And so Sheela was really feeling
2 desperate and expressed to me and Yogini in the hotel room
3 she felt like we were never going to get a fair trial in
4 Oregon and that we would really need to take the law into
5 our own hands, and said if we were going to survive, there
6 was going to have to be almost a war to achieve our goals
7 in establishing the community.

8 Q. Did she said anything about Savita or Vidya at that
9 time?

10 A. What she said --

11 MR. WEATHERHEAD: Objection. Calls for hearsay,
12 Your Honor.

13 THE COURT: I am going to sustain the objection.

14 MR. GLICK: State of mind, Your Honor.

15 THE COURT: Sustain the objection.

16 MR. GLICK: This be a good time for the morning
17 break, Your Honor?

18 THE COURT: All right. Well be in recess for 20
19 minutes.

20 THE CLERK: Court is now in recess for 20
21 minutes.

22 (Recess)

23 THE COURT: Previous to the last recess I
24 sustained an objection. I think I was in error. I am
25 reversing that decision and the objection is overruled.

1 You may proceed with that question.

2 MR. GLICK: Thank you, Your Honor.

3 Q. (By Mr. Glick) Ms. Avalos, directing your attention
4 to the matter of the Helen Byron verdict and Sheela's
5 reaction. What, if anything, did Sheela say to you about
6 Savita and Vidya?

7 A. What she said was that when we got back to the ranch
8 we would have to support her opinion, support her opinions
9 about needing to take the law into our own hands, so that
10 the rest of the people at the ranch would agree.

11 Q. Did she mention Savita and Vidya specifically?

12 A. No, she didn't.

13 Q. Directing your attention then to the specific time,
14 did there come a time when you got back to the ranch?

15 A. Yes.

16 Q. And did you go about your business until something
17 happened?

18 A. Yeah. It was, I believe, the next day or the
19 following today. I was -- I had a beeper on. I was beeped
20 to come to Jesus Grove for a meeting. It was in the
21 afternoon sometime. And we all -- I walked into Sheela's
22 bedroom. Sheela was saying to everyone, "If you have any
23 morality, you need to leave it at the door or don't come to
24 this meeting."

25 Q. And what, if anything, took place at this meeting?

1 A. Well, there was a group of us sitting in a circle.
2 And Sheela said that -- expressed again the same idea that
3 she had expressed back at the hotel, which is that the time
4 had come for us to take the law into our own hands. In
5 order for us to survive in Oregon, we were going to have to
6 start to kill people.

7 Q. Now, who else, if anyone, spoke at this first meeting?

8 A. Well, Sheela referred to Su and Su took over the
9 meeting and said that, "I am going to run the meeting so
10 that everyone knows that Sheela isn't forcing us to do
11 this, that everyone is taking responsibility on their own
12 and no one is forcing us to do this."

13 Q. Can you describe for the ladies and gentlemen with
14 respect to Sheela, what was her tone, her demeanor as you
15 observed it when you were present at this meeting?

16 A. It was completely serious. She meant business, is how
17 she put it.

18 Q. And what was defendant Su's tone when she made
19 statements that she made?

20 A. She was equally as serious.

21 Q. And were there other meetings that you attended during
22 this immediate period of time where killing was discussed?

23 A. Yes, there were.

24 Q. Was there any discussion during the period of time at
25 any of these meetings about who would do the killing?

1 A. Yes.

2 Q. Describe to the ladies and gentlemen what was said and
3 who said it.

4 MR. WEATHERHEAD: Your Honor, I object to the
5 question insofar as it doesn't attempt to place us in a
6 place and time we can deal with.

7 THE COURT: Let's have a framework of time when
8 these meeting took place.

9 Q. (By Mr. Glick) Directing your attention then to the
10 Helen Byron verdict, approximately May 24th, and the return
11 to the ranch and the first meetings in a day or so. Were
12 there a series of meetings after this first meeting during
13 the period of time May 26 to May 28 of 1985?

14 MR. WEATHERHEAD: Objection. Leading, Your
15 Honor.

16 THE COURT: Could you put a framework on that?

17 THE WITNESS: If the Helen Byron trial was at the
18 end of May, it was sometime directly after that. The trial
19 ended, Sheela came back to the ranch, it was within a day
20 or two that the series of meetings took place.

21 Q. (By Mr. Glick) Describe for us what was said, who
22 would do the killing and --

23 MR. WEATHERHEAD: I apologize for continuing to
24 interrupt, Your Honor. Once again we don't have a question
25 framed in terms of specific place, time, which is obviously

1 the whole case, Your Honor, as to who was where when.

2 MR. GLICK: Your Honor, she is describing a
3 series of meetings. She provided a specific time.

4 THE COURT: We will get to the people after we
5 get to the topic. Proceed.

6 THE WITNESS: Sorry. Repeat the question.

7 Q. (By Mr. Glick) Were there some conversations during
8 the series of meetings about who would be doing the
9 killing?

10 A. Yes.

11 Q. And tell the ladies and gentlemen who said what at
12 these meetings.

13 A. In one of the series of meetings that took place,
14 Sheela said that she wanted to create an assassination team
15 and she wanted me, Yogini, Su, Shanti Bhadra and Anugiten
16 to be these five people that our main task would be to
17 participate in this assassination team. And that we should
18 always have -- she would always make sure that we had an
19 open plane ticket in case we had to flee the country at any
20 point. And we would always be provided money and always
21 have money on hand in case this needed to happen. And we
22 should hand all of our responsibilities on the ranch to
23 someone else because we needed to do this full time.

24 Q. At the meeting where the assassination team was
25 discussed by Sheela, can you remember any specific words

1 she used?

2 A. I believe she used the expression "hit team."

3 Q. H-i-t?

4 A. Yes.

5 Q. You mentioned during this time Sheela also stated that
6 money would be provided for the assassination team for
7 expenses.

8 A. That is right.

9 Q. Was defendant Savita present at that time?

10 A. Yes, she was.

11 Q. What, if anything, did Sheela or Savita say about the
12 money?

13 A. Sheela said Savita would provide the money.

14 Q. And did Savita protest?

15 A. No.

16 Q. And what else was discussed in addition to a hit team
17 in terms of killing.? How it would be accomplished, for
18 example?

19 A. Well, there were a variety of different options or
20 different possibilities of --

21 Q. Any discussion about firearms?

22 A. Yes, there were. What I was going to say is there
23 were a number of different options how to hurt people or
24 how to kill people were discussed, which included
25 poisoning, shooting guns to kill people.

1 Q. What was said at these meetings concerning the
2 firearms that would be needed to kill people?

3 A. We started talking about the fact that in order to
4 accomplish killing, some of the killing we would need to
5 have guns.

6 Q. I am confused. You described earlier defendant Savita
7 and Su and yourself on the 24th had firearms. What would
8 be the need for additional firearms other than they ones
9 that Su and Savita would have had?

10 A. We all understood we would need firearms that could
11 never be traced back to the ranch. All of the firearms on
12 the ranch were registered and bought legally. And we
13 couldn't have there ever be a trace between a gun that we
14 fired in an assassination attempt, I suppose, and a ranch
15 gun.

16 Q. And was there any discussion about where to get or how
17 to get firearms that could not be traced to the commune
18 that you were present at or discussed?

19 A. Yes.

20 Q. Who made the decision and what was said, if you can
21 tell me?

22 A. Well, again, the way the discussion took, there were a
23 group of people that participated in the discussion. And
24 we talked about the need to buy guns that were untraceable,
25 that we would need to have false identification to buy

1 guns, to bring them back.

2 Q. And was Savita present during these discussions?

3 A. Yes, she was.

4 Q. Was Su present during these discussions?

5 A. Yes, she was.

6 Q. Vidya present?

7 A. Yes.

8 Q. Shanti Bhadra?

9 A. Yes.

10 Q. Now, was there any discussion about who would be
11 killed?

12 A. Yes, there was.

13 Q. Did the name Charles Turner get raised?

14 A. Yes, it did.

15 Q. What was said about Charles Turner?

16 A. Well, Charles Turner was brought up as an enemy of the
17 commune. Somebody that was of importance, one of the main
18 enemies of the commune.

19 Q. At that time did you know who Charles Turner was?

20 A. I knew the name and I knew he was involve in the INS
21 investigation. But I didn't understand -- I may have heard
22 he was the U.S. Attorney. But I didn't understand what it
23 meant to be a U.S. Attorney at that time.

24 Q. Was there any discussion at these series of meetings
25 as who to who would be the person to purchase or obtain the

1 untraceable firearms?

2 A. Yeah. It was decided that Shanti Bhadra and Rikta
3 should go buy firearms.

4 Q. And were you present during that discussion?

5 A. Yes, I was.

6 Q. Who discussed at the meeting, that particular meeting,
7 this topic?

8 A. Well, Sheela decided that it should be done by Rikta
9 and Shanti Bhadra. Again the meetings were group meetings,
10 but ultimately Sheela was the one that decided everything.
11 Someone may have said, "How about Rikta?" You know, there
12 was a dialog that happened within the group. Ultimately it
13 was always Sheela that said, "Yeah, Shanti Bhadra and Rikta
14 should go."

15 Q. At the meeting where the hit team was selected by
16 Sheela --

17 A. Yes.

18 Q. -- Rikta was on the team?

19 A. Yes.

20 Q. Did any of the persons, including yourself or Su or
21 anybody, say anything about that selection?

22 A. No, not -- I'm --

23 Q. Protest in any way?

24 A. Sorry?

25 Q. Protest in any way?

1 A. No.

2 Q. Were there others there who did object to killing?

3 A. Well, that was a different meeting. I mean, I feel
4 like it sounded like all of these things happened in one
5 meeting. It didn't really happen all in one meeting. But
6 the first meeting where Su asked us are we in or out, that
7 is when different people objected to the idea of killing
8 people.

9 Q. And who objected at that first meeting?

10 A. K.D. objected. Padma objected, Patipada objected.
11 She said, "I can't kill anybody, but I support you if you
12 do it." Bodhi objected, Jayanada objected.

13 Q. Now I want to direct your attention to the period of
14 time after these objections were lodged in early June of
15 1985. What, if anything, did Sheela do with respect to the
16 protests?

17 A. Immediately within that meeting she asked Bodhi and
18 Jayanada to step out of the room.

19 Q. Did she at any time thereafter tell the Bhagwan about
20 anything?

21 A. Yeah. Again, within a few days of that first meeting
22 she went -- Sheela would go and see Bhagwan every morning
23 and every evening. In the evening she would talk with him
24 and discuss ranch business and ask him what he would want
25 done within the commune. And I guess because so many of

1 the people that were close to her in that group objected to
2 the idea of killing people, she went to him and asked him
3 what he thought about the need to kill people.

4 Q. And what did Bhagwan say?

5 A. Well, Sheela came back from the meeting. She had
6 taken a tape recorder so she could play us the message.
7 She came back to the meeting and said -- and began to play
8 the tape. It was a little bit hard to hear what he was
9 saying. But Param Bohdi, who was one of the people that
10 kind of assisted her in Jesus Grove, assisted her, went and
11 transcribed it. We listened to some of it and he
12 transcribed some of it.

13 And the gist of Bhagwan's response, yes, it
14 was going to be necessary to kill people to stay in Oregon.
15 And that actually killing people wasn't such a bad thing.
16 And actually Hitler was a great man, although he could not
17 say that publicly because nobody would understand that.
18 Hitler had great vision. And --

19 Q. Did the tapes get to be known by any name?

20 A. I guess -- well, since everything has happened we
21 referred to that as the Hitler tape.

22 Q. Now, at this time what, if anything, other than what
23 you have already told us about these discussions about
24 killing Charles Turner occurred, did you do in the early
25 part of June, if anything?

1 A. Well after the -- in relation to Charles Turner?

2 Q. Yes.

3 A. After the series of meetings, I received a message to
4 come and see Sheela. I went to see Sheela. She said, "You
5 should go and find Samadhi and do it" -- you know, "Go and
6 see Samadhi. I want you to work with Samadhi. Go find her
7 and go to Portland with her."

8 I went and I found Samadhi and found out
9 that Samadhi had been working on investigating the location
10 of Charles Turner's home for sometime.

11 Q. Let me stop you there for a moment. How much time had
12 lapsed between the time of these series of meetings that
13 first took place after the Helen Byron trial and the period
14 of time where Sheela came up to you and instructed you to
15 go see Samadhi?

16 A. Well, a week, two weeks. Yeah, it's for me -- in my
17 memory it's like a period of time. I couldn't tell you
18 exactly how many times.

19 Q. It seems either a week or two weeks at this point?

20 A. I would think so.

21 Q. Let's see if we pick some dates as we go through this.

22 Now, you indicated you were present at a
23 meeting in one of the series of meetings where Rikta and
24 Shanti Bhadra were assigned to go get firearms.

25 A. Rikta wasn't at the meeting. Shanti Bhadra was.

1 Q. Do you know if they went and did that after the
2 meeting?

3 A. Yes.

4 Q. Were they successful?

5 A. Yes, they were.

6 Q. How do you know that?

7 A. Because they told me. And because I was shown the
8 guns that they went and purchased.

9 Q. And what were the circumstances that surrounded the
10 time when they did show you, when they did tell you? How
11 did it come about that they told you that they had gotten
12 the weapons? Was there another meeting? What took place?

13 A. No, there wasn't another meeting. I was talking to
14 Shanti Bhadra and Rikta outside, you know, just seeing them
15 in Jesus Grove or something, or outside. I also spoke with
16 Anugiten about it. He was the one that actually showed me
17 the guns. Because when they brought any guns back, they
18 had to be sighted, you know, they had to be sighted or, you
19 know, be able to aim correctly with them. So on one trip
20 him and Shanti Bhadra were going out and sight the guns. I
21 actually met them outside as they were going over to the
22 range to shoot the guns. I saw them when they came back.

23 Q. Were these the same guns Rikta and Shanti Bhadra had
24 received?

25 A. Yes.

1 Q. Directing your conversations with Sheela and Samadhi.
2 What did Samadhi tell you about the work she had done on
3 Charles Turner?

4 A. Samadhi did showed me, Samadhi told me she had been
5 trying to locate Charles Turner's home and contact Charles
6 Turner for sometime. And she actually had went to
7 Washington, D.C. and had gone to his office there to try
8 and get an interview with him there and had been
9 unsuccessful. What she did bring back from there was a
10 picture from his college yearbook a picture of him in
11 different clubs and things like that. That was the only
12 picture we had of him.

13 And she also said that she had found out
14 where he came in and out of the courthouse here in this
15 building. And that we were -- I was supposed to go with
16 her to help her find out where he lived.

17 Q. And did there come a time when you went with Samadhi?

18 A. Yes, I did.

19 Q. And what happened at that time? Where did you go with
20 Samadhi?

21 A. The first morning Samadhi -- somehow she had figured
22 out he lived in an area called Sherwood, and that we should
23 go to the library and try and find out where the voter
24 precincts for Sherwood were located.

25 So we went to the library here downtown.

1 Samadhi was looking through the books and found out where
2 in Sherwood you could go. And we drove there to the voter
3 precinct information building. I don't know exactly what
4 it was called. It was where they have all of the voter
5 card information. We went in and told them that well were
6 are doing a survey on Reagan's economic plan.

7 Q. Let me stop you there for a moment. You described
8 earlier the orange clothing and (necklace) that you were a
9 sannyasin. Describe for the ladies and gentlemen prior to
10 going with Samadhi were you wearing these clothes or
11 different clothes?

12 A. We changed our clothes. We changed into normal
13 clothes. We called it "blue clothes."

14 Q. Why?

15 A. Well, because we didn't want to be recognized as
16 sannyasins.

17 Q. And what kind of automobile did you travel into either
18 look at Mr. Turner's home or get to the post office?

19 A. Well, there was a green Maverick that we used.

20 Q. Now, what happens when you get to the post office?
21 You were describing a conversation you had about Reagan's
22 economic plan.

23 A. We went in and said we were doing a survey to see
24 Reagan's -- find out about how people felt about Reagan's
25 economic plan, and they let us in. It was just like a wall

1 of cabinets with these cards in them. And we pretended
2 like we were looking at all different cards, but of course
3 the main card we went to get was Charles Turner.

4 We pulled out the card and it had a -- it
5 had his name, but a P.O. box for an address, not an
6 address. So we left there and Samadhi said maybe if we go
7 to the post office we can see if they will tell us.

8 We drove to the post office in that area and
9 the woman at the post -- the mail place said, "No, we don't
10 give out addresses for post boxes," you know. She gave us
11 a paper, I think, that had different route numbers on it.
12 So we spent the rest of the afternoon trying to find the
13 location of these post office boxes just driving around
14 Sherwood.

15 Q. Now, during this period of time when you were driving
16 around with Samadhi, did you have any discussion with her
17 as to what the motive was for killing Charles Turner?

18 A. Yes. She explained that -- again, that Charles Turner
19 was involved, headed the INS -- immigration investigation
20 that was taking place against the ranch. And the idea was
21 if we killed him, that the investigation would be
22 interrupted and that would give us more time.

23 Q. What, if anything, did you say about that?

24 A. I listened, I guess. I don't remember saying anything
25 other than taking in the information.

1 Q. Based upon your conversations with Sheela, what was
2 Sheela's view of the Grand Jury investigation of the
3 commune during June of 1985? Anything that she said.

4 MR. WEATHERHEAD: Objection to hearsay, Your
5 Honor.

6 THE COURT: Ask the question again, please.

7 Q. (By Mr. Glick) In relation to the Grand Jury
8 investigation, what if anything did Sheela say about it in
9 June of 1985?

10 THE COURT: Tie it in. Sustain the objection.
11 Needs some kind of tie-in.

12 Q. (By Mr. Glick) Did you have any discussion with
13 Sheela in 1985 concerning the Grand Jury investigation
14 being headed up by Charles Turner?

15 A. Yes.

16 Q. She express to you and make any statement about her
17 view in this time period of the Grand Jury and possible
18 effects on the ranch?

19 A. Yeah. All of us were very concerned about the INS
20 investigation that was taking place because we understood
21 that a Grand Jury had convened and that if -- if any of the
22 couples that were being investigated were found -- their
23 marriages were found to be fraudulent, then that would
24 reflect badly on Bhagwan's immigration application also and
25 he could be deported. And then everything that we had

1 worked for on the ranch would cease to exist.

2 The ranch couldn't have existed without
3 Bhagwan. Everyone had thrown all of their money and time
4 and energy into creating this commune. So we had
5 everything at stake.

6 Q. How was it, given the upbringing that you had, that
7 you came to participate in discussions about killing
8 Charles Turner at this point in 1985?

9 A. Well, I felt later in trying to make sense of
10 everything that happened to me, understood how desperate I
11 was to belong to a group, how desperate I was to have a
12 family, you know, coming from some of the things that I
13 came from. And there was nothing more important to me than
14 my family, than my home, which is the way I said it then,
15 you know. I was willing to jeopardize my life, give up my
16 life to protect the community, to protect Bhagwan.

17 Q. How long a period of time did you drive around with
18 Samadhi searching for Charles Turner's house?

19 A. Pretty much three, four hours, good part of the day.

20 Q. Did there come a time when you eventually found it?

21 A. Yes.

22 Q. Describe to the ladies and gentlemen the circumstances
23 immediately preceding finding it and then finding the
24 house.

25 A. Well, we finally came upon a group of mailboxes.

1 There were, I don't know, maybe seven, eight of them in a
2 row, some old ones and then some of them that were like
3 *Oregonian* mailboxes on the side of the road.

4 The thing about this road, however, was that
5 it wasn't -- these mailboxes weren't attached to any house.
6 They were in the middle of this street. Well, they weren't
7 really streets, they were dirt roads that one went this way
8 and one went that way. And there were houses all along
9 those streets.

10 So we got to the mailboxes, found the
11 mailbox. We didn't know where the house was. And we went
12 and had lunch. And somehow in this conversation I decided
13 that I could do a road drive to try and find the house.
14 What ended up happening was I tried to figure out which way
15 to go and we came -- I decided to turn right on the road.

16 And when we went down -- when we turned
17 right on the road and went down a couple of houses we found
18 Charles Turner's home because it had a sign in the front
19 yard that said Turner.

20 Q. And what was you and Samadhi's reaction in finding
21 Mr. Turner's house?

22 A. At the time we were excited of having found the house.

23 Q. What, if anything, did you do at that point?

24 A. Well, we went back to the apartment where we were at
25 and called the ranch and reported back that we had found

1 and located his house.

2 Q. And you said that you went back to an apartment. What
3 apartment was this?

4 A. Well, I think they were called the St. Francis
5 apartments. They were big yellow apartments in Portland.
6 I guess would be considered kind of a safe house where we
7 would go and change our clothes and, you know, we would go
8 from the ranch to the apartment, change our clothes and
9 then go out, you know, to do whatever it was we were going
10 to be doing.

11 Q. And can you describe in terms of time how long a
12 period of time did you remain at the house when you first
13 got there before you went back to the apartment?

14 A. After we found the house we -- we stayed in the area.
15 We drove around and looked at everything and then stayed in
16 the area probably three hours or so. I mean it took us a
17 couple of hours to find it. We probably stayed there that
18 first time two or three hours by the side of the road just
19 watching, kind of doing surveillance and seeing whether the
20 road was busy or who came around there. It was a pretty
21 isolated place.

22 Q. Describe it for the ladies and gentlemen.

23 A. It's really pretty country, rural and kind of rolling
24 hills and real pretty trees. And there is a main road
25 before you turn off to the dirt road to get to Charles

1 Turner's house. And there is another dirt road you go
2 down, it was really country. It is not, it's not city at
3 all. And it's very isolated.

4 Q. Did you remain in the same location during this first
5 viewing of the home that you were at?

6 A. No. We went and parked in a couple of different
7 locations and just sat out there. I think we put the hood
8 up once, if anybody wondered what we were doing to pretend
9 we were broken down.

10 Q. And these different locations, did you have a view of
11 the home from there?

12 A. Sometimes.

13 Q. All right. And do you recall who it was that you
14 spoke to back at the ranch when you reported in that you
15 found the house?

16 A. I don't remember who. But it would have been --

17 MS. SCISSORS: Objection.

18 Q. (By Mr. Glick) Just tell us if you remember.

19 A. No, I don't.

20 Q. Did there come a time you went back to the house with
21 Samadhi later that evening?

22 A. Yes, later that evening.

23 Q. Approximately what time in the evening was that?

24 A. It was around midnight. Later in the evening.

25 Q. And can you tell the ladies and gentlemen what

1 happened when you went back at midnight?

2 A. Well, basically the same thing. We just went to see
3 the lay of the land and to see what it was like there in
4 the evening, to kind of get an idea what was happening in
5 the meantime.

6 Q. And what did you discover was happening around Charles
7 Turner's house around midnight on a particular June night?

8 A. It was very quite and very isolated.

9 Q. What, if anything, did Samadhi say about the location
10 and killing Charles Turner?

11 A. Well, both of us talked about the possibility of
12 killing Charles Turner there.

13 Q. And what was discussed?

14 A. Well, how that could be accomplished.

15 Q. And what plans or operation did you discuss, if any?
16 You remember any of the specifics?

17 A. Well, yeah. One idea was that as he was coming out
18 along this road, either in the morning -- what sticks in my
19 memory, this morning plan before he got out, like if he was
20 driving out somebody could pretend they were broken down
21 because the road was only a one-lane road to his house so
22 maybe you could fit two cars but it was real narrow.
23 Somebody could pretend like their car is broken down and
24 stop -- the car would have to stop and then somebody would
25 shoot him.

1 Q. Did there come a time that you then went back to the
2 apartment, the St. Francis apartment after this midnight
3 viewing?

4 A. Yes.

5 Q. And for how long a period of time did you remain, did
6 you say?

7 A. After the evening?

8 Q. No, during the evening.

9 A. Maybe an hour or so. I don't remember staying a long
10 time at night. We were there for a long while.

11 Q. Directing your attention to the next day. Did anybody
12 else come?

13 A. Yes. Back at the Portland hotel, the real Rajneesh
14 hotel, Vidya was giving a press conference about some legal
15 pleading or proceedings that was happening. And so we went
16 to the hotel, also to tell Vidya, hey, we found Charles
17 Turner's house. So amazingly enough Vidya asked to go with
18 us to see his house.

19 Q. Why do you say amazingly enough?

20 A. Well, because up to that point, Vidya, Sheela or
21 Rikta --

22 MS. SCISSORS: Objection, your Honor, question
23 has been answered.

24 MR. GLICK: She is in the middle of her answer.

25 THE COURT: I don't think it has been answered.

1 What was the purpose or what was said?

2 MR. GLICK: She replied amazingly so. I was
3 asking her to explain that.

4 THE COURT: Right. What was the reason?

5 THE WITNESS: Well, that up until that point
6 Sheela, Vidya, Rikta, the main people, never went out on
7 any kind of --

8 Q. (By Mr. Glick) So you were surprised that Vidya was
9 there; is that correct?

10 A. Yeah. I was surprised she wanted to come with us.

11 Q. What clothing did Vidya have when you came into
12 contact with her?

13 A. At the hotel she had red clothing, you know, the
14 regular sannyasin red clothing.

15 Q. Did she change?

16 A. Yes.

17 Q. And what was Vidya's role in relation to Rajneesh
18 Legal Services and the INS investigation?

19 A. Well, Vidya ran the legal department on the ranch.

20 Q. And what, if anything, had Vidya say prior to this
21 about the INS investigation?

22 A. Because she ran the legal department she was the one
23 that was in charge of making sure that all of the couples
24 were prepared and anyone that, you know, was going to be
25 getting interviewed by the INS was prepared. She was also

1 in charge of the -- all of the legal proceedings to try and
2 get Bhagwan's immigration approved in this country. She
3 was in charge of all of the legal things.

4 Q. And did she then go with you on this surveillance of
5 Charles Turner?

6 A. Yes, she did.

7 Q. What happened when you got to Charles Turner's house
8 this time, the second day with Vidya?

9 A. Well, the same thing. We drove her there and showed
10 her where it was and drove around and came back.

11 Q. All right. And while you were at Charles Turner's
12 house, was there any discussing with Vidya and Samadhi
13 concerning their killing of Charles Turner?

14 A. Yes.

15 Q. What was discussed with Vidya and Samadhi?

16 A. Again, all of us discussed the possibility of killing
17 him.

18 Q. And what, if anything, did Vidya say about killing
19 Charles Turner?

20 A. She listened to what we had to say.

21 Q. And was anyone else with you during this particular
22 surveillance?

23 A. I think just the three of us at the time.

24 Q. Did there come a time anyone else joined you going on
25 surveillance?

1 A. Yes, later Yogini came.

2 Q. What happened when Yogini arrived?

3 A. We also took her out to see Charles Turner's home.

4 Q. Was this another trip other than the morning trip you
5 described?

6 A. I believe so. We went out with Vidya a couple of
7 times and --

8 Q. Vidya was out at Charles Turner's a couple of times?

9 A. Yes.

10 Q. How long a period of time did you remain at Charles
11 Turner's house?

12 A. Not very long. Again, we just went out there and
13 drove. I was really conscious Vidya was with us. Vidya
14 was the president of the commune. We didn't feel like we
15 could get caught with the president of the commune roaming
16 around Charles Turner's house.

17 Q. Was there any separate surveillances of the courthouse
18 where Mr. Turner worked?

19 A. Yes. Before we had gone out to Charles Turner's home.

20 Q. Before the first time you went out to his house?

21 A. Yes, I believe so.

22 Q. Describe to the ladies and gentlemen what, if
23 anything, you did in the surveillance of this building.

24 A. It was actually before we went out and before we went
25 out to Sherwood. Samadhi had been here before and I think

1 said she figured out how Charles Turner came in and out of
2 this building. And she wanted to see if we could see him
3 again coming in and out of the building. I didn't know
4 what he looked like. I only had a picture from his
5 yearbook, many years previously.

6 So I sat at the -- I think the bar -- the
7 other side, like if this was a one-way-street, here it was
8 the other side. I sat in a parked car for a while watching
9 people come in and out of the courthouse not knowing who I
10 was going to be looking for but knowing I was going to look
11 for Charles Turner. Then we went to the parking lot across
12 the street. And she had this idea that he could be shot in
13 the parking lot possibly if that is where he parked his
14 car.

15 Q. What did you think about any plan to shoot him in the
16 parking lot?

17 A. I thought it was a bad idea.

18 Q. Why?

19 A. Because I thought -- well, it seemed pretty ridiculous
20 to try and shoot him across the street from the courthouse
21 in a parking lot where it would make tons of noise.

22 Q. Did Samadhi say anything about what role she wanted to
23 play in the assassination of Charles Turner?

24 A. Samadhi was real enthusiastic about this and wanted to
25 shoot him, actually. And that was, again, rather absurd

1 and farfetched to me. Because Samadhi had never been
2 included in the 24 people, had never practiced, as far as I
3 knew, firing guns and only had the use of one eye.

4 Q. She had one eye and she wanted to kill Turner?

5 A. Yes.

6 Q. And how long did you remain outside this building
7 trying to see if Charles Turner would go in or out?

8 A. I don't really remember. It was a little while. We
9 didn't sit in a parking structure for a long period of
10 time. We sat outside the courthouse watching people come
11 in and out longer than the parking structure.

12 Q. How long did you remain outside of this courthouse
13 trying to find Charles Turner?

14 A. An hour or two, maybe.

15 Q. You said you had an old yearbook picture. Did you
16 have at this time in June of 1985 and up-to-date picture of
17 Charles Turner?

18 A. No.

19 Q. Did there come a time when your activities in the
20 surveillance of Charles Turner came to an end and you went
21 back to the ranch?

22 A. Yes.

23 Q. What happened and what were the circumstances?

24 A. Well, after Yogini came in she relieved me with
25 Samadhi and I went back to the ranch. I flew back to the

1 ranch on the commune plane with Vidya.

2 Q. And did you have any other role at the end of June or
3 the beginning of July in relation to Charles Turner and
4 killing him?

5 A. No. Only that, that K.D. wanted -- came and asked me
6 for a camera. We had these very small little cameras that
7 we could take pictures of -- kind of without them knowing,
8 I guess was the idea. He came and asked me for a camera
9 because he was going to be -- going to some sort of social
10 function that Charles Turner was attending and he wanted to
11 take his picture.

12 Q. Did you give K.D. that little camera?

13 A. Yes, I did.

14 Q. Now, directing your attention to the middle of
15 September, three weeks later, did there come a time when
16 certain people left the commune?

17 A. Yes.

18 Q. Can you describe the circumstances which surrounded
19 that and what you did and what happened?

20 A. Well, at a certain point Sheela started to talk to
21 that same small group of people and said that she felt like
22 she wasn't happy on the ranch anymore and she didn't feel
23 like she would -- she was ready to go to prison for
24 Bhagwan, or work for him anymore, you know, give up her
25 life for him anymore. She started talking about all of us

1 leaving the country together, fleeing the country. We
2 didn't put it fleeing the county, all leave the country
3 together and go something else in Europe.

4 Q. Where you part of that group?

5 A. Yes, I was.

6 Q. Did Sheela leave the commune?

7 A. Yes, she did.

8 Q. What did you do?

9 A. Well, Sheela came -- she was away on a -- she was away
10 on a trip traveling. When she came back it was around the
11 middle of September, she came back and told us, I'm leaving
12 tomorrow or, you know, real soon, maybe one or two days.
13 She wrote a letter of resignation to the Bhagwan. She said
14 she thought we ought to all go with her.

15 So all of the people that were close to her
16 had a real hard time trying to decide whether or not we
17 should go or whether we should go. And finally pretty much
18 all of us decided, okay, let's go. And we -- Sheela left
19 the night before. And then the next day we all packed up
20 and got into the van and left. Which, we were the top
21 administrators of the ranch, so everyone was in complete
22 turmoil and we suddenly decided to get up and go. Nobody
23 really understood what was going on.

24 Q. What was your emotional state at the time?

25 A. I was really, really upset. I was really confused

1 because everything that I had done to that point had been
2 for Bhagwan and the commune. Subsequently we were shifting
3 now and we were going off and do something for ourselves.
4 And it's just -- it didn't make sense to me.

5 Q. And prior -- through the summer of 1985, what were
6 your sleeping hours then, the time?

7 A. Sorry?

8 Q. What were your sleeping hours? What was going on in
9 terms of how you were physically feeling?

10 A. What point?

11 Q. Through the summer of 1985, during the time you were
12 conducting surveillance and up until the time you left?

13 A. Well, we were all working, you know, we were working
14 like crazy. We were having meetings in the evening, we
15 were doing this ridiculous schedule at the Bhagwan's house.
16 Sometimes we slept maybe, four, five hours a night. Four
17 is probably closer to what it was. So our schedules were
18 completely insane.

19 Q. What happened then when you left the ranch and came to
20 Portland?

21 A. Well, Sheela had left before us. Then there were a
22 group of us went to a hotel in Portland. And some people
23 had passports already updated and some of us didn't have a
24 new, you know, the new passport. So half of the people
25 could leave before the other half. And I was really upset.

1 And I hadn't slept that night so when we all
2 got to the hotel Vidya gave me a sleeping pill so I could
3 calm down. And when I woke up in the morning I found out
4 that they had all talked in the evening about all the plans
5 that were going to happen.

6 So when I woke up Yogini walked in the room
7 and said I just talked to Sheela on the phone, everything
8 is going to be fine. We are going to go buy a disco in
9 Europe. And something snapped inside of me at that time.
10 I said, "That is the most ridiculous idea I ever heard of
11 in my life."

12 Q. What did you do?

13 A. I said, "I'm not going." And I think people felt
14 differently about that. I mean, everybody was so upset
15 really at the time that, you know, everybody was really
16 upset at the time. So me saying I wasn't going to go added
17 to an already bad situation.

18 Q. So did you go back to the commune?

19 A. Yeah.

20 Q. How was it you were able to go back to the commune
21 after having left?

22 A. I called. I called Geeta again at the ranch. I said,
23 "I really want to come back. I don't want to go." She
24 said, "Okay, come back." So I dropped off -- I dropped off
25 Yogini. I drove Yogini to the airport. I said good-bye to

1 her. I drove the van back to the Portland hotel and then
2 got on the plane and went back to the ranch.

3 Q. What happened when you got back to the ranch?

4 A. When I go back to the ranch I found out Bhagwan had a
5 press conference in the morning and had made a number of
6 allegations against all of the people that had left.

7 Q. And what did you think was going to happen to you at
8 that time?

9 A. Well, even before I was back to the ranch, when I woke
10 up that morning I realized that everything I had done to
11 that point had been completely wrong. And I thought, if I
12 have to spent the rest of my life in prison because of
13 that, that is what I have to do. I felt like I had to make
14 things right. I had to put things straight.

15 Q. Sorry?

16 A. I had to set things straight.

17 Q. And part of that process, did you come to retain an
18 attorney or have contact with the FBI?

19 A. Yeah.

20 Q. Describe the first contact with the FBI and the
21 circumstances that surrounded that.

22 A. Well, after Bhagwan -- Bhagwan started to have these
23 press conferences and accused us all of doing all kinds of
24 things and everyone started accusing us of doing all kinds
25 of things, some of which were true and some of which

1 weren't true, people were kind of having a hey day. And
2 because of the allegations the FBI and the State Department
3 descended on the ranch kind of on matters and set up
4 offices like in the middle of the ranch there.

5 Q. You say the State Department, the State Department or
6 Department of State in Washington?

7 A. The State Police, sorry. And I received a message to
8 go and speak to an FBI agent named, Paul Hudson. So I went
9 in to see him. And what I told him was that I was really
10 confused and that I didn't know who to trust anymore. And
11 he listened to me. And I told him, I said, "A lot of
12 people are saying a lot of things that are true and a lot
13 of people are saying a lot of things that aren't true." He
14 said, "Okay, we will just -- I'm here. If you want to talk
15 to me, I'm here." And I left. And I ended up talking,
16 going -- the only person I felt at that point I could
17 really trust was my old friend, Sono who had gone to the --
18 who is the one I had gone to India originally when I was
19 19.

20 Q. Spell Prem Sono.

21 A. Prem Sono, S-o-n-o. So I went and found Sono. And I
22 said --

23 Q. Would you like a break?

24 A. I'll be okay. I told her what had happened to me.

25 And just a second, she listened and she went --

1 MS. SCISSORS: Objection, Your Honor, as to
2 relevance. And also it's clearly going to be hearsay.
3 It's really irrelevant.

4 THE COURT: Her own feelings, but not someone
5 else at this stage.

6 Q. (By Mr. Glick) What were your feelings about what
7 was happening to you at this stage? What did you do?

8 A. I talked to Sono about what had happened.

9 Q. Without telling us what Sono said to you, what did you
10 do?

11 A. It really -- what Sono did at that point?

12 Q. What did Sono do?

13 A. Sono went to Paul Hudson and told him my friend needs
14 help. And so at that point -- again, I was still really
15 confused. And I was told by someone, and I don't remember
16 who it was, that I should go in and tell the FBI everything
17 that I knew. So I went in and I sat down. I didn't know
18 that Sono had spoken to Paul Hudson. She later told me she
19 had done this.

20 So I went to Paul Hudson. And I said, "I
21 want to tell you what happened." And he said, "I don't
22 think you want to tell me what happened." He said, "I
23 don't want to talk to you until you have an attorney. You
24 need an attorney. And you need to do whatever you can do
25 to find an attorney, that is what you need."

1 Q. He didn't make an attempt to interrogate you even
2 though you wanted to talk?

3 A. He wouldn't.

4 Q. What happened, did you get an attorney?

5 A. At that point there were a lot of other people on the
6 ranch that felt like that -- because the FBI and everybody
7 where there -- there were a group of people that went to
8 Portland to find some attorneys to talk to. And then that
9 was when I met Ron Hoebet and Jack Ransom for the first
10 time and we talked. And then they recommended that I hire
11 Tommy Hawk as my attorney.

12 Q. Did you do that? Did you hire Tommy Hawk as your
13 attorney?

14 A. Well, I didn't hire him. I didn't have any money.
15 But the people at the commune put together some sort of
16 fund to hire attorneys for people that needed attorneys at
17 that point. And that is the ones that paid him. But I did
18 want him to be my attorney.

19 Q. Did Mr. Hawk negotiate a plea agreement or immunity
20 agreement, if you will, with the United States?

21 A. Yes, he did.

22 Q. And are you familiar with that?

23 A. Yes, I am.

24 Q. And what is your understanding as to what you have
25 promised to do as part of that agreement?

1 A. Part of the agreement I promise to tell everything
2 that I knew about everything that had happened as
3 accurately as I could.

4 Q. And what did you understand that the promise of the
5 United States was as part of that agreement?

6 A. That as long as I -- if I didn't lie about anything or
7 misrepresent any information that I wouldn't be prosecuted
8 for the crimes that I committed. But if I was found to lie
9 or tell -- not tell the truth in any way I would be
10 prosecuted completely for my crimes and for everything that
11 I said. Everything that I said would be used against me
12 all at once.

13 Q. All right. Now, you talked a little bit earlier, you
14 said you did a lot of things that you realized were at that
15 point really wrong. Can you tell the ladies and gentlemen
16 the things that you did that at this point that you knew
17 were wrong?

18 A. Actually I made a list. Is it okay for me to take it
19 out?

20 MR. WEATHERHEAD: Your Honor, I object. The
21 quality of this witness' memory is crucial to us.

22 THE WITNESS: Well, I just didn't want to forget
23 any of them.

24 THE COURT: Go ahead and do what you can without
25 the list. If you need the list to refresh your memory

1 after that you can use it.

2 THE WITNESS: Okay. I participated in poisoning
3 Judge Hull. I participated in the salmonella poisoning
4 that took place in The Dalles. I participated in a series
5 of poisonings.

6 MS. SCISSORS: Objection, Your Honor. Can we
7 approach the bench, please?

8 THE COURT: Ladies and gentlemen, why don't you
9 step out.

10 (Jury out)

11 THE COURT: Ms. Scissors.

12 MS. SCISSORS: We are conferring among ourselves,
13 Your Honor.

14 It had been my understanding from the
15 lengthy discussion we had the other day regarding immunity
16 that the Government was to elicit those categories of
17 crimes for which an individual witness received immunity.

18 The problem with something like this is that
19 all of us have very carefully avoided the hit list, which
20 includes a whole series of people. But now suddenly we
21 have Ms. Avalos testifying she got immunity for poisoning
22 Judge Hull, which is very prejudicial because it creates
23 the impression that, you know, all kinds of particularized
24 individuals, public officers in that case were being
25 poisoned, targeted or whatever.

1 MR. GLICK: Your Honor, should we excuse the
2 witness during this?

3 THE COURT: Yes. I think it would be better if
4 the witness was excused.

5 (Witness excused from the stand.)

6 THE COURT: Mr. Glick.

7 MR. GLICK: Yes. I think we are doing exactly
8 what the Court wants us to do. I think we have been very
9 careful to, on direct, to stay away from those areas that
10 the Court has instructed that delicate balance in the
11 404(b) area. The witnesses are under enormous pressure.
12 They are not attorneys.

13 It's a complicated legal issue, but we have
14 instructed them as far as the direct is concerned to stay
15 away from certain areas, and we did that. Now we are in
16 that portion of the testimony which is not a chronolog to
17 make it seem as if there is a series of acts everyone is
18 involved in. We are in a portion of the foundation which
19 is the plea agreement and what crimes she committed she
20 received immunity on.

21 She is talking about what she did. She is
22 not talking about what any others did, let alone that
23 Savita or Su participated in them. And she is under
24 specific instructions from me to "just say what you did."
25 And that is what she is doing.

1 So far as the hit list is concerned, I think
2 Ms. Scissors is confused about the timing whether Judge
3 Hull was on the hit list. That is a poisoning at a much
4 earlier time. It wasn't an attempt to kill Judge Hull as
5 part of the hit list. So she is factually wrong there.

6 But the witness is doing exactly what we
7 thought would be the delicate balance that the Court
8 instructed, to stay away from the chronolog and to have the
9 witness describe the criminal activity that they
10 participated in as part of the plea agreement and what they
11 received immunity on. And that is what the witness is
12 doing and there is no doubt on cross-examination they will
13 go into all of the bad things that Ms. Avalos did to make
14 it seem to the jury she is not a credible person or that
15 she had some sort of bias because she heard testimony --
16 her testimony is in exchange for not being punished for all
17 of the crimes that she did commit.

18 So it's highly relevant. We are doing it in
19 a way we thought the Court wanted us to, and that measure
20 is a delicate and balanced way.

21 THE COURT: Ms. Scissors.

22 MS. SCISSORS: I was using the hit list by
23 analogy. Both sides have avoided saying that Sheela
24 actually listed ten or so people because the view had been
25 that would open the door.

1 Well, similarly, by saying the poisoning of
2 Judge Hull is like saying that there were other public
3 officials that were targeted. So it's the analogy, not the
4 fact Judge Hulls was ever on the list. That makes this so
5 damning.

6 The other thing that is as bad or worse is
7 she is being permitted to testify she participated in
8 instead of stating -- which is misleading to the jury --
9 instead of stating, "I did." So I would ask on both scores
10 that the testimony not be allowed. And the inference "was
11 participating" was that others were involved. She is here
12 to say what she did and what she got immunity for.

13 THE COURT: Well, this issue has always been a
14 concern to all of us. I think counsel has followed my
15 instructions to the letter that I set the other day after
16 some previous testimony along the same line. There is no
17 question that this has some reverberations that one can
18 consider on the issue of prejudice. And I am weighing this
19 testimony from its prejudicial position, but I also feel
20 that the Government is entitled to put its witnesses before
21 the jury in its light as being one who is candid about her
22 affairs or her activities. And as the word is used,
23 although I don't like it, to blunt what would fairly be the
24 endeavors of the defendants to use these same acts to
25 attack her credibility. The Government, I have previously

1 ruled, is entitled to do that, and I think they have been
2 very cautious in doing it in this instance. It would not
3 necessarily be accurate for her to say, "I did something,"
4 if she was merely -- or was not merely but was one of
5 several participants. That doesn't necessarily mean that
6 ties your clients in, but it may well be the only truthful
7 answer she can give about that activity. She is going to
8 say, "I participated in" or "involved in" or "I did," but I
9 think the way she is putting it means there may have been
10 others involved. Now, that has got some questions of
11 prejudice to the defendants, but I am weighing carefully,
12 but I cannot preclude all evidence that the Government is
13 entitled to put in just because it has some prejudice,
14 whether the prejudice overweighs the use that the
15 Government puts this testimony to, and here I find it does
16 not, so I am going to overrule your objection.

17 Would this be a better time to stop for noon
18 rather than bringing the jury back?

19 MR. GLICK: Yes. If the Court wishes to stop, we
20 might as well. Maybe we can return a little earlier.

21 MS. SCISSORS: I assume there is a few more
22 minutes of direct.

23 MR. GLICK: I think that assumption is incorrect.

24 THE COURT: Okay. That assumption is incorrect.
25 Bring the jury back.

1 (Jury in)

2 THE COURT: Be seated. One of the jurors has
3 mentioned that the witness is somewhat difficult to hear so
4 I ask that you advise her to speak more directly into the
5 microphone. I found it the same when she turns away from
6 me. I have difficulty hearing too.

7 MR. GLICK: I'll tell her during the luncheon
8 recess.

9 THE COURT: Ladies and gentlemen, we are going to
10 take our noon recess at this time. The reason we brought
11 you back in to tell you you can go again, I want to remind
12 you again of all of my admonitions. You are back in a
13 trial mode again where you need to be very careful moving
14 in and out of the building and being around people that
15 might be out on the sidewalk. So be cautious to have a
16 good light lunch and be back. We will reconvene with
17 counsel. Any matters that counsel anticipate you need to
18 bring up or can we just begin -- we will reconvene at 1:00.
19 Be back a few minutes early and we will start at 1:00
20 o'clock.

21 THE CLERK: Court now in recess until 1:00 p.m.

22 (Luncheon recess)

23

24

25

1 this case, even if that document does not preclude the sale
2 or distribution of written materials about Rajneesh, I
3 prohibit it within the courthouse and it's immediate area
4 of jurisdiction around the courthouse.

5 So I don't know if there is any question
6 that you might have on this, but I don't want to have any
7 misunderstanding. Soliciting on commercial or political,
8 vending of all kinds, displaying, advertising, commercial
9 advertisements, collecting private debts, and so forth. It
10 goes on quite a list here. It is not allowed within the
11 courthouse or its environment. So you should be aware of
12 that and be very careful, as it could bring about a
13 citation.

14 VOICE: Your Honor, may I apologize for my
15 thoughtlessness. And if I leave these in the coat room
16 outside, may we come back and listen to the testimony?

17 THE COURT: Well, you can come back. I would
18 like you to take them out of the courthouse now.

19 VOICE: Out of the courthouse.

20 VOICE: Thank you.

21 MR. WEATHERHEAD: Your Honor, before the jury
22 comes back, I took advantage of the unexpected break to
23 hand up a proposed limiting instruction.

24 THE COURT: Excuse me. Let me take it one step
25 further. I'm not sure either of you ladies and gentlemen

1 were around when the admonition was given to the jurors.
2 They are not only to contact anybody or be subject to any
3 publicity about this case, but they are not allowed to have
4 anyone approach them about anything that has any relation
5 to this case. So most of these jurors are all marked with
6 a jury button, but they may not wear that. And so that
7 could be a violation of my rules regarding any contact with
8 jurors. You must be very, very careful about this.

9 VOICE: It was not my intent to contact any of
10 the jurors. After we sat down here, I thought about the
11 book and I put my purse on top, but I am sorry.

12 THE COURT: Okay. Thank you.

13 VOICE: Thank you.

14 MR. WEATHERHEAD: Your Honor, since we have
15 committed to the Court we had no business and didn't at the
16 time. Once we got the unanticipated moment away from the
17 jury, I did hand up to Miss Black -- and I distributed to
18 the Government and Mr. Wax a proposed limiting instruction
19 regarding plea agreements that Mr. Simms prepared for me
20 and was able to complete over the noon hour, and this seems
21 like a timely opportunity to propose it to the Court.

22 There was some discussion in-camera the
23 other day about the Court's willingness or perhaps even
24 duty to instruct the jury in connection with the blunting
25 issue, and our thought was that since Miss Avalos is about

1 to apparently embark on blunting relating to her plea
2 agreement and relating to the conduct which underlay it, we
3 request that this instruction be given immediately after
4 that testimony is received. Thank you.

5 THE COURT: Now, I am going to ask you keep me
6 tuned to when you are done with this. Do you have any
7 objections to this limiting?

8 MR. GLICK: Very definitely. Two specific
9 reasons. One, this: The Ninth Circuit has clearly said in
10 its patent instruction these kind of instructions should be
11 given once in a trial it shouldn't be combined with
12 accomplice or something else. You should do one
13 instruction when it comes to this type of area in terms of
14 the great caution. If we do it now and again, it's
15 repeating something which is a little bit in conflict with
16 the Ninth Circuit.

17 Now, the second point is that as we
18 discussed before, this is a very fluid situation. And
19 right now, this may be accurate, but to deliver it for all
20 time, we don't know what is going to happen on cross. It
21 may be a different situation. I don't know if the Court
22 wants to be in a position where it's given an instruction
23 and now it has to craft a new one and take back what it
24 said. I think it needs to be -- I think we need to think
25 it through and I don't know that this is the time to do

1 that. Maybe we will have a break a little later on prior
2 to the next witness.

3 THE COURT: Let me ask you, if I was to delete
4 the last sentence and then start out the instruction with,
5 "Unless I instruct you further and to the contrary."

6 MR. GLICK: I think the deletion of the last
7 sentence in that proposed addition will be all right. I
8 think it should be done at the conclusion of the witness'
9 testimony, not the middle. It's drawn for their
10 conclusion, I think.

11 MR. WEATHERHEAD: My understanding is, Your
12 Honor, and that the cases Dawbert recommends that the
13 instructions be read after the testimony in question comes
14 in, so it's right on top of it. As far --

15 THE COURT: That is what I -- the way its worded,
16 it sounds that way. That is why I was asking you to clue
17 me in when you are done with that.

18 MR. GLICK: It should be subject to cross. If
19 they open the door on cross, we are in a different
20 situation. We should wait for the witness to be done,
21 cross and redirect.

22 MR. WEATHERHEAD: Well, at this juncture, Your
23 Honor, their only basis -- the only lawful basis, given the
24 rules and given the Court's order upon which this witness
25 can be invited to testify to those matters, is in relation

1 to impeachment. That is what this instruction goes to.
2 Naturally, Your Honor, we prefer the instruction as it's
3 designed here on the understanding it has been proved,
4 although I will not say mandated, by the Ninth Circuit.
5 The Ninth Circuit also recognized the giving of the
6 instruction twice, once following the testimony in question
7 and once when the jury is charged at the end of the case.
8 Again, that is a recommendation from the circuit, not a
9 mandate. We feel in this particular case it is an
10 appropriate course of action.

11 THE COURT: All right. Now, do you want this
12 instruction when he is questioning or when you are through
13 with the witness, completely through?

14 MR. WEATHERHEAD: My belief is the instruction
15 ought to be given after she testifies about her prior
16 crimes. In other words, she testified about a conspiracy.
17 That is what we are here about. Fine. Now she is going to
18 testify, though, about a number of other crimes. It seems
19 to me the law says we are entitled to have the jury
20 immediately told.

21 THE COURT: I'm not going to do it more than once
22 until I get to my final instructions on the jury as to the
23 one final witness. If you go back into these same crimes
24 on cross-examination, you don't get it again.

25 MR. WEATHERHEAD: I understand that, Your Honor.

1 THE COURT: You'd rather have it at this time?

2 MR. WEATHERHEAD: I think so.

3 MR. GLICK: We object to that and wait for the
4 conclusion of redirect.

5 THE COURT: All right. You let me know when you
6 are through and that is when I am going to give it.

7 MR. GLICK: The conclusion of my direct?

8 THE COURT: Well, at the conclusion of this type
9 of testimony. You may have other areas.

10 MR. GLICK: After we do this, I am going to start
11 showing her some exhibits, though.

12 THE COURT: Okay.

13 (Jury in)

14

15 DIRECT EXAMINATION

16 (Continuing)

17 BY MR. GLICK:

18 Q. Good afternoon, Miss Avalos. Before the lunch recess,
19 we were discussing the things that you had done that you
20 were not proud of that were part of the plea agreement.
21 Can you explain for the ladies and gentlemen of the jury
22 the crimes that you personally were involved in?

23 A. I was involved -- I participated in poisoning of
24 Devaraj numerous times, who was Bhagwan's physician. I
25 participated in poisoning attempts on Vivek, who was

1 Bhagwan's assistant, a number of times. I participated in
2 poisoning of Judge Hull. I participated in salmonella
3 poisoning of the dams.

4 I participated in falsifying medical records
5 in relation to the Share-A-Home project, and knew about
6 Haldol being given to the people involved there without
7 their knowledge. I participated in, I guess you would call
8 it kidnapping and drugging of the participants during the
9 Share-A-Home project, named Felton Walker.

10 I participated in the arson of the City
11 Planner's Office and Attorney's Office. I participated in
12 attempted murder, attempt on Savita's life. I knew about
13 the attempt on -- to kill Devaraj at the celebration.

14 I knew about the election fraud attempt in
15 the Wasco County election. I'm not sure what all the
16 technical names are. I participated in the plot to kill
17 Charles Turner. I participated in the plot to kill Helen
18 Byron. I participated in --

19 Q. Any action with respect to *The Oregonian*?

20 MR. WEATHERHEAD: Objection. Leading, Your
21 Honor.

22 THE COURT: Sustained. That as far as she can
23 remember.

24 Q. (By Mr. Glick) As best you can remember?

25 A. Now, he said that -- should I say that?

1 THE COURT: Yes. What you can remember now.

2 THE WITNESS: Okay. Well, I participated in
3 attempt to break in and destroy evidence at the *Oregonian*.
4 I participated in the illegal wiretapping that occurred on
5 the ranch. That was the majority of them.

6 Q. All right. You indicated earlier you had a list.
7 Would it refresh your recollection by examining that list
8 if there was anything else?

9 A. I have the list.

10 THE COURT: Just look at it to refresh your
11 memory, not to read it into the record.

12 THE WITNESS: Okay. I represented myself to be
13 Lorna Buckles after stealing her wallet in Portland. I
14 represented myself also twice as people that I wasn't, two
15 times. Once, Donna Larson and another time Tina something.
16 I don't remember the last name. First name Tina. And I
17 also participated in the surveillance of Wasco County
18 Courthouse with the intention of bombing the courthouse.

19 I participated in the surveillance of a man
20 named -- I think it's -- I don't remember his first name.
21 His last name was Khomeini (ph), liquor store, and the
22 intention of possibly bombing his liquor store. Also, he
23 was in the hospital, when he was in the hospital, with the
24 intention of possibly harming him there.

25 I also knew about the way that money was

1 brought illegally, I suppose illegally, into the United
2 States. Large cash money was brought in. I think that is
3 about it.

4 MR. GLICK: Okay, your Honor.

5 THE COURT: Ladies and gentlemen, unless I
6 instruct you further on this respect, or contrary to these
7 instructions, the testimony that you have just heard, that
8 the witness entered into a plea agreement for crimes she
9 has committed in the past in exchange for her testimony
10 today. This plea agreement or the confessed crimes
11 contained therein or in this testimony is not evidence
12 against the defendants, and you may consider it only in
13 determining Miss Avalos's believability or credibility.
14 All right. Proceed.

15 MR. GLICK: May I approach the witness, Your
16 Honor?

17 THE COURT: Yes.

18 Q. (By Mr. Glick) I want to show you Government's
19 Exhibit 3 into evidence, and I ask you to take a look at
20 that. Do you recognize that?

21 A. Yes.

22 Q. What is it?

23 A. Jesus Grove, the compound where Sheela and the ones
24 that worked with her lived.

25 Q. All right.

1 MR. GLICK: If I may, Your Honor.

2 Q. (By Mr. Glick) Now I show you Exhibit 3A in
3 evidence. Would you take a look at this. Do you recognize
4 this?

5 A. Yes. This is the floor plan of the trailer complex.
6 It shows Jesus Grove.

7 Q. Is it the main house?

8 A. Yes.

9 Q. Did there ever come a time when you lived in the main
10 house?

11 A. Yes.

12 Q. Could you indicate, if she may, Your Honor, where she
13 lived? Come up to the diagram. Yes.

14 A. (Indicating.)

15 MR. GLICK: Your Honor, may the record reflect
16 she is indicating the portion of the diagram on the top,
17 indicating bedroom.

18 THE COURT: Let's put an initial in that bedroom.

19 Q. (By Mr. Glick) Just put your initials in the spot
20 where you lived. I want to show you, if I may, Your Honor,
21 Exhibit 3B. Take a look at that. Do you recognize that?

22 A. It's a diagram of Sheela's bedroom.

23 Q. Is this the bedroom where the series of meetings took
24 place to kill Charles Turner?

25 A. Yes. There were also some meetings that took place

1 on --

2 Q. On Government's Exhibit 3A?

3 A. -- meetings room. There is a large square there.

4 Q. Okay. I'll show you what is marked as Government's
5 Exhibits 5, 5A and 5B.

6 MR. WEATHERHEAD: Your Honor, I have a relevance
7 object on those exhibits, I believe, outstanding from
8 earlier.

9 MR. GLICK: Do you want to see them?

10 THE COURT: There is -- yes. Just go ahead with
11 your preliminary questioning.

12 MR. GLICK: Thank you, Your Honor.

13 Q. (By Mr. Glick) I'd ask you to take a look at this
14 and see if you can identify these exhibits?

15 A. These are the registrations that I filled out. The
16 one on the right here were it says Tina Rivera, that we
17 filled out, that was filled out after we burned down Dan
18 Durow's office in San Francisco.

19 MR. WAX: Your Honor, I think we object to the
20 "we" there. We need clarification of that.

21 Q. (By Mr. Glick) Just tell us, were you part of the
22 "we"?

23 A. Yes. There were two names and so I said we.

24 MR. WEATHERHEAD: Your Honor, the record, I think
25 given the ambiguity on that point, should indicate the

1 bottom name was Richard Langford.

2 THE COURT: Yes.

3 MR. GLICK: I'm sorry.

4 THE COURT: We clarified the other name was
5 Richard Langford.

6 MR. GLICK: Yes.

7 Q. (By Mr. Glick) Now, you indicated earlier on direct
8 examination the apartment that you changed, or used for
9 portion of the surveillance regarding Mr. Turner, was the
10 St. Francis apartments; is that correct?

11 A. That is right.

12 Q. I would like to show the witness 24A. I ask you to
13 take a look at that. Tell us if you recognize 24A?

14 A. Yes. That was the St. Francis apartment.

15 Q. Is it a fair and accurate depiction of the St. Francis
16 apartment as it was at the time you used it for
17 surveillance of Charles Turner?

18 A. Yes.

19 MR. GLICK: I offer it, Your Honor.

20 MR. WEATHERHEAD: No objection.

21 THE COURT: Received.

22 (Government's Exhibit 24A received.)

23 Q. (By Mr. Glick) Now, you indicated on direct
24 examination that you used a Ford Maverick --

25 A. Uh-huh.

1 Q. -- in the surveillance of Charles Turner?

2 A. Yes.

3 Q. You remember the name you used in the registration of
4 that Ford Maverick?

5 A. I believe it was Stella Larson.

6 MR. GLICK: Your Honor, I would like to show the
7 witness 26A, B, C. Please take a look at 26A, 26B, 26C.
8 Do you recognize either your signature or any of the
9 handwriting on these documents?

10 A. 26B I signed Stella Larson. That is my writing. All
11 three of them are a certificate of title and application
12 for the title for the car.

13 Q. And was this the Ford Maverick used in the
14 surveillance of Charles Turner?

15 A. Yes.

16 MR. GLICK: I offer this in evidence and I
17 believe we have a stipulation.

18 MR. WEATHERHEAD: I believe it is stipulated as
19 to foundation, Your Honor. I don't see the relevance, but
20 I don't really care, so I don't object.

21 THE COURT: 26A, B, C?

22 MR. GLICK: Yes, Your Honor.

23 THE COURT: Received.

24 (Government's Exhibits 26A, B and C received.)

25 THE COURT: Is there an offer of 5A, and B?

1 MR. GLICK: Not at this time. We have a
2 stipulation to read for 26A, B, C,

3 MS. HAIMOV: It is hereby stipulated and agreed
4 by and between the United States of America and the
5 defendants, Sally-Anne Croft, also known as Ma Prem Savita,
6 and Su Hagan, also known as Ma Anand Su, individually and
7 through their counsel these facts are accurate:

8 The United States Exhibit 26 is an envelope
9 containing United States Exhibit 26A, 26B and 26C.

10 That United States Exhibit 26A is a
11 certified copy of a certificate of title for at 1974 Ford
12 Maverick, license plate IFC 257, vehicle identification
13 number 4K91L191547, from the Department of Licensing, the
14 State of Washington.

15 That United States Exhibit 26B is certified
16 copy of a dealer temporary permit application for a 1974
17 Ford Maverick, license plate number IFC 257, vehicle
18 identification No. 4K91L191547, from the Department of
19 Licensing from the State of Washington.

20 That United States Exhibit 26C is a
21 certified copy of a -- microfilm copy of a certificate of
22 title for a 1974 Ford Maverick, license No. IFC 257,
23 vehicle ID number 4K91L191547, from the Department of
24 Licensing of the State of Washington.

25 That United States Exhibits 26A, 26B and 26C

1 are each records kept and maintained in the course of
2 regularly conducted business activity at the Department of
3 Licensing, the State of Washington.

4 That it is and was the regular practice of
5 the Department of Licensing, the State Washington to mark
6 and maintain these records, and that much of these records
7 was made at or near the time of the event and facts
8 depicted by and from information transmitted by a person
9 with knowledge of these events and facts.

10 And it is also hereby stipulated and agreed
11 that this stipulation may be received into evidence and
12 counsel for any matter with the approval of the Court may
13 publish it to the jury during the trial. Signed by each of
14 the parties and by both defendants Croft and Hagan.

15 MR. GLICK: May I approach?

16 THE COURT: Yes.

17 Q. (By Mr. Glick) Now I want to show you Government's
18 Exhibit 27A, 27B, and 27C, ask you to examine these and
19 tell me if you can identify them for the record?

20 A. These are the employment reports from Servicemaster
21 where I worked. I said I was Lorna Buckles. I filled out
22 the W-4 form and I signed Lorna Buckles' W-4. And 27A, 27B
23 was my time sheet I turned in. And 27C looks like a
24 payroll input record from Servicemaster. I never saw that
25 before.

1 Q. Where did you get the Social Security number to put on
2 this form?

3 A. It was from Lorna Buckles' wallet that happened to
4 have a Social Security card in it that I took.

5 Q. A wallet that you stole?

6 A. Yes.

7 Q. I'll show you Government's Exhibit 28 and tell me if
8 you recognize that?

9 A. This is the envelope that went with some books that
10 were sent to a P.O. box that I participated in opening.

11 Q. And when was it that you went and found this envelope?

12 A. It was after I was giving testimony to the Government.

13 Q. Were the books send before you reached your agreement
14 with the Government?

15 A. Yes, they were.

16 MR. REARDON: If I may, Your Honor?

17 THE COURT: Yes.

18 Q. (By Mr. Glick) I want to show you what is marked as
19 Government's 23C and ask you if you can take a look at
20 that? Do you recognize that?

21 A. Yes.

22 Q. What is that?

23 A. It's a false identification of Shanti Bhadra obtained
24 in New York. It looks like it it's a New York State
25 identification card. And when we were all preparing to

1 leave the ranch Shanti Bhadra gave this to me and told me
2 to destroy it. In the midst of everything I forgot to and
3 I stuck it in a sweater pocket and then weeks later, maybe
4 a month later I put my hand in my pocket and I found it.

5 Q. Who did you give it to?

6 A. I gave it to -- I don't remember exactly who I gave it
7 to.

8 Q. Was this in the same --

9 A. I did give it to somebody in it Government, the FBI.

10 Q. Is this in the same condition as it was when Shanti
11 Bhadra gave it to you?

12 A. Yes.

13 MR. GLICK: I offer this, 23C.

14 THE COURT: 23C is received.

15 (Government's Exhibit 23C received.)

16 MR. GLICK: Can I publish it to the jury while I
17 hand the witness the next exhibit?

18 THE COURT: Yes.

19 MR. GLICK: And 24A as well, Your Honor, may I
20 publish that to the jury?

21 THE COURT: Yes.

22 MR. GLICK: May I approach the witness, Your
23 Honor.

24 THE COURT: Yes.

25 Q. (By Mr. Glick) I want to show you Government's

1 Exhibit 19 for identification and ask you to look at this.

2 Tell me if you recognize this?

3 A. Well, this looks like a briefcase that I used to carry
4 on the ranch.

5 Q. And what type of items did you keep in this briefcase?

6 A. We kept a number of different things, but books about
7 how to kill people and different things that were needed to
8 carry out some of the crimes that I committed.

9 Q. And did you personally have possession of this
10 briefcase?

11 A. Yeah, it was assigned to me.

12 Q. I would like to show you Government's Exhibit 19A,
13 19B, 19C and 19D. Tell me if you can identify those items?

14 A. Yes. These were books entitled How to Kill, 1 through
15 4 -- 1 through 6 but --

16 Q. When did you see these books on the commune?

17 A. These books were purchased by Julian and they were
18 distributed within the inner circle of people that agreed
19 to participate as the assassination team. Sheela ask that
20 we read them and get to know what was inside of them.

21 Q. Did you read those books?

22 A. I never ready them cover to cover. I looked through
23 them.

24 Q. Now, Government's Exhibit 19E and 19E-1 and E-2, this
25 is the book called Without a Trace. And it's about how to

1 commit crimes without being caught, how to commit crimes
2 without leaving a trace. Did you read this book?

3 A. I have read this book more completely than I did How
4 to Kill books. I don't think I read it cover to cover, but
5 portions of it. And these two markers, book markers are --
6 one has 19E-1 has call numbers on it in my writing and
7 which I believe I was sent to find out about poisonous
8 plants at one point in the library. That is what these
9 call numbers are for. I was looking up which plants were
10 poisonous and could not be traced. And 19E-2 is -- has
11 schedule times and I'm not sure what they mean, my writing
12 on the bottom.

13 Q. Is that your handwriting that appears on that?

14 A. Yes, it is.

15 MR. GLICK: Your Honor, I offer into evidence,
16 19, 19A, B, C, D and E-1, E-2.

17 MR. WEATHERHEAD: Your Honor, I believe the
18 Court's ruled on that.

19 THE COURT: Right. Those will be admitted.

20 (Government's Exhibits 19, 19A, 19B, 19C, 19D,
21 19E-1, 19E-2 received.)

22 MR. GLICK: I would like to publish the How to
23 Kill books to the jury, Your Honor.

24 THE COURT: Proceed. Mr. Glick, are you going to
25 publish 19E?

1 MR. GLICK: I wasn't going to do it at this time.

2 THE COURT: We got things to show the jury. We
3 spend less time if we get all of them at once.

4 MR. GLICK: We can do 19, 19E-1, E-2.

5 (Pause in the proceedings - jury viewing
6 exhibits.)

7 MR. GLICK: The parties reached a stipulation how
8 we came in possession of 19E-1 and 2.

9 THE COURT: All right.

10 MS. HAIMOV: Your Honor, stipulation regarding
11 Government Exhibits 19, series just published to the jury,
12 as well as Exhibit 20, 20A and 20B. With the Court's
13 permission, we purpose to read the stipulation with respect
14 to the 19 series of exhibits.

15 THE COURT: Right.

16 MS. HAIMOV: Is it hereby stipulated and agreed
17 between and by the United States of America and defendant
18 Sally-Anne Croft, also known as Ma Prem Savita and Susan
19 Lissanevitch, also known as Ma Anand Su, the following
20 statements are factually accurate:

21 On or bought September 22, 1985 at
22 Rajneeshpuram, district of Oregon, Special Agent James E.
23 Russell obtained one brown Samsonite suitcase, United
24 States Exhibit No. 19, from Ma Deva Barkha, Chief of the
25 Rajneeshpuram Peace Force.

1 The brown Samsonite suitcase, No. 19,
2 contained the following items: Four books entitled *How to*
3 *Kill*, Volume 1, United States Exhibit 19A; Volume 2, United
4 States Exhibit No. 19B; Volume 3, United States Exhibit No.
5 19C; Volume 6, United States Exhibit No. 19D; and a book
6 entitled *Without a Trace*, United States Exhibit No. 19E.

7 That contained within the book entitled
8 *Without a Trace*, United States Exhibit No. 19E, was one
9 yellow piece of paper, United States Exhibit No. 19E-1, and
10 one orange piece of paper, United States Exhibit No. 19E-2.

11 That on or about November 22, 1985, Special
12 Agent Russell submitted the brown Samsonite suitcase,
13 United States Exhibit No. 19, and each of the items
14 contained therein in United States Exhibit No. 19A, 19B,
15 19C, 19E, and 19E, 19E-1 and 19E-2, to Special Agent
16 Buckmeister (ph), in whose custody and control they
17 remained until October 1st, 1985, when they were submitted
18 to the custody and control of the Portland field office of
19 the FBI. And United States Exhibit 19, 19A, 19B, 19C, 19D,
20 19E, 19E-1 and 19E-2 are in substantially the same
21 condition today as they were on September 22, 1985, when
22 Special Agent Russell obtained them from Ma Deva Barker as
23 described above.

24 Special Agent Russell has no information
25 that Sally-Anne Croft or Susan Hagan possessed, had, saw or

1 knew about United States Exhibit Nos. 19, 19A, 19B, 19C,
2 19D, 19E, 19E-1 or 19E-2. The FBI did not test United
3 States Exhibits Nos. 19A, 19B, 19C, 19D, 19E, 19E-1 or
4 19E-2 for fingerprints.

5 It is also hereby stipulated and agreed the
6 stipulation may be received into evidence and that counsel
7 for any party with the approval of the Court may publish it
8 to the jury during the trial. This stipulation is signed
9 by both parties, defendants Croft and Hagan.

10 MR. GLICK: I would like to show the witness
11 Government's Exhibit 14.

12 Q. (By Mr. Glick) Take a look at Government's Exhibit
13 14. Tell me if you recognize what it appears to be?

14 A. The courthouse, the map.

15 Q. Is that the courthouse that you conducted the
16 surveillance to determine whether Charles Turner would go
17 in or out of it?

18 A. Yes.

19 Q. Can you please mark on the exhibit with the Court's
20 permission the locations and indicate with your initials
21 the places that you were when you conducted the
22 surveillance of Charles Turner.

23 MR. WEATHERHEAD: Your Honor, I object to the
24 marking of the exhibit on Rule 615 grounds, having to do
25 with the independent recollection of each witness, unless

1 the Court has a fresh exhibit for each subsequent witness.

2 THE COURT: Let's do it right now with some
3 yellow stickers, and then we can adjust those. But we need
4 to have some way to show where she is marking it in the
5 record.

6 MR. GLICK: Put your initials, a "K" on the
7 number that would correspond to how many places you were.

8 I can use the easel, Your Honor.

9 THE WITNESS: (Complies) I was asking if he
10 wanted me to put where we did surveillance or where we
11 went.

12 Q. (By Mr. Glick) Where you did surveillance.

13 A. (Indicating)

14 MR. GLICK: Your Honor, may the record reflect
15 the witness placed her initials on a sticky looks like --
16 if I got my directions right -- east of the courthouse
17 between southwest Madison, Southwest Main, and Southwest
18 Sixth Avenue; is that correct?

19 THE WITNESS: Yes.

20 MR. GLICK: She has placed a sticky on the north
21 side of the courthouse, Southwest Main between Southwest
22 Sixth and Broadway; is that correct?

23 THE WITNESS: Yes. That would be in the parking
24 structure.

25 Q. (By Mr. Glick) So this second sticky represents

1 inside the parking structure?

2 A. Yes.

3 Q. Would you put a No. 2 on this?

4 A. (Indicating)

5 Q. And No. 1 on the first one.

6 Were there other locations that you went to
7 around the courthouse in connection with this surveillance
8 that are depicted on this exhibit, Government's Exhibit 14?

9 A. We went around the block, traveled around the block.

10 Q. All right. Thank you.

11 MR. GLICK: Your Honor, it has been indicated to
12 me we can get numerous copies of these exhibits.

13 THE COURT: All right. If you can get copies, go
14 ahead and mark it.

15 MR. GLICK: So we will.

16 THE COURT: If you will step over there, in place
17 of those yellow stickers make your own mark.

18 THE WITNESS: (Complies) I changed that.

19 Q. (By Mr. Glick) No. 1, is now which place where you
20 did the surveillance?

21 A. The parking garage.

22 Q. And No. 2 is which exit to the courthouse, which side?

23 A. The side on Sixth Avenue.

24 Q. All right.

25 MR. GLICK: If I may, Your Honor, I would like to

1 approach the witness.

2 THE COURT: Yes.

3 Q. (By Mr. Glick) You indicated that you were present
4 on surveillance in the area surrounding Charles Turner's
5 house.

6 A. That is right.

7 Q. I would like you to look at these series of exhibits.
8 And there are letters on the back in the 16 series.

9 If you would indicate which of these
10 exhibits depict the area that you recall that you conducted
11 surveillance on with respect to Mr. Turner's home.

12 A. If I recognize something else, just only the ones
13 about Charles Turner's?

14 Q. Just with respect to the surveillance of Mr. Turner's
15 home.

16 A. 16N looks like the hills surrounding Charles Turner's
17 home in Sherwood. As well as 16 -- oh, 16P. 16Q is a
18 picture from inside the little white Toyota that we were in
19 when we went to find Charles Turner's home. Vidya was with
20 us. This is a shot, I believe, of one of the roads leading
21 to the house.

22 Q. This is the Toyota or Maverick? Which day did you use
23 the Maverick?

24 A. We used the Toyota the first day or they second day.

25 16R is the road that you go down before you

1 turn right, which is where Charles Turner's home is. This
2 is also a different perspective of the same road, 16F.

3 16T seems like also a different angle from
4 the road. We used the Maverick the first day.

5 16U looks like part of the road, mailboxes.

6 16W looks like one of the houses that were
7 along the road to Charles Turner's home.

8 16X looks like a side view of one of the
9 homes. It could actually be Charles Turner's home, I'm not
10 certain, but it was definitely one of the houses -- either
11 the house or directly next door.

12 This is a clear picture of that, 16Z, either
13 his house or his neighbor's house.

14 That is all of them.

15 Q. Now, you indicate that on the day that you did the
16 surveillance Vidya was with you on one of the trips --

17 A. Yes.

18 Q. -- in June.

19 MR. GLICK: At this time I would like to play for
20 the witness Government's Exhibit No. 30, a 10- or 15-second
21 videotape, and ask her a question with respect to Vidya and
22 the surveillance stipulation from the parties that occurred
23 June 21, 1985.

24 MR. WEATHERHEAD: Objection at this time, Your
25 Honor. No foundation the witness has seen the video or has

1 anything to say about it.

2 THE COURT: Qualify it.

3 MR. GLICK: I don't know if the witness has seen
4 the video. I am going to ask if Vidya was dressed the way
5 she was in the video when she went on the surveillance.
6 The videotape was the press conference that took place on
7 June 21, 1985.

8 MS. SCISSORS: Your Honor, there is absolutely no
9 dispute as to that issue. There has been testimony she
10 changed from red clothing, which is in the video. The
11 video adds nothing to that presentation.

12 MR. GLICK: With all due respect, the tape -- I
13 think it would be very clear with respect to the witness'
14 testimony.

15 THE COURT: Okay. I am going to ask the jurors
16 to step out for a minute.

17 (Jury out)

18 MR. GLICK: Your Honor, the Government's
19 position, this is not unduly cumulative. If permitted to
20 testify, this witness would testify this is not the way
21 Vidya was in this depiction when they went on the
22 surveillance. And the previous testimony was from
23 Mr. Knapp his presence at the conference and he was not on
24 the surveillance.

25 This witness was on the surveillance. And

1 it does add to the testimony, it adds to the story of what
2 happened.

3 Vidya is one of the indicted defendants and
4 went on the surveillance, and this witness has already
5 testified to Vidya changing her clothes and present at the
6 press conference and how surprised she was that Vidya,
7 personally so high up in the hierarchy, would go on the
8 surveillance.

9 Here you have Vidya making this statement
10 and then testifying. And this is to add to this witness'
11 testimony and fix the date in time. I'll be asking her a
12 series of questions afterwards as to establish that it is
13 June 21, what is the day you got there, what is the day you
14 went on with Vidya.

15 THE COURT: I don't know why you can't do that
16 without showing the video again.

17 MR. GLICK: Because there has been no testimony
18 from Mr. Knapp when we did show the video that Vidya went
19 on the surveillance. This shows the jury that Vidya was
20 wearing the red clothes and this witness has testified she
21 changed. I mean, we have the obligation to present our
22 case to the jury, which we accept that burden, but this
23 adds to the witness' testimony and it will indicate that
24 this is not how Vidya was.

25 There is no testimony on the record other

1 than her original testimony that she was not wearing the
2 sannyasin clothes. This shows Vidya in different clothes
3 and she changed.

4 THE COURT: I didn't hear any dispute about that
5 from either defendant. Am I --

6 MR. WEATHERHEAD: My understanding Vidya is not
7 here.

8 MS. SCISSORS: It's stipulated the press
9 conference occurred on the 21st.

10 THE COURT: She was wearing -- are you
11 stipulating she was wearing red clothing at this time?

12 MS. SCISSORS: It's in the video.

13 MR. GLICK: Why don't we show the video?

14 THE COURT: Are you going to refute that?

15 MS. SCISSORS: Absolutely not.

16 MR. WEATHERHEAD: The video is in evidence.

17 THE COURT: I realize it is in evidence. The
18 issue is whether or not we are agreeing that Vidya is in
19 that in red clothing and later changes into whatever we
20 want to call it, muffle.

21 MR. WEATHERHEAD: "Muffle" is probably a good
22 word. I don't know if the Court is inviting a stipulation
23 on that. I really don't care.

24 The witness has testified to it. There
25 isn't any source of information to contradict it other than

1 maybe the other people who were in the car. Certainly, we
2 are not in a position to confirm what Vidya was wearing.
3 But I think the ultimate point is the video doesn't get you
4 there.

5 All the video shows is Vidya wearing red
6 clothes. The jury has seen that. The video does not
7 confirm she changed her clothes to go on surveillance. All
8 it is is cumulative and repetitive and adding nothing more.

9 MR. GLICK: There is no testimony in the record
10 that Vidya was wearing the sannyasin clothing. It's a
11 video to audio portion about the clothing and how it was
12 changed.

13 THE COURT: I think this witness can testify she
14 was there at that press conference.

15 MR. GLICK: She wasn't at the press conference.
16 She was there after the press conference when Vidya got in
17 the car. The question is, the issue is, this is not how
18 Vidya was when she went on surveillance. Vidya had gotten
19 out of these clothes. This captions Vidya on that day at
20 that time. I don't hear them stipulating these are the
21 sannyasin clothes that Vidya wore. She wasn't wearing them
22 at the time of the surveillance.

23 THE COURT: This is the last time I am going to
24 show the video. If you don't want to use it somewhere, you
25 better save it.

1 MR. GLICK: No, this is it.

2 THE COURT: All right. Bring the jury in.

3 (Jury in)

4 THE COURT: Ladies and gentlemen, this exhibit is
5 one that you have already seen once. It is already in
6 evidence. It is now being used for this witness.

7 And so you go ahead and show it again.

8 MR. GLICK: If the Court could turn on the Helgin
9 monitor. If I may.

10 THE COURT: Can all jurors see that? Wait a
11 minute. Are you having difficulty?

12 THE WITNESS: I can't see through him.

13 MR. GLICK: If you would watch the television
14 monitor directly behind or the one in front, Government's
15 Exhibit 30.

16 (Videotape played.)

17 Q. (By Mr. Glick) Ms. Avalos, did you have an
18 opportunity to watch Government's Exhibit 30 as it was
19 played?

20 A. Yes.

21 Q. Did you see the clothing that was worn by Vidya?

22 A. Yes.

23 Q. And what kind of clothing was that?

24 A. Red clothing.

25 Q. And was that clothing that Vidya wore when she went on

1 the surveillance with you?

2 A. No.

3 Q. What kind of clothing was she wearing?

4 A. She was wearing non-sannyasin-colored clothing.

5 Q. Is the date of this press conference June 21, 1985?

6 When did you first arrive in Portland to
7 begin the surveillance?

8 A. Two or three days before that. Two definitely, maybe
9 three.

10 Q. And how many days did you remain in Portland after
11 this press conference?

12 A. We went back to the ranch that same day, that evening.

13 Q. All right. Now, you indicated on direct examination
14 earlier that you actually saw the firearms which Anugiten
15 had shown you; is that correct?

16 A. That is correct.

17 Q. I would like to show you Government's Exhibits 8, 9,
18 10, 11, 12. Were you present or did you hear any
19 discussion about what happened to these firearms?

20 A. No. We were leaving the ranch. Anugiten told me that
21 he had thrown them into the lake.

22 Q. I want to show you an portrait, Government's Exhibit 5
23 in evidence. I ask you to take that look at this and see
24 if you recognize this.

25 A. Yes. That looks like Patanjali Lake.

1 Q. If anywhere -- did Anugiten indicate where he had
2 thrown the guns?

3 A. He didn't tell me where. He just said he threw them
4 in the lake, in Patanjali. He didn't say "the guns." He
5 referred to them as "five easy pieces."

6 Q. All right. And where did that name derive from?

7 A. I have no idea.

8 Q. Now, you indicated earlier there came a time when
9 David -- when K.D. came and asked you for a camera; is that
10 right?

11 A. That is right.

12 Q. With the Court's permission, I want to show you
13 Governments Exhibit No. 22. I ask you to open that up and
14 look inside.

15 Directing your attention to 22-A, what do
16 you recognize it to be?

17 A. This is one of the little cameras that we had, one
18 like the one I would have given K.D.

19 Q. Any differences between this camera and the camera
20 that you gave to K.D.?

21 A. No, not that I remember. It looked pretty similar to
22 the same type of camera.

23 Q. All right. I want to direct your attention, with the
24 Court's permission, to Governments Exhibit 26, and ask you
25 to take a look at that. Do you recognize that?

1 A. Yes, I do.

2 Q. What do you recognize it to be?

3 A. It's a picture of Su, Patipada, Savita, Su, Sheela in
4 a communal meeting.

5 Q. Do you recognize by the depiction of any of the people
6 when in time this picture was taken?

7 A. Well, my guess is it was in the summer because Savita
8 had her haired permed. And Savita permed her hair that
9 summer.

10 MR. WEATHERHEAD: Excuse me. I guess I have to
11 object because it was a guess.

12 THE COURT: Sustained.

13 Q. (By Mr. Glick) Do you know, based on your time that
14 you spend with Savita in the summer of 1985, when
15 approximately she had her hair permed?

16 A. Well, it was that summer she permed her hair.

17 Q. Is that depicted in Government's Exhibit 36?

18 A. Yes.

19 Q. What was her hair before that?

20 A. Straight, like it is now.

21 Q. And you recall this particular meeting?

22 A. It seemed like I remember I was at it, but I'm not
23 completely sure why. I have a feeling it was when Bhagwan
24 decided to talk again. I don't know for sure.

25 Q. You are uncertain as to the subject matter of the

1 meeting?

2 A. That is right. I know I had been to this meeting.

3 Q. What would have been the circumstances for Savita and
4 Su to be standing next to Sheela at the front of that
5 auditorium?

6 MR. WEATHERHEAD: Objection, Your Honor. No
7 foundation. I think the witness said she has no specific
8 recollection.

9 THE COURT: Sustained.

10 MR. GLICK: It's a different question.

11 THE COURT: I understand.

12 MR. GLICK: Not the subject matter of the
13 meeting.

14 THE COURT: I understand, sustained.

15 MR. GLICK: Thank you.

16 Q. (By Mr. Glick) You recall being present at this
17 meeting?

18 A. Yes.

19 Q. Do you recall the person standing in front of the
20 auditorium being depicted in that picture?

21 A. Yes.

22 Q. And who were these people in front of the auditorium?

23 A. Vidya, Sheela, Savita, Patipada and Su.

24 Q. What are the circumstances that led them to be
25 standing next to Sheela as opposed to yourself or any other

1 sannyasin?

2 A. Making some sort of announcement.

3 MR. GLICK: Offer that exhibit.

4 MR. WEATHERHEAD: Move to strike. Objection to
5 that, it's -- what is obvious to the witness may not be
6 obvious to the next person.

7 MR. GLICK: We can do this next, at a later time.

8 THE COURT: All right.

9 MR. GLICK: We will move to 8, 9, 10, 11, 12.

10 Your Honor, if I may I ask that Agent McCann
11 take out the firearms and display them to the witness.

12 THE COURT: Yes.

13 Q. (By Mr. Glick) Indicate for the record what exhibit
14 that is.

15 A. It's No. 8.

16 Q. All right. Take a look at that. I want to show them
17 to you one at a time and ask you a question after you have
18 seen all five.

19 A. Okay. No. 9 --

20 Q. Take a look at that.

21 A. (Complies) Number 10.

22 Q. Okay.

23 A. No. 11. And No. 12.

24 Q. Based upon your examination of Government's Exhibits
25 8, 9, 10, 11, 12, is there anything about any of these

1 weapons, these firearms that you recognize as to the time
2 that you did see them with Anugiten?

3 A. Well, obviously they are very rusty, but what I
4 remember about seeing the guns was that one had a long
5 barrel like number -- I think it's No. 10 right here.

6 Q. Just speak into the microphone.

7 A. One of the guns had longer barrels than the rest and
8 one had a smaller barrel, the small one. Like that one.
9 So those are the two that I remember in relation to the
10 five. One had a longer barrel and one was short. The
11 other three --

12 Q. All right.

13 A. -- I can't remember.

14 Q. All right. Thank you.

15 MR. GLICK: Thank you, Agent McCann.

16 Q. (By Mr. Glick) Now, directing your attention to
17 April of 1990, did there come a time when you returned to
18 Mr. Turner's home?

19 A. (No response)

20 Q. April of 1990, did there come a time when you returned
21 to Mr. Turner's home?

22 A. Yes.

23 Q. What were the circumstances of that?

24 A. The Government asked me to accompany Agent McCann to
25 his residence, if I could identify where he lived.

1 Q. And how was it that you got to that residence?

2 A. Hadley drove to Sherwood to -- close to the area where
3 Charlie Turner lived.

4 Q. And then what happened?

5 A. Then he says, "Can you tell me how to get to Charles
6 Turner's house from here," and I told him.

7 Q. What happened?

8 A. We went there.

9 Q. Did you get to Mr. Turner's home?

10 A. Yes, we did.

11 Q. Did you give Agent McCann directions or did he give
12 them to you?

13 A. No. I gave them to him.

14 Q. I would like to show 18A through F. Take a look at
15 these, and by the letter on the back and the exhibit number
16 tell me if you can identify any of these.

17 A. 18A is one of the houses on -- that you turn -- that
18 would be as you turn right to go down to Charles Turner's.
19 It's the same as the black and white one itself in color
20 and it's either his home or the neighbor's home.

21 This blue house on Exhibit 18B is also one
22 of the houses along the road. I'm not sure whether either
23 of them could be Charles Turner's home. They are along the
24 road.

25 8 looks like the mailboxes that we finally

1 found that led us to his home. Sorry, 18C.

2 Q. The numbers on the back.

3 A. 18D is a color picture of the road leading to Charles
4 Turner's home before you turn right to go down the little
5 hill. And 18E is a the same shot, but I think taken back a
6 little bit so there is more brush and trees that are
7 showing.

8 Q. Thank you.

9 A. There is one more, 18F, which is also the hills
10 surrounding the property, surrounding his home, I am pretty
11 sure.

12 Q. Thank you.

13 And finally, Ms. Avalos, you indicated
14 earlier on direct examination that you attended
15 approximately a year and a half at U.C. Berkeley before you
16 became involved in the commune. After all of this was
17 over, did you ever go back to school?

18 A. After I got out of jail, I went back to school.

19 Q. Tell the ladies and gentlemen of the jury what you are
20 doing now.

21 A. I decided to go back to school. I received an
22 undergraduate. I got my major in dance and philosophy.
23 I'm currently a graduate student and writing a thesis on
24 the relationship of movement in health and psychology. And
25 I taught dance and movements. I direct and teach at-risk

1 teenagers. I put myself through school. I have been doing
2 that for the last seven years.

3 Q. Does that mean -- you work with at-risk teenagers.
4 What does that mean?

5 A. Kids on probation or have been on probation as the
6 transition out of jail. I teach at the university as an
7 undergraduate student.

8 Q. Generally what do you mean you put yourself through
9 school?

10 A. Well, I worked. While I have been going to school I
11 have been working and put myself through school.

12 MR. GLICK: Thank you. No further questions.

13 THE COURT: All right. Ladies and gentlemen, we
14 will be in recess for 20 minutes.

15 (Recess)

16 (Recess)

17 THE COURT: Ms. Scissors.

18 MS. SCISSORS: Thank you.

19

20

CROSS-EXAMINATION

21 BY MS. SCISSORS:

22 Q. Ms. Avalos, when you left the ranch on September 14,
23 1985, the concept of leaving was something that you
24 discussed for some time, wasn't it?

25 A. A few weeks beforehand.

1 Q. Well, isn't it true that in early August, 1985, Sheela
2 had talked about two plans for the ranch, Plan A and Plan
3 B?

4 A. Yeah, that's right.

5 Q. And under what she called Plan A, she was going to try
6 and have all the people put their resumés together?

7 A. I don't remember. I know they were Plan A and Plan B.
8 And one plan was about people going off together. But I
9 don't remember necessarily putting a resumé together, no.

10 Q. Under one plan, she was going to have people who were
11 on the commune go off the commune and work jobs to bring
12 money back into the ranch; is that right?

13 A. That's right.

14 Q. Well, wasn't there -- there were two plans; is that
15 correct?

16 A. Right. One plan was to leave, go to Europe, and the
17 other one was to stay on the commune.

18 Q. And the plan that talked about going to Europe was the
19 plan where she was going to take people with her to Europe
20 and they were going to start up a business in Europe that
21 would generate income for Rajneeshpuram; is that right?

22 MR. GLICK: Objection to the question.

23 THE COURT: Let's break it down. I realize it's
24 a clarification. Break it down.

25 Q. (By Ms. Scissors) One plan Sheela had in August of