

To:

Western Seminary operates in all 50 states due to its online program. It is accredited by The Association of Theological Schools in the United States and Canada and The Northwest Commission on Colleges and Universities. Combined, they have colluded to keep Western accredited and to cover up the corruption and educational fraud by the school at all costs.

Date: February 14, 2016

Re: **Students and their families are fast becoming America's second-class citizens.**

Jefferson's view of Government held that government can only do what is explicitly enumerated in the Constitution of the United States. One hundred years later, Theodore Roosevelt disagreed, holding that government can do anything that is not specifically prohibited in the Constitution, and Government had to be more central and assertive than what the Constitution had envisioned.¹ Two hundred years after Jefferson, the Bush Administration's expansive vision of executive power eclipsed the Constitution's mandated system of checks and balances. Some see the Bush years as lurching toward an imperial presidency, posing a direct threat to the essence of American liberty.² This case is in part, a symptom of that Administration's legacy, which has been defended by the Obama Administration to cause significant irreparable damage to my family and me.

Western Seminary's *educational fraud* in collusion with its accreditors, ATS and NWCCU, has now led to a point of complete chaos. In order for the public to understand this case, I am including my December 8, 2015 letter to **Senators Elizabeth Warren, Richard Blumenthal and Richard Durbin**, regarding the contempt to students by the U.S. Department of Education under Obama.

My certified Navient letter ("**Navient**") dated September 5, 2015, was received by former Secretary of Education Arne Duncan on September 21, 2015. On October 2, 2015, after receiving my letter, *he resigned*. Two months after my **Navient letter was made public, including to accreditors**, Daniel Aleshire³ of ATS announced he was "retiring."⁴ My **Navient** letter exposed educational and accreditation corruption and fraud that destroyed my life and family, which Duncan and others in the Administration, along with Aleshire of ATS and Sandra Elman of NWCCU defended to keep Western Seminary accredited and to cover up the corruption.

My October 29, 2015 letter ("**10-29**") to David Berger of the U.S. State Department's American Citizen Services & Crisis Management Office concerns the International Parental Child Abduction case of my American son, Joel Chapel. This letter explicitly details the corruption and fraud, and the Obama Administration's lack of legal evidence as its defense supported with public money to destroy my family and life. My letter explains how my now ex-wife used the government's false statements to forum shop a divorce in England, and to abduct and retain our son. My November 14, 2015 letter ("**11-14**") to David Berger details how the State Department mishandled the International Parental Child Abduction, and the long-term impact it will have on Joel.

Students and their families are fast becoming America's second-class citizens. It appears that students and families are simply going to have to take matters into their own hands in order to seek justice against predatory and corrupt schools. Unlike the assertions concerning *EDMC*, the government and **Secretaries Margaret Spellings and Arne Duncan** up through today knew about the corruption and attempted to cover it up instead of enforcing laws. They failed oversight (**Navient, p. 1-2**), lacked evidence (**10-29, p. 3**), lacked legal support (**10-29, p. 1-2**), violated public policy (**Navient, p. 2-3, 10-29, p. 3** "*ATS standards or procedures that override Mary R. v. B. & R. Corp., 149 Cal. App. 3d 308, etc.*"), colluded with NWCCU and ATS (**Navient, p. 5**), obstructed justice, abused government power in order to destroy two civil cases (**Navient, p. 5-6**), violated the False Claims Act with student aid fraud (**10-29, p. 4**), and the U.S. Department of State (**10-29, p. 5-6, 11-14, p. 1-5**) mishandled a child abduction.

I have over forty thousand dollars in student aid debt that is based on trickery and deceit by Western Seminary in collusion with its accreditors that the Obama Administration knowingly defended. I have lost everything in the process – my house, my land, my things, my education, my rights, my marriage, and my son. Thanks in part to the

¹ *Ken Burns: The Roosevelts: An Intimate History*, Directed by Ken Burns, (2014; Alexandria, VA: PBS Distribution, 2014), DVD.

² www.csmonitor.com/USA/2009/0114/p11s01-usgn.html . Read: *Unchecked And Unbalanced: Presidential Power in a Time of Terror* by Frederick A. O. Schwarz Jr

³ On behalf of ATS, Daniel Aleshire has defended that unwritten, unpublished "policies" no one has ever seen, no one can describe, and to which there are no records they ever existed, can be used to make exceptions to the written policies, including Institutional Integrity Standard 2.2 "*schools shall conduct their operations in compliance with all applicable laws and regulations.*" Further, criteria that ties covering up of child molestation and corruption by a school to course work and the awarding of degrees is valid for nearly 270 schools nation wide that are accredited by ATS base on this "exception scam." Secretaries Spellings and Duncan support and defended these claims against 20 U.S. Code §1099b, regulated at 34 CFR Part 602.

⁴ Regardless of what Daniel Aleshire or ATS will claim, pressure has been building for sometime regarding the collusion and corruption with Western Seminary that he took part in and led for ATS.

underhanded dealings by **Margaret Spellings, James A. Scharf** and the others named in these letters.

For those who are unaware of the full extent of this case, the Obama Administration used public money to defend corrupt and fraudulent education and accreditation criteria, that includes the following:

- Non-compliant accreditors can operate in non-compliance (20 USC 1099b, regulated at 34 CFR Part 602). Collusion with member schools is acceptable. Making false statements and material misrepresentations is acceptable. The government accepted non-compliance, collusion, conflict of interest, false statements and material misrepresentations by accreditors for decisions against students, families and concurrent civil cases. In particular, ATS holds that its final authority supersedes the court. ATS disregards rule of law and demands ATS and its member schools are the law.
- **Schools can operate in non-compliance with Section 504 requirements and retaliate against a whistleblower**-- by silencing them with extortion threats of great financial vengeance for exposing unlawfulness, and they can demand no government complaints or helping anyone else file complaints to the government. Schools can extort family members and students, and tie the cover up of the school's unlawfulness to students earning an education and receiving degrees. *Barker v. Riverside County Office of Educ. (9th Cir. 2009) 584 F.3d 821* "**No recipient or other person shall intimidate, threaten, coerce, or discriminate against any individual for the purpose of interfering with any right or privilege secured by Section 601 of [the Civil Rights] Act or this part, or because he has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under this part.**" [Emphasis in opinion.]
- **Schools and child molesting pastors can intimidate, threaten, coerce, and extort** a student's education using a settlement agreement that silences them from exposing a child molester or corruption by the school. If they say or publish information to the public or the government about the molester or school, including transcripts, documents and evidence, the family member and student must pay hundreds of thousands of dollars, and the student cannot receive his education or its benefits. *Mary R. v. B. & R. Corp., 149 Cal. App. 3d 308 (1983)* "The stipulated order of confidentiality is contrary to public policy, contrary to the ideal that full and impartial justice shall be secured in every matter and designed to secrete the evidence in the case from the very public agency charged with the responsibility of policing the medical profession. We believe it clearly improper, even on stipulation of the parties, for the court to issue an order designed not to preserve the integrity and efficiency of the administration of justice (cf. *Younger v. Smith* (1973) 30 Cal. App.3d 138 [106 Cal. Rptr. 225]), but to subvert public policy by shielding the doctor from governmental investigation designed to protect the public from misconduct within the medical profession, and which may disclose a professional license of this state was used to establish a relationship which subjected a juvenile patient to criminal conduct. Such a stipulation is against public policy, similar to an agreement to conceal judicial proceedings and to obstruct justice. (*Maryland C. Co. v. Fidelity, etc. Co.* (1925) 71 Cal. App. 492, 499 [236 P. 210].) Moreover, in light of the statutory obligation 317*317 of Division to investigate and regulate the medical profession, a law established for a public reason cannot be waived or circumvented by a private act or agreement. (*Covino v. Governing Board* (1977) 76 Cal. App.3d 314, 322 [142 Cal. Rptr. 812]; Civ. Code, § 3513; see *Bianco v. Superior Court* (1968) 265 Cal. App.2d 126, 130-131 [71 Cal. Rptr. 322]; *Benane v. Internat. Harvester Co.* (1956) 142 Cal. App.2d Supp. 874, 878 [299 P.2d 750].) Accordingly, since such a contract made in violation of established public policy will not be enforced (*Bianco v. Superior Court, supra*, 265 Cal. App.2d 126, 131), it is improper for the court to sanction the parties' stipulation under the pain of threatened contempt. In light of its over breadth and its intended effect upon the investigation of Division, we strike the order of confidentiality, stressing an enactment designed for the public welfare cannot be abridged by stipulation. (3 Cal.Jur.3d, Agreed Case and Stipulations, § 18, p. 270; see *Wilson v. Wilson* (1973) 45 Cal. 399, 405.)"

Not even Steve Korch's ordination church was willing to go to the extreme **Margaret Spellings** and the Obama Administration defended, "*Had the church known of this moral failure in 1978, it is probable that they would not have called Steve Korch to be their pastor, and it is equally likely that, had the ordination council in 1980 known of this moral failure, they would not have recommended his ordination... the leadership of Faith Baptist has expressed its opinion to Steve that, given the public nature of this sin, for the sake of the name of Christ, the more honorable course of action may be for him to voluntarily step down from his position of public ministry.*" [Emphasis in letter.] This is because an organization or person cannot silence anyone who publicly exposes their corruption and failures that garner public importance. *Beaverton Grace Bible Church, et al. v. Julie Anne Smith, et al., Washington Country Circuit Court, Case No. C121174* "The court finds that the defendant's internet postings on plaintiff's website and defendant Julie Ann [sic] Smith's blog site were made in

a public forum and concern an issue of public interest.” Because of the “*code of silence*” the Religious and government demand in this case, the child molester Steve Korch⁵ continues preaching to groups with children. Furthermore, a student’s education and all future education leading to degrees can be extorted to prevent a student or a member of the public from filing complaints to the government. Such demands in settlement agreements were deemed unlawful, unfair and fraudulent business acts or practices, attempting to cover up corruption from the government (Business and Professions Code §§ 17200, 17500). *State of California v. Corinthian Schools, Inc. Los Angeles County Superior Court Case No. BC374999*, cost Corinthian \$6.5 million to settle. Even a one-time act has been deemed sufficient to allege a Section 17200 claim: *Allied Grape Growers v. Bronco Wine Co., 203 Cal. App. 3d 432, 452 (1988)* (determined defendant's conduct relating to a single contract constituted a "practice" under Section 17200). A business act or practice is "unlawful" if it violates some other law. Explaining the "unlawful" prohibition under Section 17200, the California Supreme Court stated that Section 17200 "'borrows' violations of other laws and treats these violations, when committed pursuant to business activity, as unlawful practices independently actionable under [Section] 17200." *Farmers Ins. Exch. v. Superior Court, 2 Cal. 4th 377, 383 (1992)*. Claims about "unlawful" business acts or practices under Section 17200 are predicated on numerous laws and regulations at various levels of government, including: federal statutes,⁶ federal regulations,⁷ state statutes,⁸ state regulations,⁹ local ordinances,¹⁰ and prior case law.¹¹ Moreover, Western Seminary is not part of any religious organization and has never connected their various claims to a “religious practice.”¹²

- The Obama Administration supports schools circumventing the False Claims Act (31 U.S.C. §§ 3729–3733) through **intimidation, threats, coercion, and extortion** of a student’s education and all future education leading to degrees. Some 40% of Western Seminary's income is from Title IV funds. The Higher Education Act ("HEA") mandates that an educational institution is ineligible to request Title IV student loan and grant funds without first executing a Program Participation Agreement (PPA) with the Secretary of Education. The PPA requires participating schools to maintain compliance with the HEA, Section 504, Title IV, Title VI, FERPA, and etc. in order to receive Title IV federal student aid funds. If an institution submits knowingly false promises to comply with the HEA and other federal statutes and regulations required by the mandatory PPA, and willfully violates them, it is actionable under the False Claims Act. *United States of America ex rel. Mary Hendow and Julie Albertson v. University of Phoenix; Civil Action No. 2:03-cv-00457-GEB-DAD (E.D. Cal.)* Defended by the Obama Administration, schools can use settlement agreements to prevent students, employees and members of the public from whistle blowing to the government or filing False Claims Act cases. Schools can falsify or destroy records, make false statements to federal investigators, commit tax evasion, make false claims, obstruct justice, and commit offenses of dishonesty in fiscal responsibilities.
- **Schools can intimidate, threaten, coerce, and extort** a student’s education and all future education leading to degrees and prevent anyone from posting depositions, documents and evidence on the Internet, or filing a complaint to the government, because schools have unwritten, unpublished "exceptions" from their accreditor that circumvent the U.S. Constitution, all state constitutions, all federal or state laws, and all decisional cases. *Oregon Ry. & Nav. Co. v. Oregonian Ry. Co., Ltd. 130 U.S. 1 (1889)* “In the United States, a corporation can only have an existence under the express law of the state by which it is created, and can exercise no power or

⁵ www.stevekorch.org

⁶ See, e.g., Ballard v. Equifax Check Serv., Inc., 158 F. Supp. 2d 1163, 1176 (E.D. Cal. 2001) (Section 17200 violation for "unlawful" conduct predicated upon defendant's violation of federal Fair Debt Collection Practices Act); Southwest Marine, Inc. v. Triple A Mach. Shop, Inc., 720 F. Supp. 805, 808 (N.D. Cal. 1989) (holding that plaintiff stated a claim under Section 17200 based on a violation of federal environmental laws).

⁷ See Southwest Marine, 720 F. Supp. at 807-08 ("borrowing" Navy procurement regulation as predicate for Section 17200 was proper where defendant was able to underbid Navy contract as a result of improperly disposing hazardous wastes).

⁸ Various state law violations, ranging from criminal statutes to the California Vehicle Code, have served as the underlying bases for "unlawful" claims. See, e.g., Midpeninsula Citizens for Fair Housing v. Westwood Investors, 221 Cal. App. 3d 1377, 1390, 1393 (1990) (enforcing Unruh Civil Rights Act); Quelimane, 19 Cal. 4th at 42-43 (violations of the Cartwright Act); Hewlett v. Squaw Valley Ski Corp., 54 Cal. App. 4th 499, 520-25 (1997) (violations of the Forest Practices Act) (superseded by statute); Podolsky v. First Healthcare Corp., 50 Cal. App. 4th 632, 649 (1996) (violation of the Consumers Legal Remedies Act ("CLRA")); People ex rel. Van de Kamp v. Cappuccio, Inc., 204 Cal. App. 3d 750, 759 (1988) (violations of Fish & Game Code); Stop Youth Addiction, 17 Cal. 4th at 573 (violation of penal code prohibition of cigarette sales to minors).

⁹ See, e.g., People v. McKale, 25 Cal. 3d 626, 635 (1979) (mobile home park regulations); People v. Casa Blanca Convalescent Homes, Inc., 159 Cal. App. 3d 509, 528-30 (1984) (nursing home regulations).

¹⁰ See, e.g., Consumers Union of United States, Inc. v. Alta-Dena Certified Dairy, 4 Cal. App. 4th 963, 967 (1992) (county ordinance regulating the sale of raw milk products); People v. Thomas Shelton Powers, M.D., Inc., 2 Cal. App. 4th 330, 334, 336 (1992) (city subdivision code) (overruled on other grounds).

¹¹ See, e.g., Bondanza v. Peninsula Hosp. & Med. Ctr., 23 Cal. 3d 260, 266-68 (1979) (holding surcharge on delinquent account was "unlawful" in that it violated rule adopted in earlier case).

¹² Habitually graduating students that have sex outside of marriage while destroying the education and life of one is not a religious practice.

authority which is not granted to it by the charter under which it exists, or by some other legislative act.” Western Seminary does not have authority to make exception to the law, the Amendments, the California Constitution or use settlement agreements to silence students.¹³ Both Secretaries Spellings and Duncan supported and defended the ATS “exception scam” over and against 127 years of *stare decisis*¹⁴ in order to obstruct justice, abuse power and cover up the educational fraud in the Department and post-secondary education.

- Hillary Clinton ignored our pleas for help concerning the International Parental Child Abduction of Joel Chapel (www.joelchapel.com/docs/20120402_ComplaintAgainst_CoverttoClintonFINAL.pdf), just as Ambassador Stevens' pleas for help were ignored. My ex-wife, Susan Allister, is the daughter of Lord Donald Allister, Bishop of Peterborough who sits in the House of Lords. Susan used the ongoing government corruption and educational fraud cited in the letters attached to this cover that the Obama Administration supported to not only forum shop a divorce in England, but she also abducted our son claiming she could never return to America. Now, as a result of all this, real life and long-term damage awaits young Joel (11-14).
- Attorneys in Justice are being used as “brown shirts.” Carol Nye-Wilson clearly warned Robin C. Ashton of the Office of Professional Responsibility, Eric Holder, Melinda Haag, Barack Obama and others about the unethical conduct of **Assistant U.S. Attorney James A. Scharf**. (www.jamesscharf.com) As noted in *Licensed to Lie* by Sidney Powell: “*They hold in their hands the very lives of our citizens while they are entrusted with and wield the fearsome might and unbridled power of the Sovereign to seek Justice or deal egregious Injustice.*”

This is only part of what has occurred. In spite of all this, Gary Tuck, Steve Korch with others at Western Seminary, ATS, NWCCU, and the government continue to maintain their innocence and Western's vindication (by ATS' "exceptions."). In fact, the child molester Steve Korch publicly blames my mother and me for the public exposure of his corruption and sexual problems. On Jan 15, 2016, I confronted him about it.¹⁵

The FBI Director James Comey and former FBI Director Robert Mueller were both aware of this case. The FBI reports to the U.S. Attorney General, and the findings are reported to U.S. Attorneys across the country. You know, the same attorneys in the Department of Justice *doing everything they can to cover up the corruption* in this case. Even if Comey & Mueller had complete revulsion or profound disapproval of the unlawful conduct by *the syndicate members in this case*, it is the Justice attorneys and politicians who are supporting the corruption that disregards Rule of Law. By maintaining the *syndicate*, then the public, the courts, and the U.S. Congress are led to believe there is no illegal activity or corruption involved. However, once one party breaks down and exposes what has happened, then the *syndicate network* will falter and fall apart. *The FBI is completely aware of this paradigm*¹⁶ and this is not the first time members of the FBI were tested with such expansive corruption within an Administration.

Consider John F. Kennedy addressing the situation concerning student James Meredith and University of Mississippi, in which Kennedy stated: “[f]or our Nation is founded on the principle that observance of the law is the eternal safeguard of liberty and defiance of the law is the surest road to tyranny... For in a government of laws and not of men, no man, however prominent or powerful, and no mob, however unruly or boisterous, is entitled to defy a court of law. If this country should ever reach the point where any man or group of men by force or threat of force could long defy the commands of our court and our Constitution, then **no law would stand free from doubt, no judge would be sure of his writ, and no citizen would be safe from his neighbors.**” [Emphasis in statement.] Fifty-four years have passed since then, and the very concerns John and Robert Kennedy feared have come true. Backroom, *insider politics* continue to annihilate students and families throughout this country. Students don't have money or influence like powerful companies, accreditors, and schools. Swaddling schools and their administrators, at the direct cost to students and families, have already invoked a firestorm of criticism – as Senator Elizabeth Warren and others have clearly gone on record over this point. There should be no doubt in anyone's mind reading these letters, that students and families will need to take matters into their own hands against predatory and corrupt

¹³ See *State of California v. Corinthian Schools*

¹⁴ According to the Supreme Court, “*stare decisis* **promotes the evenhanded, predictable and consistent development of legal principles, fosters reliance on judicial decisions, and contributes to the actual and perceived integrity of the judicial process.**” *Stare decisis* thereby avoids the instability and unfairness that accompany disruption of settled legal expectations. For this reason, the **rule of law demands that adhering to our prior case law be the norm.**” Justice Stephen Breyer in *Randall v. Sorrell*, 548 U.S. 230 (2006). [Emphasis in opinion.]

¹⁵ timetocomecleanaboutpast.blogspot.com/2016/01/mywebsite.html

¹⁶ On October 28, 2008, Obama said Stevens needed to resign to help “*put an end to the corruption and influence-peddling in Washington.*” By February 2009, FBI agent Chad Joy filed a whistleblower affidavit, alleging that prosecutors and FBI agents conspired to withhold and conceal evidence that could have resulted in a verdict of “not guilty.” Subsequently, Paul O'Brien submitted a Motion to Dismiss With Prejudice on April 1, 2009. On March 15, 2012, Senator Ted Stevens' widow said, “*I can say that the Stevens family continues to be shocked by the depth and breadth of the government's misconduct... A team of federal prosecutors denied him the Constitutional rights guaranteed to all our citizens. As a former federal and state prosecutor, I find it hard to understand the actions by those who have sworn to uphold our laws.*”

schools, because *trust* no longer exists for the Executive Branch to enforce the laws or to abide by decisions of the court.

Navient – You claim I owe over 40k in student loans. Those loans were made based on Western's unlawful criteria and misrepresentations that the degree was valid for entry into a PhD program. Western Seminary bases the degree and education on criteria that is unlawful, unfair and fraudulent business acts or practices. I long ago returned that degree because it is fraudulent. In spite of the material evidence of corruption known by the Government, Spellings, and Duncan, they continue supporting Western Seminary et al., ATS, and NWCCU, since doing so covers for the failures within the Department of Education. By working together, the *syndicate network* achieves their ends and is able to cover for themselves and each other. The baseless and unsupportable claims admitted by the Obama Administration caused further damage. There will be no further payment by me.

Loretta Lynch – *The government has perverted justice and abused power.* You, of all people, know that people, controlling other people doesn't work, and history has shown that support for such tyranny causes very serious problems in our society. I am publishing everything to do with this case, because "[T]he public has a substantial interest in the integrity or lack of integrity of those who serve them in public office." **United States v. Smith, 776 F.2d 1104, 1114 (3d Cir. 1985).** Further, the Government waged war by damaging my family and me -- an American man, father, and husband. Using Justice attorneys to obstruct justice, and to destroy my family and me by psychologically torturing and emotionally water boarding me for standing up to protect my life, liberty and family is dangerous. Serious problems are created when people are abused, with outcomes uncertain.

I recognize government screws up, fails and damage can wipe out an entire family. **Don Yoon, et al. v. United States, United States District Court for the Southern District of California, Case No. 3:10-CV-1578 JM.** Claiming sovereign privilege and 28 U.S. Code § 2680(h) (**Navient, p. 5-6**) to avoid responsibility, while perpetuating known fraud (**10-29, p. 1-4**) caused more damage to innocent people, extending beyond the realm of acceptability and blurring every possible ethical line. The Government and Western forever destroyed my family and life.

It says a great deal about a sovereign that it must be deceitful and act with trickery in this case. A lie doesn't become truth, wrong doesn't become right and evil doesn't become good just because the sovereign says so.

Just as George Stinney shouldn't have died 70 years ago, and Anthony Ray Hinton shouldn't have had to fight for 30 years to not be murdered by the state of Alabama, *the damage in this case could have been avoided.* The Administration, and **Margaret Spellings** in particular, put politics ahead of the law and created complete chaos. It is dubious to think a school or accreditor have "magical powers" (**10-29, p. 2**) to evade the law based on an "exception policy" they cooked up. Just because a school or accreditor invents some "policy," doesn't make that policy lawful, enforceable, or give authority to the school to do something that violates the Constitution or law. **Robert J. Corry, et al. v. The Leland Stanford Junior University, et al., No. 740309 (Cal. Super. Ct. Feb. 27, 1995).**¹⁷

Furthermore, a degree is a type of public credential.¹⁸ When a school incorrectly issues a degree based on no documentation as Dallas Theological Seminary did for Jon Gerrit Warnshuis, the outcomes are horrific.¹⁹ This absurd charade of hiding away corruption through education is an appalling lesson before the nation, but to link such to a public credential is not simply a fraud against me (and Carol) but *a fraud against the public.* The Administration defended a blueprint for corruption that schools and accreditors can utilize against the government itself, and students and families. My family is not acceptable collateral damage. I am releasing documents *to insure a clear paper trail of who "knew and should have known"* (**Navient, bottom p. 6**), as U.S. escalated this.

Western Seminary – *Your legacy of dishonesty has now damaged many, instantiating a very serious and dangerous situation.* "The harm of wrongful expulsion is immediate, real and irreparable." **Carlos Martinez v. University of Colorado, District Court, County of Boulder, State of Colorado OF, Case No. 2000 CV 658.** Private universities may not act "*arbitrarily and capriciously*" towards students. **Babcock v. New Orleans Baptist Theological Seminary, Court of Appeal of Louisiana, Fourth Circuit. November 16, 1989.** (An ATS accredited school. The court determined that the seminary acted in a manner that was "grossly unfair and arbitrary.") The doctrine prohibiting "arbitrarily and capricious" discipline prevents universities from disciplining students

¹⁷ California is the only state to grant First Amendment protections to students at private postsecondary institutions. The *Leonard Law* gives students at private universities, the same rights that the First and Fourteenth Amendments guarantee to students at public universities. This statute, passed in 1992, was the basis for a state court's declaration that a code at private Stanford University was illegal.¹⁷ Western Seminary does not have authority to make exception to the law, the Amendments, the California Constitution or use settlement agreements to silence students. See also www.nytimes.com/1995/03/01/us/court-overturms-stanford-university-code-barring-bigoted-speech.html

¹⁸ "In practical affairs, [a degree] introduces its possessor to the confidence and patronage of the general public. Its legal character gives it a moral and material credit in the estimation of the world, and makes it thereby a valuable property right of great pecuniary value." Supreme Court of Vermont in *Townshend v. Gray*, 62 Vt. 373, 19 A. 635 (1890).

¹⁹ <http://www.chron.com/news/houston-texas/article/Lawsuit-claims-seminary-failed-to-stop-molester-1580088.php>

maliciously or dishonestly. “[T]he university does not have the right of arbitrary dismissal” *Robinson v. University of Miami*, 100 So. 2d 442, 444 (Fla. Dist. Ct. App. 1958). Based on your own testimony, you failed to follow your own rules and performed no investigation. *Fellheimer v. Middlebury College*, 869 F. Supp. 238, 244-246 (D. Vt. 1994) (analyzing disciplinary procedures and finding that the private college failed to provide student with process described in student handbook). *Harvey v. Palmer College of Chiropractic*, 363 N.W.2d 443, 445 (Iowa Ct. App. 1984) (“[a] student at a private school should be able to rely upon the school to follow the established procedures it voluntarily promulgated.”). **In fact, EVERYONE GRADUATES at Western Seminary having sex outside of marriage, including having children out of wedlock!**²⁰ **Further, some students at the San Jose campus smoked pot and drank to excess.** Calling one student “immoral,” while knowingly graduating all other students in the history of the school having sex outside of marriage is malicious. *Clayton v. Trustees of Princeton Univ.*, 519 F. Supp. 802, 806 (D.N.J. 1981) (“Certainly the proposition that once an organization has established rules for itself it must follow them is not a radical proposition”). Western Seminary, et al., has done everything possible to cover this up from its students, the courts, its accreditors, the government, its donors and the Christian Church, while labeling me as “immoral” to cover for itself. Organizations and people who “whitewash” the truth do so “to gloss over or cover up vices, crimes or scandals or to exonerate by means of a perfunctory investigation or through biased presentation of data.”²¹ Retaliating against people who are unwilling to cover up unlawfulness, and destroying education by trumped up claims is nothing new with religious frauds. *Philip Hower, et al. v. The Roman Catholic Church Archdiocese of Santa Fe, et al. United States District Court in Arizona, Case No. 04-369 TUC DCB*. (Work towards Philip Hower’s Master of Theology degree education and training ended when he spoke up and refused to participate in the ‘code of silence.’ Bishop William Keeler (later Cardinal) told Hower he needed to “contemplate his commitment to God and to the Church.”)

Because of what you did, my life is over and serious damage exists to others. You sought to destroy every aspect of my life, damaging others in the process. You exploited a woman's defaming statements as she attempted to force a marriage with me and lied about her sexual involvement with her own pastor.²² Carol and I settled because I wanted my education that you extorted from me - you destroyed my education and family in its place. For fifteen years you have lied, tricked and deceived to get what you wanted, and caused mounting catastrophic damage along the way. Malice is defined as "the intentional doing of a wrongful act toward another without legal justification, or excuse." *John B. Stetson University v. Hunt*, 88 Fla. 510, 102 So. 637. There is no evidence, no legal justification or excuse to support your malice. *You claim you are afraid?* – you deserve what is coming to you.

Public – Western Seminary, et al., poses a clear danger to students and their families not simply by culling speech regarding its corruption and failings, but it poses an ongoing risk to future students and their families by lulling them into a false sense of belief. I questioned the biased treatment for Matt Tuck²³ in 2001, and I filed an OCR complaint in 2005. In 2006, Western Seminary, et al., demanded I file no government complaints, forego free speech, produce no testimony evidence on my current and future knowledge of Western's corruption became **criteria** for master degree work (**extortion**) I previously earned and paid for that was graded, transcribed and any additional education at Western or another school. Jane Doe's "outing" of *child molester Steve Korch* proved Steve Korch lacks credibility. The fact that Steve Korch demands total and complete silence about his ongoing *secrete sins*, betrays the true condition of his soul and that his salvation should be publicly questioned - John 3:19-20.

I am not alone. Kevin Ford questioned Western's overlapping courses and doubled clock hours that Gary Tuck oversaw as academic coordinator. Questioning is dangerous at Western. Overwhelmed by Western's abuse, Kevin almost died, and he nearly took it out on two instructors.²⁴ Clark Crebar was used against Ford, just as Randal Roberts used a student against M. James Sawyer, and how Western used Debbie Brumbaugh against me. Western oversteps the boundary of human decency to abuse people it targets. So complicit in evil, Western disregards the **danger invoked** by abusing people. Western Seminary, et al., expresses no remorse for what it does. There should be no doubt that Western Seminary, et al., will pay for its deliberate subreption and the damage it has caused.

Randy @ www.educationalfraud.com

²⁰ www.scribd.com/doc/204100696/Sex-at-Western-Seminary & www.scribd.com/doc/204101874/Sex-and-Graduation-Western-Seminary

²¹ "Whitewash", Encyclopædia Britannica, 2003

²² www.scribd.com/doc/297989419/Debbie-Brumbaugh-Godbey-and-Sex

²³ www.scribd.com/doc/205858094/Western-Seminary-s-Section-504-coverup

²⁴ I go into detail about Kevin Ford in my book, Government Corruption, Educational Fraud: The Toxic Legacy of the Obama Administration, since Ford testified under oath about Gary Tuck and Western Seminary. Ford attended two cult-deprogramming groups due to the damage caused by Western Seminary, et al. Bert Downs demanded in writing, Ford return to an abusive church, in spite of the fact Downs testified Western had no authority to force this. Ford lost his education as a result of what Western Seminary, et al., did to him. During this time, his wife almost divorced him; they are now divorced. Once again, a family irreparably damaged by Western Seminary and Gary Tuck.