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Undisputed Facts

Timeline

1970 _____

1973 _____

1975 _____

1978 _____

1981 _____

1991 _____

1998 _____

1999 _____

09/01/99: Randy becomes a student at Western Seminary

10/30 - 11/03/99: ATS Team visits Western Seminary¹

- ATS Visiting Team inspected and evaluated Western Seminary, and reported the following information to ATS:

- “Recommendations to the Commission: Master of Theology, at the Portland site only,” p. 22.
- **“External Independent Study, Center for Lifelong Learning offered 44 courses for credit via video tape, audio tape, or text-based formats,”** p. 19.
- **“Students can take no more than one third of their degree program through external study and advanced placement combined. The seminary is advised that it is ATS policy for all external study programs to be approved by the Commission on Accrediting, and that any future changes or additions must be communicated in writing to the Commission,”** p. 19.
- Steve Korch has just been hired after several months in which that position was empty. “His hiring has also contributed to the current hopeful mood at this site,” p. 14.

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2000 _____

2001 _____

2002 _____

01/04/02: Washington State, Higher Ed Coordinating Board Degree Authorization Agency to Bert Downs²
- Western Seminary withdrawn from Washington State.

01/22/02: Deb Brumbaugh talks to Pastor Joe Schimmel (13:01:13 -0800)³
- Brumbaugh writes to Pastor Joe Schimmel that she wants to live together with me and asks Schimmel what he thinks. Randy says no. Brumbaugh asks to place her things at Randy's house. Randy says no. [\[pdf\]](#)⁴

01/28/02: California's Bureau of Private Postsecondary and Vocational Education certificate of approval
• According BPPVE approval for Western Seminary is based on CEC 94900 and 94915
• "Institutional approval to provide the following degree programs... Master of Divinity, Master of Arts General Ministry, Master of Arts Marital and Family Therapy, Master of Arts Exegetical Theology, Doctor of Ministry... effective Jan 1, 2000 to Dec 31, 2004..for Los Gatos campus, school code No. 4304421.."

03/6-7/02: emails Korch, Ruark, Wiggins, Downs, Roberts **WS 1633** - Korch met with Sawyer March 6, 2002 (concealed from Ap 2, 2002 Student Development Committee). Members of the Ap 2, 2002 Committee testified that info would have been important to know.

03/15/02: Western Seminary Spring registration form for Randy Chapel includes the CA BPPVE required statement according to CEC 94810 and 94814 including:
• "Any questions or problems concerning this school which have not been satisfactorily answered or resolved by the school should be directed to the Bureau for Private Postsecondary Vocational Education, 1027 Tenth Street, Fourth Floor, Sacramento, CA 95814. (916) 445-3427.

03/26/02: Ruark email to Korch – by law right to see or have, we could destroy it **WS1657**.
-Ruark proposed destroying Brumbaugh's email to Ruark and having Korch make a new document or just bring up the topic on Ap. 2nd. All other WS administrators were cc'd this email.

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04/02/02: What Western Seminary claims to be the Student Development Committee hearing (TAPE)

- Korch wrote two “concerns” to Randy Chapel as cause for the hearing - violations of Student Conduct standard in Student Handbook
- Korch omitted he spoke with Professor Sawyer on March 6, 2002 who told Korch Randy was remorseful and had only one occasion of sex
- Korch and Ruark portrayed Randy had an “ongoing sexual relationship” and was not remorseful, and his reaction (to harassment) was inappropriate (wanted to file a restraining order to stop harassment)
- Korch told the Committee he was “sure Randy Chapel spoke with Professor Sawyer” but Korch willfully omitted Randy’s confession to Sawyer and that Sawyer told Korch
- the Catalog & Student Handbook state a student may be suspended for HABITUAL offenses; one occasion of sex is not “habitual” or a “lifestyle”
- Lynn Ruark & Korch testified neither they nor the committee investigated
- Professor Sawyer told Lynn Ruark Randy Chapel was remorseful and only had one sexual occasion, but Ruark did not inform the Committee “because he did not feel it was important.”
- Lynn Ruark read an email from “the woman” that claimed “nonconsensual sex” which he knew before the meeting and did not inform Randy Chapel of her allegation against him as Western Seminary’s policy required.
- Several times Randy requested copies of all materials given to the Committee and Ruark refused to give Randy documents and student records by which Western suspended him—until more than 2 years of litigation.
- Lynn Ruark knew Korch met with Sawyer about Randy, but concealed it from the Committee along with Korch—which all came out in depositions of Committee members.

(NOTE: Randy Chapel became suicidally depressed as a result of Western Seminary’s unjust methods and violations of school policies and laws in their acts against Chapel.)

04/23/02: Jane Doe, Korch’s victim, confronted Korch for molesting her when she was a child and asked him to apologize via email to Western Seminary’s email system.

04/24/02: Steve Korch replied to Jane Doe’s email; he did not deny molesting her.

04/03/02: State of Washington, Higher Education Coordinating Board Degree Authorization Agency wrote Bert Downs concerning (RCW 28B.85 and WAC 250-61):

- “..reinstatement of its authorization and religious exemption from degree authorization in order to complete a teach out of students remaining in its programs ...until September 1, 2004..(when programs terminated)..”

(NOTE: ATS Self – Study by Western Seminary – does not disclose Bert Downs’ discovery April 23, 2002 Steve Korch concealed his sexual misconduct in employment interviews and applications concerning Korch’s molestation of a child in his youth group where he was youth director at Covenant Presbyterian Church in Orange, CA. The “integrity” evaluation of Western Seminary is in question based on that and the lack of policy and standard compliance regarding Randy Chapel’s case.)

2003

01/08/03: NASCU to Bert Downs

- re: “deferred action” until June 2003 regarding potential probation:
- “..cash flow (problems)
- “..Western Seminary does not fully comply with Standard 1.B – Planning and Effectiveness...lack of systematic, participatory planning and evaluation processes that assess the institution’s effectiveness in achieving its mission and goals and influence resource allocation leading to improvements in instructional programs, institutional services, and activities.. submit a progress report in spring 2004..”

02/14/03: ATS self-study

- Recognition and requirements to Western Seminary results of self study (not produced in Mar 4, 2008 Production to Nye-Wilson):
- ...approved degree programs...including Master of theology—(ThM)
- 3.c. ...serious financial hardships..
- 4. ...report dated January 13, 2003, regarding: provision of adequate ThM courses to fulfill ATS Standard K 3.1.2; assessment and revision of older distance education courses. ...into conformity with the interaction ATS Standard 10.3.3.3; implementation of a process for the evaluation of the effectiveness of the Board and the chief executive officer (ATS Standards 8.3.1.6 and 8.3.1.1)
- 7..To place Western Seminary on Warning for a period of two years, through January 2005 ..must demonstrate ..notations N1.2, N1.4, and N9.2.
- 8...authorize focused visit for fall 2004...[re] Warning..or imposition of Probation..a.(1)..involve students. a.(2) ..evaluation throughout institution.
- 9. To require that Western Seminary petition for approval of a comprehensive distance education program if the number of credits that can be earned by distance education exceed six in any degree program.

02/26/03: Randy Chapel v. Western Seminary lawsuit filed

- (18 causes of action including fraud, defamation, breach of contract, dereliction of duty and professional negligence, etc. which caused Randy Chapel suicidal depression and great personal damages and personal loss.

02/xx/03: Bill Dresser requested Randy Chapel's student records

- Randy Chapel's previous requests were ignored.
- Did not receive all records until depositions of Lynn Ruark and Rob Wiggins in Aug – Oct 2005.
- Western Seminary's attorneys (Radmacher, Adler, Hung) withheld documents and student records for litigation advantage in violation of FERPA and CA Bar Rules.

09/18/03: Deposition of Steve Korch⁵

11/14/03: Deposition of Debbie Brumbaugh⁶

12/17/03: Deposition of Debbie Brumbaugh⁷

2004 _____

03/26/04: Deposition of Lynn Ruark⁸

03/30/04: Deposition of Randy Chapel⁹

04/23/04: Deposition of Andy Lewis¹⁰

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04/23/04: Deposition of David Hicks¹¹

04/23/04: Deposition of Valerie Webb¹²

04/30/04: Deposition of Jim Sawyer¹³

08/05/04: Deposition of Dan Britts¹⁴

08/17/04: Deposition of Sandy Wilson¹⁵

(NOTE: March & April 2004 through present, Student, Kevin Ford, was treated similarly as Randy by Lynn Ruark, Bert Downs, Rob Wiggins, Gary Tuck, and others at Western Seminary and Mr. Ford also became suicidally depressed)

10/04/04: BPPVE re-approval for Western Seminary

- Western Seminary applied for and received from CA BPPVE re-approval to operate campuses in CA, which requires compliance with CA laws including CEC 94810, 94805, 94814, 94831, etc.

2005 _____

04/15/05: Deposition of Robert Bryceson¹⁶

04/28/05: Deposition of Jim Sawyer¹⁷

06/24/05: Deposition of Steve Korch¹⁸

07/01/05: Deposition of Randy Chapel¹⁹

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08/09/05: Deposition of Robert Wiggins²⁰

08/10/05: Deposition of Lynn Ruark²¹

08/23/05: Deposition of Bert Downs²²

09/19/05: Deposition of Gary Tuck²³

09/20/05: Deposition of Randy Chapel²⁴

09/22/05: Deposition of Randal Roberts²⁵

09/22/05: Deposition of Robert Wiggins²⁶

09/23/05: Deposition of Lynn Ruark²⁷

10/01/05: Baptist seminary faces “corruption” charges^{28 29}

- Article by Portland Alliance concerning underlying case.

10/18/05: Deposition of David Eckman³⁰

10/24/05: Deposition of Gregory Katz³¹

01/01/05: CA BPPVE certificate of approval

- Educational requirement by the state requires “BONA FIDE INSTRUCTION” to be approved to operate in the state.

02/04/05: ATS to Bert Downs

- re “focused evaluation committee” and Commission voted:
- “accreditation extended three years (fall 2008)
- “remove notations—N1.2 ‘Policies or procedures for comprehensive institutional evaluation are insufficient or ineffective,’ N1.4, ‘The institution’s planning processes are insufficient or ineffective.’ N9.2 “Current revenues are not sufficiently stable, predictable, or adequate to maintain the educational quality of the institution, and there is

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²⁸ <http://www.theportlandalliance.org/2005/oct/baptistcorruption.htm>

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no evidence that the institution is implementing a credible plan to address this issue in a timely and effective manner.”

- “7. To approve the current distance education program offered by Western Seminary, in response to the action of the Commission at its June 2003 meeting authorizing a focused visit for the purpose of determine whether there are sufficient resources and other support mechanisms to support a comprehensive district distance education program.”
- “8. “..the nature of learner interaction achieved in some distance education courses is likely less than contemplated by ATS Standard 10.3.3.3, that all of the distance education courses would be improved by greater involvement by the regular faculty in the ongoing delivery of these courses, and that specific attn. be given to these particular aspects of the distance education program in the next comprehensive self-study.”

06/24/05 Steve Korch was deposed and changed his prior testimony by admitting he spoke with Professor Sawyer about Randy Chapel (March 6, 2002 – prior to the forming of the Student Development Committee or decision –March 11th to hold that committee regarding Randy Chapel). Korch admitted he wrote an email on March 6, 2002 to Lynn Ruark, Bert Downs, and Rob Wiggins about his having met with Sawyer, which was brought to his attention by the attorneys for Western Seminary).

- Jane Doe provided the April 23 – 24, 2002 emails between herself and Korch during Korch’s deposition as exhibits #45 & #46 along with a summary of Korch’s acts against her as exhibit #47 entered into the lawsuit case records.
- Korch admitted receiving Jane Doe’s email
- Korch testified he did not inform Bert Downs or Western Seminary about his circumstances involving Jane Doe when he was interviewed or applied for the position of Dean of Western Seminary.

07/05/05: NWCCU to Bert Downs

- Reaffirm regional accreditation on basis of spring 2005 focused interim report and visit Recommendations 1,2, and 3 of spring 2004.
- “Warning status to be reconsidered January 2006 – 7.B, Adequacy of Financial Resources.” (Standards 7.B.1, 7.B.3, 7.B.5, and 7.B.7),
- “Recommendation 1 of the spring 2005 Focused Interim Evaluation Report are where the institution does not meet criteria for accreditation. 34 CFR 602.20 and Commission Policy A-18, Commission action to ensure Recommendation 1 is addressed and resolved within 2-year period.

08/01/05: Western Seminary publishes Western Horizons newsletter:

- Steve Korch sexual misconduct, support “team member”
- Randy Chapel is enemy to be walled out; “.powers of darkness..”

08/23/05 Bert Downs was deposed

- Downs testified Korch did not tell him or the interview committee during Korch’s employment interview regarding his sexual misconduct perpetrated against Jane Doe
- Downs testified he discovered Korch’s sexual misconduct on April 23, 2002, the day Jane Doe’s email arrived in the seminary email system.
- Downs testified he was too busy to check Korch’s application for employment up to that day (THREE years and four months time)

09/10/05: Carol Nye-Wilson picketed at the sidewalk in front of Western Seminary in Los Gatos.

10/01/05: The Portland Alliance newspaper covered the case, complaints, and picketing.

10/25/05: Wm Dresser to Len Sprinkles

- Concerning the conflict of interest between Len Sprinkles and Linda McPharlin (who Korch hired to represent him---for mediation and probably for negotiating Korch’s separation as Executive Dean of Western Seminary San Jose according to Bert Downs’ testimony July 18, 2008. On the surface negotiations provided in the settlement

agreement consideration for Randy Chapel, but behind those negotiations the \$25,000 was given to Korch without Chapel or Dresser knowing it.)

11/10/05: ATS Charles Willard to William Dresser.

- ATS Standard, M-3, proposed to alleviate dispute issues between Chapel and Western Seminary (M-3 authorizes exchange of degree credits, i.e. MDiv course credits 500 level course can be matriculated with extra work as 50% of ThM degree required credit)
- ATS Standard, M-3, regarding 50% of course program mixing was allowed by ATS to solve the problem of Randy Chapel having 3 of the 25 required ThM credits and needing 22 more credits to finish his ThM degree without having to go onto the Portland campus.
- M-3 guided the writing of the settlement agreement paragraph 1(e) that states: “500-level courses with 600-level course work” in order for the courses to work at San Jose campus.
- Chapel didn’t trust Western’s instructors except for Sawyer who taught at Los Gatos
- Because Western did not want Chapel on campuses—threatened trespass arrest after Chapel went on WS Portland campus during Rob Wiggins’ deposition lunch break and was told by office personnel Portland campus had no Student Handbook.

2006 _____

03/14/06: Settlement Agreement³²

ATS Annual Reports 2006 & 2007

- no data entry regarding the substantively changed ThM degree program contracted to Randy Chapel in the March 14, 2006 settlement agreement, and then on-going substantive changes were made up through March 27, 2007.
- No data entry regarding the ThM degree program via distance learning and independent study that Western Seminary attempted to change the contracted provision of a ThM degree program to Randy Chapel in the March 14, 2006 settlement agreement.

NWCCU Annual Reports 2006 & 2007

- no data entry regarding the substantively changed ThM degree program contracted to Randy Chapel in the March 14, 2006 settlement agreement, and then with on-going substantive changes up through March 27, 2007.
- ATS and NWCCU policies require changes to be included in annual reports. There is no language concerning number of students, number of courses or programs for this requirement other than the changes must be documented in annual reports.

01/19/06: Bard Marshall to Bert Downs, Jane Doe, Steve Korch, Carol Nye-Wilson, and others at the Conservative Baptists of America headquarters:

- the church recommended that Korch step down from public ministry
- if the church had known of Korch’s sexual misconduct they probably would not have

³²

hired or ordained Korch

- they did not withdraw Korch's ordination for not disclosing sexual misconduct on employment applications and interviews since it occurred.

(26) Feb 26, 2006 Bill Dresser sent a Confidentiality Agreement to all participants prior to mediation

03/02/06: Bill Dresser filed a "settlement Conference Statement" to the Court including:

- "...Randy Chapel is the enemy in a religious war."
- "...defendants have stated that they do not desire to have Mr. Chapel on campus."
- "Defense counsel has stated that Mr. Chapel alone of all other people in the entire world, would be arrested and charged with criminal trespass if he comes on campus."
- "This pattern of conduct demonstrates that the defendants have acted to create a toxic and biased environment against him with all employees."
- "The only employees who have supported Mr. Chapel have been harassed and had their employment essentially terminated."

03/03/06: Bill Dresser, Chapel's atty, wrote a demand to Western Seminary:

- provide Master of Divinity and Master of Theology degree programs to Chapel
- Dresser included specific ThM degree courses with standard 600 numbers precise ATS accreditation standards to be listed in the settlement agreement.
- Randy and Dresser included the ThM 697 course syllabi for courses Randy selected
- The course syllabi were numbered (2X) THS 628, (2X) THS 652, THS 602, THS 697, and CHS 644 (missing).

03/03/06: Lynn Ruark wrote notes on Dresser's March 3rd letter (within 3-4-08 Production to Nye-Wilson) that state:

- "...is it a Western degree?"
- "Cannot guarantee a ThM program that meets ATS Standards"
- "How important is Western degree?"
- "WS degree may not be credible"
- "This may not be in his best interest—if he wishes a credible degree"
- "Risk for us giving him a degree."

03/07/06 Tammy Kolanski, assistant to mediator, Len Sprinkles, emailed legal counsel most of the legal mediation file had been DESTROYED after the October 26, 2005 mediation, and they would need to submit new statements or resubmit their old ones.

03/08/06: Dresser's settlement conference statement: Chapel not allowed on campus, arrested;

Mar 8, 2006 Dresser proposal – referred to Dresser's Mar 3, 2006 letter with MDiv/ ThM courses, etc.

03/09/06: Linda McPharlin to Dresser

- rejected Dresser's March 3rd demand for resolution that lists precise MDiv and ThM coursework.
- McPharlin stated not all Defendants had read her replacement proposal.

03/09/06: Dresser to Len Sprinkles

- response to Linda McPharlin's demands (faxed to Carol Nye-Wilson by Len Sprinkles' assistant on September 27, 2006):
- rejected McPharlin's rejection of specificity concerning courses and degrees
- rejected McPharlin's demand that Randy Chapel pay \$25,000 of his consideration to Steve Korch
- rejected McPharlin's demand that Randy Chapel pay for Carol Nye-Wilson's acts

03/14/06: Settlement Agreement

03/xx/06: Western Seminary gets rid of James Sawyer

- Last contract to railroad Sawyer out of a job.
- Threatens Sawyer, if Sawyer leaves, will give good references.
- James Sawyer contracted to proctor Randy's remaining coursework for Mdiv and ThM degree programs.

- “Additional Responsibilities.”

03/28/06: Randy Chapel to Rob Wiggins and Bert Downs his list of Mdiv and a ThM class for which he wanted to register.

03/29/06: Rob Wiggins to Randy Chapel

- “There will be a few days or more of delay in securing the syllabi you listed. CHS 544/644..”

04/04/06: Bert Downs to Randy Chapel

- Downs, Wiggins, and Randal Roberts met on April 3, 2006 to plan out Randy Chapel’s courses.
- Rob Wiggins would contact Randy with the details.

04/07/06: Rob Wiggins to Randy Chapel

- Rob Wiggins starts in and refers to ThM courses and degree program as independent study
- “. . . 544/644. . . no syllabus was created . . . and the course was never offered for credit.
- In instances like this, the professor of record, Dr. Sawyer, will create a 600-level syllabus and submit it for approval to the ThM director, Dr. Verbruggen.”

April –

- June 2006 Numerous provocations were enacted by Western Seminary against Randy Chapel:
- Downs, Wiggins, and Roberts changed the ThM program to independent study
 - Wiggins changed Randy’s transcript from Professor Sawyer as advisor to Wiggins as advisor – contrary to the settlement agreement (no correction for several months, never any apology)
 - Wiggins sent Randy’s old transcript with his requested school records (the old transcript was supposedly sealed in a box)
 - Wiggins did not send Randy’s school records timely according to FERPA requirements
 - Western Seminary did not include Randy on the Student Services list of graduate students to receive notices regarding graduation, the graduation dinner, & practices
 - Randy Chapel was not invited to the graduation dinner held on May 13, 2006 and discovered that activity had occurred due to a story about it on the school website
 - Randy ordered his graduation gown, cap, and diploma, and sent a check, but Rob Wiggins nor Student Services notified Randy if they were received and/or ordered.
 - Randy finished all but one class in time to graduate; school policy allowed for graduation when only one course remained to be finished.
 - Randy’s 1st & 2nd course extensions were approved
 - Randy was not permitted access to his grades via the online system for all other students.
 - Randy informed Bert Downs he didn’t want to receive his MDiv degree from Downs or shake Downs’ hand at graduation (because of the on-going provocations against Randy, due to Downs’ newsletter article August 1, 2005, and due to Downs’ opposing Randy’s going into ministry—compared to Downs’ continued support for the Executive Dean who Randy identified as a child molester.
 - Downs hired McPharlin to threaten Randy would not graduate
 - Randy hired Bill Dresser who told the school they better graduate Randy
 - Randy graduated with his MDiv degree and Sawyer submitted Randy’s last course grade by September 15, 2006; Randy’s grades for his other courses were submitted in June 2006.

06/16-20/06: Linda McPharlin was hired by Western Seminary, et al.

- McPharlin threatens Randy Chapel will not graduate from Western Seminary
- McPharlin posted her political donations to “Emily’s List” which supports abortion rights and homosexual marriages
- McPharlin’s donations conflict with Bert Downs’ professed public politics and Western Seminary professed theology.
- March 14, 2006 settlement agreement does not allow attorney threats or withholding of graduation without arbitration determination
- Western nor McPharlin had authority to threaten Randy Chapel’s graduation

06/25/06: Randy Chapel graduated from Western Seminary with his MDiv degree. The diploma arrived approximately December 2006. His fiancée and her family did not attend due to the ongoing social stress and threats toward Randy.

(44) July 26, 2006 4:00 p.m. Rob Wiggins telephoned Professor Sawyer to tell Professor Sawyer the following, and then Sawyer emailed to Randy Chapel:

- syllabi must be numbered “680A, 680B, and not 544, etc”
- Latin course at St. Patricks cannot transfer into ThM because it is 500-level

(45) July 26, 2006 Chapel emailed Wiggins after Wiggins phoned Professor Sawyer to demand ALL of Chapel’s ThM degree courses must be numbered “680 A, B, C,” etc:

- “Item (i) was written because the Defendants and you claimed 600 level classes could not be proctored out of San Jose or by Jim Sawyer. This statement was not only made to me and Dresser, but also the Hon. Leonard Sprinkles. Clearly you, the Defendants each of them and the attorneys have no problem harassing and bullying me and Mr. Dresser. Are we now to expect that you and the Defendants, each of them, along with their various attorneys of record are going to call the Hon. Leonard Sprinkles a liar?”
- “..you and the Defendants claimed that 1/2 of a Th. M’s units could be completed at the 500 level. Given that a Th. M. has 25 units, it just so happened that 12 units of them would be numbered at the 50% level (PLAINTIFF takes twelve hours of course work proctored by Dr. M. James Sawyer, consisting of 500-level courses for which 600-level work is required and completed;)”
- “It was your and the Defendants’ prior position in March in order to keep from going to trial, that the accreditors would allow me to take up to 50% of my ThM with 500 level units.”
- “If these now are set at 600, that leaves 6 units at the MDiv free for transfer. The whole LATIN class question [at 500 level] is now NULL AND VOID.”

(NOTE: Chapel had already enrolled in a Latin course at 500 level because Western Seminary refused to reply to requests by Chapel and Mr. Dresser’s concerning transferring the 500 level course according to the verbal agreement and advice from ATS Charles Willard regarding ATS standard M-3 concerning shared credits between degree requirements.)

(46) August 2006 Randy was engaged to be married in August. The wedding was cancelled due to on-going threats and actions of Western Seminary against him. \$14,000 was lost related wedding preparations and reservations

(47) Sept 15, 2006 Bert Downs wrote to NWCCU and Randal Roberts wrote to ATS

- emails that defame Randy Chapel that imply Randy Chapel has a “student lifestyle” that does not comply Western Seminary’s student conduct code.”
- the term, “lifestyle” is a connotation that refers to people who have illicit sexual relations with multi-partners, often referred in references to swapping partners for sex. Downs and Roberts sent these colluded/ plotted emails to ATS and NWCCU just 30 days after Randy was to become married to his 32-yr-old fiancé.
- this defamation is similar to Western’s defamation of Chapel in which they repeatedly referred to one single sex act as an ongoing sexual relationship, sexual affair, and violated Western’s Student Handbook policy that required “habitual” infringement.
- Downs’ and Roberts’ statements violate the settlement agreement
- Bert Downs and Randal Roberts referred to Randy Chapel as “a disaffected student” to bias NWCCU and ATS to believe Randy Chapel is rebellious to authority. Downs and Roberts colluded to attain undue influence against Chapel with defaming and false statements about him.
- Bert Downs and Randal Roberts offered to help ATS and NWCCU “formulate whatever response you feel to be ‘prudent’” to the USDE, and to the student (Chapel). This was done and continues to be done to circumvent federal

investigations, involvement, and justice.

- Both ATS and NWCCU ignored Chapel's and Nye-Wilson's complaints and refused to answer their questions concerning substantive changes to degrees.
- as of this day ATS refuses to answer questions or produce any approval document to validate the legitimacy of the substantively changed ThM degree program to distance learning.
- 34 CFR 602.15 "conflict of interest" violations by Western Seminary, NWCCU/ ATS
- currently, USDE required ATS and NWCCU to step back and do a thorough investigation of the facts---the USDE letters demanding that compliance has not been sent to Chapel or Nye-Wilson.

(48) Oct 23, 2006 Rob Wiggins wrote Randy Chapel--admission into the ThM program:

- "This letter is confirm that your academic admission requirements have been satisfied and you are hereby admitted to the Master of Theology program of Western Seminary, effective fall 2006 semester."
- "Course work and thesis arrangements are stipulated in the Settlement Agreement."

(NOTE: Unless the settlement agreement states or attached accreditation and approval documentation any additional and subsequent documents are unaccepttable and unenforceable [upheld by CA Supreme Court case Aug 2008.] There is no documentation of approval or accreditation attached to the settlemnt agreement related to 22 of the 25 credit hours contracted for the ThM degree for Randy Chapel)

(49) Oct 23, 2006 Rob Wiggins finally sent the 8 letters of recommendation as per Randy's 10-13-06 request to other seminaries for Randy Chapel's acceptance to take transfer ThM courses: As a result of this delay, Randy was unable to take any ThM courses and became further behind in achieving his ThM degree.

(50) Oct 27, 2006 Rob Wiggins wrote Randy as Downs requested with details of MDiv & ThM programs:

- Wiggins sent Randy's transcripts to schools and letters of recommendation as Randy requested
- Wiggins confirmed Dr. Sawyer was requested to create syllabi for Randy's ThM studies, and Wiggins classified them as "independent study syllabi"
- "independent study" was NOT part of Randy's request.
- Wiggins changed Randy's request.
- Wiggins included to Randy the letter Wiggins sent to Dr. Sawyer along with the Falsely-altered thesis application form.
- Wiggins said "Confirmation of registration will follow the approval of Independent study syllabi." (another SWITCH)
- "Registration for ThM thesis (RES 602) will commence once Dr. Sawyer is able to confirm that the student has a suitable thesis topic and title and has permission to begin work under his supervision. Enrollment in the thesis is automatic and continuous until the thesis is officially accepted." (SWITCH)

(51) Oct 27, 2006 Rob Wiggins wrote Professor Sawyer requirements for Randy's ThM:

- ".proposed syllabus ..course number for this independent study will be CHS 680A. Additional independent studies in church history will be numbered CHS 680B and following."
- "Registration for the ThM thesis may proceed once you, as first reader, are able to confirm to the Registrar's Office that the student, Randy Chapel, has a suitable thesis topic and title and has your permission to begin work under your supervision. Enrollment in the thesis is automatic and continuous until the thesis is officially accepted."
- "I have been asked to provide you with instructions for the creation and approval of ThM-level independent study syllabi for Randy Chapel. I am also including information on initiating registration for the ThM thesis."

(NOTE: the falsely altered thesis application form omitted Western's accountability and placed all responsibility onto Professor Sawyer. The altered form omitted the ThM Handbook, Calendar, and ThM record journal including working with Jan Vanbruggen, ThM Director. Sawyer was required to sign it in order for Randy to begin ThM registration and course work. It required compliance with the SWITCH to independent study & individualized study.)

- (52) Nov 2006 Chapel and Nye-Wilson filed complaints to ATS, NWCCU and BPPVE against Western Seminary:
- no recognition by Western Seminary regarding Chapel's complaints
 - Western Seminary offered a ThM for CA that was not approved for CA
 - Western refused to provide a grievance form or names of a committee for filing
 - Western changed the advisor's name on Chapel's transcript
 - Western omitted Chapel from graduate emails, notices re graduation, grad dinner
 - Western Seminary hired an attorney (McPharlin) to threaten no graduation
 - Western withheld Chapel's grades submitted around June 19; he owed no money
- (53) Nov 3, 2006 Bert Downs' and Wiggins' letters to Randy Chapel –coercing the altered Form that changed The accountability from WS administrators to Professor Sawyer (for the ThM fraud).
- (54) Nov 10, 2006 ATS wrote Western Seminary regarding Randy and Carol Nye-Wilson complaints
- (55) Nov 15, 2006 Western Seminary's attorney, Jonathan Radmacher, wrote to Wm Dresser
- included a list of documents Western sent directly to Randy that he returned for them to send the items to Wm Dresser as previously requested including transcripts, recommendations, diploma, etc. EXCEPT NO THM Handbook, no THM calendar, and no THM student journal.
- (56) Dec 8, 2006 Western Seminary wrote ATS asking for help and a solution due to complaints to ATS from Chapel and Nye-Wilson:
- "...completion of a ThM degree was shaped by a perceived institutional need to temper initial demands from Mr. Chapel and to bring them more into conformity with the spirit and letter of ATS standards for the program."
 - "...a prudent resolution to a volatile dispute by crafting as credible a program as possible.."
 - "...finding alternative means of experiencing learning communities and other typical residential dynamics became necessary."
 - "He exegetes the clause to mean they must be registered and recorded at the 500 level to be legitimate and to comply with the agreement; we contend everyone's best interest is instead best served if these courses are registered and recorded at the normal 600 level for ThM students."
 - "A Western ThM program comprised of multiple 500 level courses misrepresents at what level those courses were actually taken and would easily confuse or mislead other registrars and doctoral admissions committees.."
 - "...accommodating his demands to record these courses at the 500 level is actually counter-productive to the interests of all parties."
 - "...we are trying to offer him a ThM program that has as much integrity as we can, given the circumstances and within the limits of the settlement Agreement."
 - [Notes response] "All ThM courses are Portland campus courses, since it is the only campus that is approved to offer the ThM degree"
 - "According to Western's policies and practice, all ThM courses must be numbered 600-level (there is no limitation on the number of ThM courses that can be numbered at the 600 level);"
 - "...we are trying to offer him a ThM program that has as much integrity as we can,

- given the circumstances and within the limits of the Settlement Agreement.”
- “The ThM program allows some flexibility and tailoring to individual student circumstances and desires..”
- [Western Seminary Response to ATS question regarding the altered thesis application form] “The form was changed, but merely to expedite the process of allowing Mr. Chapel to begin work on his thesis. While some earlier arrangements and commitments regarding Mr. Chapel’s thesis were made prior to his actual admission to the ThM program, the seminary has not subsequently made any arbitrary or harmful changes to those arrangements and commitments. Simplifying the thesis form and securing the written approval of Dr. Sawyer were merely steps to expedite the process of formally approving the thesis topic. There was no intention to withhold any opportunity or privilege from Mr. Chapel, nor was that a consequence.”

(**NOTE: Randal Roberts’ excuse concealed that the shortened thesis application form omits the following:

- ALL Western Seminary administrator involvement (replaced with accountability by Professor Sawyer who had a short contract for salary until Dec 2007 and then his employment ended at Western.)
 - the ThM Handbook (states the program MUST follow only the Handbook’s criteria for approval)
 - ThM calendar (is a work in progress for the the student. ThM Director, and the thesis readers)
 - ThM scheduling book (organizes the student’s goals as he progress toward them under supervision)
 - interaction with Jan Verbruggen (ThM Director) and subsequently also omits criteria, objectives, mission, outcomes, and goals for the standard ThM program advertised/published to the world.
- The shortened thesis application form potentially contracted accountability for probable fraudulent ThM onto Professor Sawyer. This act violates Business & Professions Code 480 and circumstantially supports claims regarding violations of Penal Code 182--fraud. It is also seen as added retaliation and malice against Professor Sawyer and Randy Chapel.)

(57) Dec 27, 2006 Jonathan Radmacher wrote Wm Dresser

- “Randy Chapel asked that Bert Downs & Rob Wiggins not communicate directly to him.”
- “Received Randy’s application to graduate” (Th.M.—April 2007)
- “Western Seminary is unsure how to proceed.”
- “Randy won’t accept syllabi that are numbered 600, and he returned materials re the Th.M. program including the Th.M. admissions letter.”
- “Western remains prepared to move forward...waiting for Randy to know how to proceed.”
- “Western would like to complete the Th.M. asap.”
- WS received graduation form when ATS received Nov 3, 2007 complaint.”
- “Now that WS remains ready to facilitate Mr. Chapel’s completion of Th.M., to the extent His being on the Portland campus, he is free to do so; of course he would be expected To comply with the same obligations of every other Western student while on campus.”

(58) Dec 29, 2006 Wm Dresser replied to Radmacher

- “..Mr. Chapel’s already commenced Th.M. program “would comply with ATS standards under the following circumstances: PLAINTIFF takes twelve hours of course work proctored by Dr. M. James Sawyer, consisting of 500-level courses for which 600-level work is required and completed..”
- Your client refuses to comply with this portion of the agreement. It is my understanding that your client has attempted to have Mr. Chapel’s course of study not to comply with some ATS accrediting standards and limitations on course work. You stated in a letter dated September 6, 2006 that Western Seminary’s position is that “All Western Seminary courses completed for ThM credit will be recorded with a 600 level number to document the higher level of study.” I quoted this provision in my letter to you of September 15, 2006. It is now three plus months later, and you and your client continue to refuse to acknowledge that they promised something and must follow through on that promise.”
- “. Western Seminary (school code # 4304421) is not licensed by the Bureau for Private Postsecondary and Vocational Education to offer ThM courses(600 level) at its San Jose campus. It is my understanding that The Association of Theological Schools in the United States and Canada, does not approve a Doctor of Ministry degree at Western Seminary,

San Jose. It is, however, licensed by the Bureau to offer course work programs at the 700level at that branch campus to apply towards students from Western Seminary, Portland in the Doctor of Ministry degree who live in the bay area taking course work. I believe it was known by your client in March 2006 that San Jose is neither licensed nor approved to offer a ThM degree nor course work towards a ThM from San Jose. My client has subsequently become aware of this and is concerned that course work labeled at the 600 levels might constitute academic fraud.”

- “..Fuller, allow students to take one-half of their courses at the lower levels towards their Th.M. degree. This is identified at <http://www.fuller.edu/admiss/degrees/thm.asp>.
- “Mr. Chapel has requested since March 28, 2006 the syllabi for course work Western Seminary claimed to the public it offered as course work. It was on June 26, 2006, that Mr. Chapel provided class descriptions from Golden Gate, Baptist Theological Seminary, Fuller Seminary, St. Patrick's Seminary & University, among others. He specifically stated: “Please also advise which of the following classes will transfer towards my outstanding Th. M requirements.” This is time line proof Mr. Chapel has been trying for in excess of a half year to get his course work approved and confirmed for the Th.M. program.”
- Western Seminary’s Fall semester started on September 5, 2006. Mr. Chapel did not commence course work then, and again requested my assistance. Fuller and Golden Gates’ Fall terms had also already started. Mr. Chapel was delayed and still is denied in getting his course work approved. Had the school timely done what it was supposed to do, then Randy Chapel would have graduated with a Winter Term 2006 graduation date.”
- Ph. D. programs admissions are now due for Fall 2007-2008 entry
- There are five more business days left before the first day of the Winter term, 2007.
- Mr. Chapel has had to write, hire counsel, and conduct research of his rights to education just to get what was promised to him. He initially received insulting and degrading transcripts reflecting inaccurate failures in course work, despite the express provisions of the settlement agreement. He was initially not notified of graduation information, and had to fight over your client’s retention of attorney McPharlin to simply walk in the graduation ceremony. He was delayed by a half year in obtaining documentation of good standing to allow him to obtain entrance to the specifically agreed upon outside educational institutions to obtain agreed upon supporting course work, and was blocked in and then delayed in receiving his agreed upon academic advisor.”
- Mr. Wiggins stated to Mr Chapel in a writing dated October 27, 2006 “Registration for ThM thesis (RES 602) will commence once Dr. Sawyer is able to confirm that the student has a suitable thesis topic and title and has permission to begin work under his supervision. Enrollment in the thesis is automatic and continuous until the thesis is officially accepted.” Mr. Chapel had permission since 2001. This has been known by your clients since that time.
- Neither Mr. Wiggins nor any other Western Seminary employee or representative has provided Mr. Chapel with his educational materials including but not limited to the ThM handbook (“appropriate program handbook”), completion calendar, and format guide for course work he reportedly undertook in the Fall 2006, not to mention his syllabi for various courses. No explanation has been given either orally or in writing.”
- The result of these actions is that Western Seminary has created a large gap on Mr. Chapel’s Transcript.
- It is thus not accurate to state that "Western Seminary remains prepared to move forward with respect to the program." These general statements, like those of the letters of May 26, 2006 from Rob Wiggins and of July 31, 2006 from Bert Downs, sound good. These statements have not been followed by conduct consistent with the conclusory assertions.”
- There is ample evidence to support Western Seminary has not produced what it promised it would and is obligated by law to produce, and continues to refuse to do so. The school has instead spent its time in alternating threatening conduct by attorneys with the sending of hollow and meaningless letters, unsupportable positions and bearing their teeth with threats.”
- We are at a stage well beyond requesting once again that your client perform its legal and

contractual obligations. My client intends to proceed to seek all remedies..”

2007 _____

- (59) Jan 18, 2007 Jonathan Radmacher, Western Seminary’s atty, wrote a letter to William Dresser:
- “All courses offered for ThM credit at Western Seminary are registered with a 600-level number, including electives . . . either MDiv (500-level) or ThM (600-level)”
 - “A San Jose student cannot receive ThM credit for a San Jose campus course regardless of the instructor; but he/she can enroll in the ThM program as a Portland student and complete up to 12 units of independent/individualized studies proctored by any member of the Western faculty (Portland student proctored by Dr. Sawyer.)”
 - “path to finish the ThM program..Mr. Chapel and Dr. Sawyer agree on the composition of the 12 credits of individualized studies at the 600-level work—registration will then be transacted;”
 - “Mr. Chapel and Dr. Sawyer agree on the thesis topic and title—registration will then be transacted;”
 - “.enroll in ThM level courses at accredited seminaries; complete course work and thesis; complete the ThM comprehensive exam; Upon completion of the above, Mr. Chapel will be awarded the ThM and will receive the final payment of \$25,000 as agreed upon in the settlement agreement”
(these are additions to the agreement –a new contingency for \$25,000 payment. Western continued to refuse to provide Chapel a copy of the ThM Handbook, ThM Calendar, ThM record journal, etc)
- (60) Feb 15, 2007 NWCCU wrote Randy Chapel – rejected complaint due to litigation.
- (61)XXXXXXXXXX Wm Dresser replied to Jonathan Radmacher’s Jan 18th letter.
- (62) Feb 20, 2007 Radmacher replied to Wm Dresser including:
- “.you suggested that Western Seminary was making a new proposal about distant learning.”
 - “. Western Seminary is not introducing anything new, but simply referring to the various means that were mentioned in the Settlement Agreement, and which were agreed as the method by which Mr. Chapel could work on his ThM.”
- (63) Feb 23, 2007 ATS wrote Randy Chapel and Carol Nye-Wilson they would be conducting a “full review” [of all complaints by Chapel and Nye-Wilson and Western Seminary’s input].
- (64)
- (65) March 5, 2007 NWCCU wrote Randy and requested documentation regarding litigation.
- (66) March 6, 2007 Wm. Dresser asked Radmacher various questions regarding approval, accreditation and distant learning. Western refused to give direct answers.
- (67) March 8, 2007 Wm Dresser asked Radmacher various questions regarding approval, accreditation and distant learning. Western refused to give direct answers.
- (68) March 15, 2007 ThM Director, Jan Verbruggen, of Western Seminary emailed Justin Nye re the ThM

degree program:

- “Nobody that I remember has ever substituted the Th.M. only classes with individualized studies. Individualized studies are not considered Th.M. only classes.”

- (69) March 23, 2007 Jonathan Radmacher wrote a letter to atty Bill Dresser about the dispute issues:
- Mar 15, 2007 Western sent documents Chapel returned Oct-Nov 2006 (which never included ThM Handbook, calendar, record journal, etc.)
 - “.independent/ individualized study courses were included in Randy Chapel’s ThM program was that this was the only way we could accommodate Mr. Chapel’s insistence that he work with only one Western Seminary professor (Dr. Sawyer).”
 - “.Dr. Sawyer does not teach ‘classroom courses’ in Portland.”
 - “A similar arrangement was deemed acceptable and workable by all parties for the completion of Mr. Chapel’s MDiv degree.” (distance learning)
 - “The legitimacy of this arrangement for the ThM program would not have been called into question had Mr. Chapel not raised questions with the Association of Theological Schools (and other agencies).”
 - “Mr. Chapel’s actions violate the means stipulated in the Settlement Agreement for resolution of disputes about the agreement [paragraph 11 (a)(i) calls for arbitration as the means to resolve any disputes concerning Mr. Chapel’s education], but it has resulted in a delay in responses to your letters.”
 - “If Mr. Chapel does not wish to wait for the outcome from ATS, prior to his receiving responses on the plan for his ThM program outlined in the Settlement Agreement, one alternative to the independent/individualized studies (as part of the plan for Mr. Chapel’s completion of the ThM degree outlined in the Settlement Agreement) would be for Mr.Chapel to complete the program in the manner in which that program is described in the 2006-2007 seminary catalog – which would entail Mr. Chapel taking ThM-level courses on the Portland campus from professors other than Dr. Sawyer.”
 - “The catalog description of the ThM program permits the transfer of a maximum of 8 hours of approved transfer credit into the program, so this would not preclude Mr. Chapel from doing part of his ThM work in another seminary (the Settlement Agreement called for six hours of transfer credit).”
 - “(the ThM comprehensive exam) admittedly is not expressly mentioned in the Settlement Agreement but is implicit, as it is a usual component of a ThM program.” (but so is the ThM Handbook that they repeatedly refused to provide to Randy – they Include and exclude ONLY what they want – in their interests & not Randy’s best interest)
- (70) Mar 26, 2007 Randy filed lawsuit because Defendants’ insisted on “680” numbering and changing from the settlement agreement to “independent study” for Chapel’s ThM degree courses, and that was the last straw.
- (71) April 18, 2007 USDE, Accreditation and State Liaison, Carol Griffiths, wrote Randy that the USDE opened an investigation as requested by the Secretary of Education, Margaret Spellings.
- (72) April 23, 2007 ATS Tisa Lewis and Charles Willard wrote Carol re 68%/84%:substantive changes
- Charles Willard wrote: “Although the Commission on Accrediting does not use, in its standard and procedures, the language of substantive change, Section Six of the Handbook of Accreditation does note, in its "Guidelines Adopted by the Board of Commissioners," that a "school must seek the Board's approval before it ... makes significant changes in the design or requirements of an approved [degree] program."
 - Tisa Lewis wrote: “We do not use "substantive change" language, but both of the issues you mentioned below would require Board action..”
 - Carol asked: “Would 68% change to academic coursework and delivery modality for degree requirements be considered "substantive change?" Would 84% change to a degree program's objectives, goals, scope, and mission be considered "substantive change?"”

- (73) June 15, 2007 USDE to Bert Downs re OPE ID 00717800, national approval for Title IV and to operate: “Reporting and Reapplication Requirements”
- “Additions and/or closures of non-main campus locations that offer at least 50% of an educational program;”
 - “If the Institution fails to report any such changes within ten days after the change occurs, the ability of the Institution to administer the Title IV student financial assistance programs properly will be called into question.
 - “failure to report the change can result in adverse action against the institution – 34 CFR 668, Subpart G.”
- (74) June 22, 2007 Daniel Aleshire wrote Carol:
- “The Board of Commissioners approves degree programs on the basis of the program as a whole, and recognizes that, on rare occasions, schools may make exceptions to accommodate individual students without petitioning the Board of Commissioners for permission to do so. This practice is especially the case for advanced research degrees like the ThM, which is the degree you may have meant in your questions.”
- (NOTE: Prior to this point, there had been no ATS written or verbal statement about the ThM to William Dresser, Randy Chapel, Carol Nye-Wilson, NWCCU or the judge overseeing the case regarding Aleshire’s claims concerning “rare occasions” or “exceptions.”)
- (75) June 29, 2007 Carol filed lawsuit
- 06/29/07: Jane Doe files complaint to CA BPPVE and CA DCA for misrepresentations and unfair business practices against Western Seminary
- (77) June 29, 2007 Carol and Randy filed a complaint for fraud against Western Seminary with the Los Gatos Police Department - “at cusp of being a criminal case...need Western to say they could not do what they promised to do and knew it before they promised, and it caused loss of property and funds.” 3 year statute of limitations, if over \$400.. = felony.
- (78) August 1, 2007 Western Seminary signed a “VOLUNTARY AGREEMENT” with CA DCA and promised to abide by all CA laws, regulations, statutes, and rules regarding private postsecondary schools.
- (79) Sept 11, 2007 Randy’s case hearing –motion to compel arbitration -- Phillips presented the CABPPVE as inoperative, and did not tell the court about the VOLUNTARY AGREEMENT with CA DCA in lieu of BPPVE.
- (80) Oct 12, 2007 Carol Nye-Wilson filed 1st Amended Complaint –changed lawsuit to unfair business practices, and fraud. Dale Wilson was added as PLAINTIFF due to the stress and the agreement impacted him as “spouse” to gag both Carol and Dale.
- (81) Oct 24, 2007 USDE Chief Investigator, Chuck Mula, emailed Adam Bernstein, Nye-Wilson’s attorney concerning USDE action.
- (82) Nov 5, 2007 Western’s attorney, Sam Phillips, wrote ATS attorney, Thomas Johnson, regarding Chapel’s mother, Carol Nye-Wilson filed a separate action which was subject to a motion to compel arbitration, and pending referenced pending USDE proceeding. Her attorney had an email from USDE and placed it in the public record in the hearing, thus a public record for all to see. He sent the email to Johnson, and waiting for status of the Court. Phillips told Thomas ATS is a side issue.

(NOTE: The Court ruled against Western Seminary's Motion to Compel Arbitration!!) ????

2008 _____

01/02/08 Chuck Mula email to Randy Chapel

- re DOE determined ATS / NWCCU did not follow substantive Change policies

01/10/08: DOE issued complaints to ATS and NWCCU for non-compliance with 34 CFR 602.20/23

02/26/08: ATS wrote investigation review to Carol Griffiths, ASL Chief, OPE of DOE:

- "The accrediting standards generally expect the ThM to be offered on the primary campus of the school offering the degree (degree program standard K, Tab 12)."
- "That agreement included 3 hours of credit that had been completed toward the degree on the Portland campus, and would (i) allow Mr. Chapel to take twelve hours of course work proctored by a qualified professor consisting of "500 level courses for which 600 level work is required and completed." (These 500 level courses are ones that are part of the MDiv that is an approved degree for the San Jose extension campus. With additional work, successful completion of these courses would result in acceptable credit toward the ThM);"
- "After negotiating and agreeing to this settlement, Mr. Chapel, in the judgment of ATS staff working with this complaint, erroneously concluded that it meant that Western Seminary was offering a Master of theology (ThM) degree at its San Jose, California, that campus was neither approved by ATS nor authorized by the appropriate state authority in California, and he issued his complaint."
- "Western Seminary does not have approval from the ATS Commission to offer the ThM at its California extension and the seminary contends that it does not offer the degree in its California extension campus. The 2006-2007 Catalog ..lists the degree as available only at the Portland, Oregon, campus, and ATS found no evidence that the school had marketed or offered the thM degree at its Northern California extension."
- "...Western Seminary did not consider the implementation of its pre-trial settlement with Mr. Chapel as, in effect, offering the ThM at its San Jose extension campus. The Seminary was making an exception to requirements for the degree by allowing some courses taken in San Jose to count toward a degree that it offers at its primary campus in Portland, and it made this exception only in the context of a pre-trial settlement agreement."

02/28/08: Sandra Elman to USDE

- regarding Western Seminary's Master of theology degree program:
- "The [2002] evaluation committee reviewed the Master of Theology degree program during the site visit. It should also be noted that the Master of Theology degree program is a residency program and not a distance delivery program."
- "NWCCU interprets its complaint procedures to defer to courts of law or other appropriate legal venues when litigation is instituted over the same issue or issues brought to the Commission."
- "in accordance with Commission Policy A-14, a resolution of Mr. Chapel's concerns lies outside the Commission's complaint process."

01/xx/08: ATS claimed to NWCCU (what doc??) ???????????????

03/04/08 Western Seminary's Production Responses to Carol Nye-Wilson

- Responses regarding approval and/or accreditation of the ThM degree program in the settlement agreement (see July 17, 2008 email from Mula):
- (Request 4) Any and all DOCUMENTS that reflect, evidence, discuss, describe, refer to, or concern approval by the Association of Theological Schools (ATS) for Western Seminary to provide a Master of Theology in the State of California as of March 14, 2006. (Response) "A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed."
- (Request 5) "Any and all DOCUMENTS that reflect, evidence, discuss, describe, refer to, or concern approval by the Bureau for Private Postsecondary and Vocational Education for Western Seminary to provide a Master of Theology in the State of California as of March 14, 2006." (Response) "A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed."

- (Request 6) “Any and all DOCUMENTS that reflect, evidence, discuss, describe, refer to, or concern the Association of Theological Schools’ (ATS’) approval for Western Seminary to provide a Master of Theology degree in the State of California as prescribed in the settlement agreement for Chapel v. Western Seminary, et al, Santa Clara Superior Court action 1-03-CV-814749 in the State of California as of March 14, 2006.” (Response) “A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed.”
- (Request 7) “Any and all DOCUMENTS that reflect, evidence, discuss, describe, refer to, or concern the Association of Theological Schools’ (ATS’) approval for Western Seminary to provide a Master of Theology degree as prescribed in the settlement agreement for Chapel v. Western Seminary, et al, Santa Clara Superior Court action 1-03-CV-814749 as of March 14, 2006.” (Response) “A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed.”
- (Request 12) “Any and all DOCUMENTS that reflect, evidence, discuss, describe, refer to, or concern all petitions filed by YOU for the year 2006 to the Board of Commissioners of The Association of Theological Schools.”(Response) “A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed.””
- (Request 34) “Any and all DOCUMENTS, which concern the Northwest Commission on Colleges and Universities substantive change policy for degree programs as of March 14, 2006.” (Response) “A diligent search and reasonable inquiry has been made in an effort to locate the item demanded, and the document(s) never existed.”
- (Request 35) “Any and all DOCUMENTS, which concern Association of Theological Schools substantive change policy for degree programs as of March 14, 2006.” (Response) A diligent search and reason-able inquiry has been made in an effort to locate the item demanded, and the document (s) never existed.”
- (Request 138) LYNN RUARK’s NOTES on Dresser’s 3-3-06 letter show premeditated fraud that Ellen Hung, Tony Lauria and Guide One knew for 3 years, and atty Sam Phillips has known for over a year and they all attempted to cover up as “mediation confidentiality,” and attorney-client privileged along with Jonathan Radmacher et al :
 - “Cannot guarantee Th.M. program that meets ATS standards;”
 - “WS degree may not be credible;”
 - “This may not be in his best interest—if he wishes a credible degree;”
 - “Risks for us giving him degree”

03/04/08: Western Seminary’s Response to Request for Admissions, Set No. One, Ruark verified.

04/14/08: Western’s attorney, Sam Phillips wrote John Hannon II, Chapel’s & Nye-Wilson’s atty and included Lynn Ruark’s verification of Western’s Production Responses

- he objected to the size of production request
- Western does intend to produce responses
- majority of claims to do with Randy Chapel

04/15/08: Western’s attorney, Phillips writes John Hannon:

- “..the Release states ‘the pursuit of the degree by plaintiff would comply with ATS Standards under certain circumstances which were outlined. In other words, Randy Chapel’s ‘actual pursuit’ generally would comply with ‘ATS Standards’.”

05/08/08: USDE issued a citation to ATS for 34 CFR 602.20, 602.22, 602.23

- non-compliance with federal regulations for agency recognized by USDE
- prolonging litigation

05/08/08: USDE issued a citation to NWCCU for 34 CFR 602.2-, 602.22, 602.23

- non-compliance with federal regulations for agency recognized by USDE
- prolonging litigation

05/09/08: Western filed a Motion For Protective Order (too many docs requested)

- Western filed a Motion For Protective Order (too many docs requested) to prevent Nye-Wilson from conducting discovery and that discovery being made public.
- “..attempting to bring a 3rd case through his surrogte, i.e. his mother..”
- “..as anticipated, disagreements with Western about extremely ‘picky’ portions of his studies...by mistake a name listed in correspondence was that Rob Wiggins, Registrar was to be Randy Chapel’s advisor rather than James Sawyer as provided in the agreement.. simply a typographical error which was easily remedied. However, Ms. Nye-Wilson made a big issue out of it.”
- “..picayune at issue ..Chapel wished to take a course that was listed in a course catalog the previous year in 2005-06...no syllabus was created and the records indicate that the course was never offered for credit...misprint in the catalog.”

- “beginning of series of disputes..he did not complete his course work and the grades were not submitted to Western until September 15k 2006.”
- “hired his attorney... write several nasty letters about the fact his transcript had not been provided and updated to show that he had graduated, nor was Chapel provided with timely information about graduation...Chapel did not complete his course work until September 2006, and thus no responsible university would provide information indicating that he had graduated, when, in fact, he did not.
- “..after September 2006, Mr. Chapel did, in fact, receive his Master’s in Divinity degree.”
- “..much larger dispute arose between Chapel, his atty, and Western over the type of courses that were required and acceptable to receive the ‘THM’ degree.”
- “..proposed by Western that 500 level courses could be accommodated with a 600 course level for Chapel to receive his degree.”
- “A large dispute arose over the location of courses to be offered.”
- “Western Seminary usually allows teaching courses to be taught only at the Portland campus.”
- “Western Seminary is not accredited to offer a THM course at San Jose.”
- “Mr. Chapel wished to take a THM course in San Jose and he also did not understand that technically he would have to have an ‘independent study’ type of course work in order to receive a THM degree.”
- “He claims that that was not agreed upon in the settlement agreement (it appears to be), and he disagrees with the suggested course of studies as proposed by Western Seminary.”
- “..Randy Chapel maintained a website called ‘Religious Hypocrites’ which defamed and maligned both the defendants ...as well as Western Seminary and even their attorneys. Chapel made the strange claim that the website...was operated and placed in service by his mother Carol Nye-Wilson.
- “..the settlement was that the website..would be dismantled..and if started up again, the person responsible would be subject to liquidated damages up to \$100,000.”
- “..when Chapel filed his second case in March of 2007 the ...website was ‘up and running’ again, and Carol Nye-Wilson who dismantled the website started it up again, (or her son Randy Chapel, the comp guru..)
- “The only reason Carol Nye-Wilson was required to sign the agreement in the underlying action, was because her son made the claim (which no one really believes), that his mother put up a website that was defamatory and that it was required as part of the consideration of the settlement agreement that Carol Nye-Wilson take down the website.”

05/28/08: Chuck Mula to Randy Chapel

- Mula Chief Analyst for USDE Accreditation and State Liaison Office writes Randy and included copies of the USDE May 8, 2008 letters to ATS and NWCCU.

06/06/08: Western’s Protection Motion

- Motion DENIED by the Santa Clara Superior Court and ruled in favor of Nye-Wilson.

06/12/08: ATS letter

- admitted ATS policy non-compliance and reinstatement of Chapel’s complaints
- ATS Commission pre-determined Chapel’s complaint in case all ATS schools voted to change the ATS policy to comply with USDE
- ATS blamed DOE for lack of due diligence over last 15 years to require the policy change

06/18/08: Steve Korch DEPOSITION:

- he testified he was paid \$25,000 out of the settlement agreement
- he didn’t know if he was paid cash or check
- he was asked to identify where his \$25,000 payment is located in the agreement; couldn’t find it
- he no longer is Executive Dean of Western Seminary; teaches full time; Ruiz took over Korch’s administrative responsibilities

06/18/08: Jane Doe’s DECLARATION (submitted during Steve Korch’s deposition)

06/20/08: Western Seminary’s latest legal claim

- In an attempt to not provide any documentation regarding the Master of Theology program
- “actual pursuit” towards general standards of accreditation equates to “degree approval.”

06/25/08: Press Release

- To professors and schools accredited by ATS, and to Press regarding USDE citations for non-compliance to ATS and NWCCU.

06/29/07: Complaint to CA BPPVE & CA DCA

07/01/08: Western Seminary letter to NWCCU

Western Seminary letter to NWCCU Commission Chairman regarding Randy Chapel's complaint against the school:

- "Since he did not complete the courses, he received failing marks. In the meantime, a non-academic disciplinary matter occurred. The school dealt with the matter by following its administrative policies, which led to Mr. Chapel's suspension and eventual dismissal during the spring 2002 semester." (FERPA & settlement violation)
- "He [Chapel] also demanded he be permitted to complete 12 credits of ThM coursework by independent study with a designated faculty member (Section 1(e)(i)).
- "As part of the Settlement Agreement, Mr. Chapel demanded that he be allowed to continue in the ThM once his MDiv was completed.
- "The Seminary required the remaining six credits be done at another ATS – accredited school, approved to offer the ThM degree, to complete the residential requirements so that the degree to be granted by Western Seminary would be in compliance with the spirit of the ATS standards {Section 1(e)(ii)}.
- "...According to our customary way of enrolling ThM students, whether residential or distance, Mr. Chapel was designated as a Portland campus student for his ThM --way to accommodate the curricular and supervisory demands made by Mr. Chapel in light of his unwillingness to take courses from any other Western Seminary professor.
- "Under no circumstances were any of these courses stipulated to be conducted at the San Jose CA campus because that campus was never authorized to offer those courses or degree."
- "ATS has no policy that prohibits schools from making individual exceptions to educational requirements for their degree programs." (6-12-08 ATS to Hannon)
- "On March 23, 2007 Western Seminary re-offered to Mr. Chapel an opportunity to complete his ThM program at the Western campus if he was so inclined to complete it like any other Western Seminary student."
- "...you will see in the Settlement Agreement stipulations that no further administrative actions were to be filed (Section 14, page8) and that any disputes related to the program would be settled by binding arbitration (Section 11 (a), page 7)."

07/10/08: Western's Supplemental Response to Request for Production, Set No. One:

- "Response No 1: Defendants will produce said items, however, these items have already been produced in response to a recent set of Special Interrogatories. (See attached Exhibit "A".)
- "Response No. 3: Defendants will produce said response, they have already been produced in response to a recent set of Special Interrogatories, however they have been attached as Exhibit "A".
- "Response No. 201: Attached are documents as Exhibit "B" which are responsive to this Request for Production. The document included is the Self-Study by Western Seminary dated 2002." Dated July 10, 2008. Verified by Ruark, July 9, 2008 (those documents are historical approvals of Western Seminary's programs—NOTHING to show approval of the substantively changed ThM degree program of March 14, 2006 in the settlement agreement.

07/10/08: Western's Supplemental Response to Request for Admissions, Set No. One:

- Response No. One: "Denied. It is not possible for Defendant Western Seminary to respond to this Request for Admission as the Association of Theological Schools does not approve the degree programs of individual students. The Association of Theological Schools does allow occasional exceptions to its program standards under extraordinary circumstance and that the Association of Theological Schools would affirm our attempt to honor as much as possible their standards under these circumstances. See correspondence from the Association of Theological Schools dated June 12, 2008 by Daniel Aleshire, Executive Director, attached as Exhibit "A" to this response to Request for Admissions."
- "Response No. 3: Admit. The Bureau for Private Post Secondary and Vocational Education does not have jurisdiction over this degree because the ThM program offered to Chapel was a Portland program. Dated July 12, 2008 Ruark verified July 9, 2008.

07/11/08: John Hannon to ATS

- Hannon requested ATS to answer questions concerning its accreditation and approval, and to provide an approval document including a comparison between the substantively changed Master of Theology degree program and the standard and approved Master of Theology degree program. ATS did not reply.
- Compare and Contrast substantively changed ThM degree program and standard ThM degree program.

07/11/08: Compare and Contrast: Standard ThM v. substantively changed ThM degree Program

07/11/08: Hannon to ATS³³

- Hannon requests ATS to answer questions concerning its accreditation and approval, and provide an approval document. ATS did not reply.

07/17/08: NWCCU to Randy Chapel

- failed to investigate complaints with the rigor expected of recognized accreditation agencies;
- NWCCU accepted ATS' statements of June 18, 2008 without investigating for all facts as required by 34 CFR 602. 20 - 23.

07/17/08: Chuck Mula email to Randy Chapel:

- "I need to see them answer Randy's questions whether or not the degree is approved. They must show what procedure they followed, how they did it, and show the record of the activity."

07/18/08: Bert Downs testified in deposition:

- There is no documentation for Master of Theology approval (see July 17 from Mula)
- "The ThM degree is not a distance education program."
- Western Seminary General Funds paid \$35,000 toward settlement payoff
- he claimed to not know anything about Korch being paid \$25,000 from the settlement funds
- he claimed he signed the Sept 15, 2006 email to NWCCU but did not write it
- he said Western Seminary has no problem with Randy Chapel's "lifestyle" now after the settlement agreement

07/18/08: Deposition of Bert Downs³⁴

- x
- x

07/18/08: ATS to John Hannon

- re: ATS' changed complaint policy and ATS decisions regarding Randy Chapel's complaints against Western Seminary:
- "This agreement involved meeting the requirements for the ThM by (i) three hours of credit that had been completed toward the degree on the Portland campus; (ii) up to twelve hours of course work proctored by a qualified professor consisting of '500 level courses for which 600 level work is required and completed' that could be completed at the Northern California campus; (iii) completion of six hours of Master of theology credits from other ATS schools in California approved to offer the ThM; and (iv) completion of the research thesis. These hours total the requirements of the degree as approved for the Portland campus."
- "The board concluded that, while the Seminary made exceptions to some of its requirements for the degree, it is within the purview of any accredited school to make individual exceptions to its academic requirements, as deemed appropriate by the school."
- "No Commission policy forbids a school from making such exceptions and no policy requires approval or notification of the Board of Commissioners regarding exceptions granted on an individual basis."
- "The settlement agreement that the seminary entered with Mr. Chapel does not constitute a violation of Commission standards. The board voted to take no further action on this complaint...voted not to take any further action."

07/21/08: ATS to John Hannon

- ATS policies related to the substantively changed ThM degree program contracted by Western Seminary in the settlement agreements to Randy Chapel and Carol Nye-Wilson:
- "...the settlement agreement between Mr. Chapel and Western Seminary describes exceptions to the requirements for the [ThM] degree as approved for the Portland campus, the agreement would not constitute offering an un-approved degree in northern California."
- "Member schools, from time to time, make individual exceptions to the requirements they maintain for degree programs."
- "The Commission has no policy or standard that precludes a school from making exceptions to its degree programs requirements nor does it have policies that require schools to report when individual exceptions are made, nor does it have policies or procedures that require a school to seek permission or approval for any individual exception it makes."
- "The Commissioners has no procedure for approving individual exceptions that schools make to their approved degree programs."

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• “[ATS] Board does not require either a report about, or permission for, exceptions to degree program requirements.. no reason Western Seminary should have submitted an application for a substantive change for the degree described in the settlement agreement...no application involved and no waiver.”

07/21/08: USDE writes to Randy Chapel:

- “degrees are only considered ‘approved’ that follow ‘published policies’ and have written documentation at the time”
- “It would be very difficult for a recognized accrediting agency to justify to the Department the existence of two approval process for degree programs. One Published and One unpublished. The Department would be very interested in seeing that policy and have the agency explain how the agency applies it. If an accredited institution does not follow a recognized accrediting agency's published policies for requesting the review and approval of a degree program or the substantive change of a degree program to include its delivery system, than the institution would be out of compliance with the agency’s published policies and procedures. Therefore the Department would expect that the program would not be approved.”

07/24/08: Chuck Mula email to Randy Chapel

- “We are also concerned that Western may be out of compliance with ATS and NWCCU Substantive Change policies and procedures.”
- “[DOE] is going to require them [ATS/NWCCU] to continue their investigation, we are also going to ask them to answer questions.”
- “...revised and reviewed and hopefully will be sent to them in the next few days.” (We have not received these letters from the DOE as promised).
- “If you have any more questions or would like me to talk to Mr. Hannon, I'll be happy to do so.” (As of around Aug 10, emails and phone calls to USDE are not being returned.)

07/28/08: USDE requires NWCCU and ATS to step back and conduct a thorough investigation

- including substantive changes by Western Seminary to the ThM degree program, and Western Seminary’s methods toward Randy Chapel.
- agencies must enforce 34 CFR 602
- agencies must have written documented approval of the substantive changes to the THM
- agencies must communicate the results of the thorough investigation to Randy Chapel and USDE

07/30/08: Chuck Mula email to Randy Chapel

- “...when an institutional's regional accreditor, in Western's case (NWCCU), accredits an institution's main campus it also accredits the main campus branches. Although it has no authority in California as an accrditor. As far as the Department is concerned the California branch is the same as the Portland campus. (Randy then told Mr. Mula each Western Seminary campus is accredited separately by ATS)
- Any substantive changes in the programs offered at the main campus and delivered at the branch campuses needed to go through NWCCU.
- In this light, California approval of the courses is not so important, unless Western had an agreement with California to offer courses and programs unique to the state's requirements. This means that California would be the degree granting authority.
- Western trying to force you to take courses unique to California and not approved by California or are they trying to force you to take courses and program offerings that were substantially different than what was approved for the main campus in Portland by ATS and NWCCU or both.”

08/04/08: FOIA to USDE by Randy Chapel

- Regarding training of ATS and NWCCU.

08/06/08: John Hannon again writes ATS

- John Hannon again wrote and asked ATS to reply to our questions and provide an approval document as required by 34 CFR 602 for the substantively changed Master of Theology degree program contracted in the March 14, 2006 settlement agreement which Western Seminary continued to change to this day.
- ATS refused to reply, in spite of the fact Mr. Mula requested ATS to send a copy of ATS’ responses to him. (ATS refusal to reply to us and to Mr. Mula interferes with the on-going federal investigation)

08/06/08: NWCCU creates a new review

- NWCCU creates a new review after Chuck Mula demanded “thorough investigations” on July 28, 2008 via phone conference. (This “review” was NOT given to us until 12-29-08 due to FOIA)

08/10/08: Diane Feinstein to DOE, and Congresswoman Mazie Hirono now involved.

08/10/08: Calls and Emails to USDE have not been returned. FOIA of Feb 22 sent and received on Aug 15.

08/19/08: Carol FOIA requests USDE for copies of USDE letters to ATS and NWCCU sent on or about July 28, 2008 to ATS and NWCCU requesting thorough investigations and including related to substantive change policies.

08/20/08: Western Seminary’s Supplemental Responses to Admissions Set No. One:

- Response No. 1: “Denied. It is not possible for Defendant Western Seminary to respond to this Request for Admission as the Association of Theological Schools does not approve the degree programs of individual students. The Association of Theological Schools does allow occasional exceptions to its program standards under extraordinary circumstances. Western Seminary believes this was in fact an extraordinary circumstance and that the Association of Theological Schools would affirm our attempt to honor as much as possible their standards under these circumstances. See correspondence from the Association of Theological Schools dated June 12, 2008 by Daniel Aleshire, Executive Director, attached as “Exhibit A” to this response to Request for Admissions.”
- Response No. 3: “Admit. The Bureau for Private Post Secondary and Vocational Education does not have jurisdiction over this degree because the ThM program offered Chapel was a Portland program.
Dated July 10, 2008.

08/21/08: Congresswoman Mazie Hirono requested a status update from USDE regarding the complaints of Carol Nye-Wilson and Randy Chapel to USDE regarding ATS and NWCCU non-compliance with 34 CFR 602 as related to Western Seminary.

08/29/08: Nancy C. Regan to NWCCU

08/29/08: Nancy C. Regan to ATS

09/05/08: Deposition of Lynn Ruark³⁵

09/29/08: Nancy C. Regan to John Hannon

11/13/08: Deposition of Randal Roberts³⁶

11/14/08: Deposition of Jan Verbruggen³⁷

11/14/08: Deposition of Robert Wiggins³⁸

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2009 _____

01/22/09: Deposition of Dale Wilson³⁹

04/16/09: Deposition of Carol Nye-Wilson⁴⁰

04/17/09: Deposition of Carol Nye-Wilson⁴¹

04/27/09: Deposition of Carol Nye-Wilson⁴²

06/29/09: Deposition of Randal Roberts PMK⁴³

2010 _____

01/28/10: Deposition of Randy Chapel⁴⁴

01/29/10: Deposition of Randy Chapel⁴⁵

02/03/10: Deposition of Bert Downs⁴⁶

- Downs knew Korch's attorney fees paid Linda McPharlin before signing the agreement
- Downs said paying McPharlin's fees was part of the settlement package
- Downs said paying Korch's attorney fees was best for the corporation
- Downs stated Western's Articles of Incorporation required compliance with state laws
- Downs admitted Western had no waiver to state laws or accreditation standards

02/08/10: Deposition of Steve Korch⁴⁷

- Korch knew his attorney fees for Linda McPharlin were being paid by the settlement before he signed the agreement
- Korch stated 1(e) offered 500-level courses with 600-level work
- Korch refused to help his molestation victim with her medical bills, and he never wanted to see her again

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- Korch refused to state what he told 82 men at the Junction City First Baptist Church men’s retreat
- Korch admitted in May 12, 2006 he apologized to his victim for molesting her
- Korch admitted he has discussed his sexual misconduct with Western Seminary staff including Gary Tuck

02/09/10: Defendants Protective Order Attempt to Block Depositions of Junction City⁴⁸

- Defendants alleged Korch’s sexual misconduct resulted from consensual relationship (high school student with a college student) and omitted everything else, including Korch was a married youth director.
- Court sanctioned Defendants \$1,925 to be applied to sex abuse therapy for Korch who admitted to his victim he won’t allow himself to be alone in a room with a woman because he knows what he is capable of.

02/10/10: Depositions of Ted Slaeker, Michael Hoch, Gary Correll, and Grant Smith

Slaeker⁴⁹

- the church changed how they invite speakers as a result of the Steve Korch issue
- the church would not have invited Steve Korch to speak if they had known of Korch’s sexual misconduct beforehand
- Grant Smith stated continuing Korch in leadership violates the Bible

Hoch⁵⁰

Correll⁵¹

Smith⁵²

02/12/10: Gary Tuck Deposition⁵³

- Tuck stated he knew Steve Korch’s attorney fees to Linda McPharlin were being paid before he signed the agreement
- Tuck stated Korch tacitly admits he did all that has been alleged about his sexual misconduct

02/16/10: Robert Wiggins Deposition⁵⁴

- As Registrar he counseled Downs and Ruark re lawfulness and accreditation issues of the Agreement
- He stated he thought about the M.Div. statute of limitations a couple of times during negotiations and he had the authority to waive it (where’s his document stating it?)

02/17/10: Steve Baker Deposition⁵⁵

- Chapel’s M.Div. degree is invalid
- Defendants’ agreement is unlawful and unenforceable
- the Th.M. in the agreement, 1(e) is fraudulent

03/29/10: Arbitration Day 1⁵⁶

03/30/10: Arbitration Day 2⁵⁷

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03/31/10: Arbitration Day 3⁵⁸

04/01/10: Arbitration Day 4⁵⁹

2011 _____

2012 _____

2013 _____

2014 _____

2015 _____

2016 _____

2017 _____

2018 _____

01/22/18: Carol, Randy to U.S. Marshals Angelique Poe, Gabe Ganibe⁶⁰

01/23/18: Kent Talbert Joins Department of Education as Senior Policy Advisor⁶¹

01/26/18: Statement from U.S. Secretary of Education Betsy DeVos Regarding Michigan State University⁶²

"My heart breaks for the survivors of Larry Nassar's disgusting crimes. What happened at Michigan State is abhorrent. It cannot ever happen again — there or anywhere. Students must be safe and protected on our nation's

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⁶⁰ http://www.educationalfraud.com/m/2018/20180122_Marshals.pdf

⁶¹ <https://www.ed.gov/news/press-releases/kent-talbert-joins-department-education-senior-policy-advisor>

⁶² <https://www.ed.gov/news/press-releases/statement-us-secretary-education-betsy-devos-regarding-michigan-state-university>

campuses. The Department is investigating this matter and will hold MSU accountable for any violations of federal law."

01/26/18: DeVos Announces New Investigation into Michigan State Title IX Compliance⁶³

"The crimes for which Dr. Nassar has been convicted are unimaginable. The bravery shown by the survivors has been remarkable. My heart goes out to them as they have had to relive their horrific experiences and as they begin the long road to healing. Every student across every campus should know that I am committed to ensuring all students have access to a learning environment free from sexual misconduct and discrimination and that all institutions that fall short will be held accountable for violations of federal law."

03/26/18: Carol Nye-Wilson v. U.S. Dept. of Education, Northern District of California, No. 18cv01846 HRL⁶⁴

- x

03/30/18: Randy to Jane Doe concerning Steve Korch⁶⁵

- x

03/30/18: Randy to Patty Murray (Seattle), Dianne Feinstein (San Francisco), Kamala Harris (San Francisco), Elizabeth Warren (Boston), Mazie Hirono (Honolulu) and Brian Schatz (Honolulu)⁶⁶

- cc: Betsy DeVos, Kent Talbert, Candice Jackson and Philip Rosenfelt

- update of case since October 10, 2017.

04/03/18: Following Court Ruling, DeVos Orders Further Review of 2016 ACICS Petition⁶⁷

- The Order⁶⁸

MasterFactsTimeline.doc

⁶³ <https://www.ed.gov/news/press-releases/us-department-education-launches-new-directed-investigation-msu-title-ix-compliance>

⁶⁴ http://www.educationalfraud.com/m/2018/18cv01846_1.pdf

⁶⁵ http://www.educationalfraud.com/m/2018/20180330_ConcerningKorch_Redacted.pdf

⁶⁶ http://www.educationalfraud.com/m/2018/20180330_Senators.pdf

⁶⁷ <https://www.ed.gov/news/press-releases/following-court-ruling-devos-orders-further-review-2016-acics-petition>

⁶⁸ <https://www2.ed.gov/documents/press-releases/acics-docketno-16-44-0.pdf>