

OFFICE OF THE ATTORNEY GENERAL STATE OF ILLINOIS

Jim Ryan ATTORNEY GENERAL

April 23, 2002

Honorable Sophia H. Hall Judge, Chancery Division Circuit Court of Cook County 2301 Richard J. Daley Center Chicago, Illinois 60602

Re: E. Kwan Choi v. K. Richard Keeler, et al.

No. 02 CH 4053

Dear Judge Hall:

We are defendants in the above matter. As a clarification and aid to the Court, we prepared the attached affidavits relative to the TRO hearing tomorrow. Enclosed please find courtesy copies of the Certifications of Frank Schimmel and Floyd Perkins, which have been filed with the Clerk of the Court today and delivered via fax to all parties of record.

Very truly yours,

Floyd D. Perkins, Chief Charitable Trusts Bureau

100 West Randolph Street, 3rd Floor

Chicago, Illinois 60601

(312) 814-2533

Enclosures (2)

cc: All parties of record

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, CHANCERY DIVISION

| E. Kwan Choi, individually and on behalf of |) |
|---|-----------------------|
| Urantia Foundation, Urantia Corporation, | j |
| Urantia Brotherhood Association, Andite | j |
| Corporation, and Amadon Corporation, | j |
| Plaintiff, |)) No. 02 CH 4053 |
| v. | <u> </u> |
| V Dishard Vanias Georges Michalian |) Judge Sophia Hall |
| K. Richard Keeler, Georges Michelson- | · (|
| Dupont, Mo Siegel, Gard Jameson, and James |) |
| Ryan, not individually but as Illinois Attorney |) |
| General, |) |
| |) |
| Defendants. |) |

NOTICE OF FILING

To: SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on Tuesday, April 23, 2002, I caused to be filed with the Circuit Court of Cook County, the Certifications of Frank Schimmel and Floyd Perkins, a copy of which hereby served upon you.

BY: Assistant Attorney General

CERTIFICATE OF SERVICE

I, the undersigned, certify that on Tuesday, April 23, 2002, I caused a copy of the forgoing Notice of Filing and attached Certifications of Frank Schimmel and Floyd Perkins, to be served upon those listed above via telefax before 5 p.m.

BY: Assistant Attorney General

FLOYD D. PERKINS #99000 Assistant Attorney General Charitable Trusts and Solicitations Bureau 100 West Randolph Street, 3rd Floor Chicago, Illinois 60601 Telephone: (312) 814-2595

SERVICE LIST

Michael J. Hayes, Esq. S. Patrick McKey, Esq. Wallace C. Solberg, Esq. GARDNER, CARTON & DOUGLAS 321 North Clark Street, Suite 3400 Chicago, Illinois 60610 Fax No. 312-644-3381

Michael D. Poulos Michael D. Poulos, P.C. 1724 Sherman Avenue Evanston, Illinois 60201 Fax No. 847-492-9801

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, CHANCERY DIVISION

| E. Kwan Choi, individually and on behalf |) |
|---|---------------------|
| of Urantia Foundation, Urantia Corporation, | ĺ |
| Urantia Brotherhood Association, Andite | í |
| Corporation, and Amadon Corporation, | Ś |
| |) No. 02 CH 4053 |
| Plaintiff, |) |
| v. |) Judge Sophia Hall |
| K. Richard Keeler, Georges |) |
| Michelson-Dupont, Mo Siegel, Gard | Ś |
| Jameson, and James Ryan, not individually | Ś |
| but as Illinois Attorney General, | ý |
| |) |
| Defendants. |) . |

CERTIFICATION

I, Frank Schimmel, certifies and states under penalty of perjury as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, that the statements set forth herein are true and correct and states as follows:

1. I am a Certified Public Accountant and the Compliance Officer for the Illinois Attorney General's Charitable Trust Bureau, and I have worked in the Charitable Trust Bureau in excess of 10 years and have been the Compliance Officer since 1998. In my role as Compliance officer I am the supervisor of the non-legal clerical staff receiving, recording and maintaining the charitable organizations filings under the Charitable Trust Act 760 ILCS 55/1 et. al. and the Solicitations for Charity Act 225 ILCS 460/1 et. al.. It is my job responsibility to determine whether Charitable organizations are in compliance with the filing requirements under state law under the Charitable Trust Act 760 ILCS 55/1 et. al. and the Solicitations for

T-610 P.006/008 F-892

Charity Act 225 ILCS 460/1 et. al... I am responsible for maintaining the registry of registered organizations under these acts and the records to track timely and proper filing compliance.

- 2. The Charitable Trust Bureau of the Illinois Attorney General's Office is the designated Bureau within the Office that receives and maintains the records and filings of charitable organizations complying with the accounting and reporting requirements of Charitable organizations under Illinois law, the Charitable Trust Act 760 ILCS 55/1 et. al. and the Solicitations for Charity Act 225 ILCS 460/1 et. al...
- 3. The Urantia Foundation is currently registered with the Illinois Attorney General and has filed all reports due to date, except that its year 2000 report is only partially filed. The Urantia Foundation has filed for year 2000 its State report and a copy of the federal 990 report, but has obtained an extension to file its audit for year 2000, contending it is waiting for its auditors to complete the audit for the year 2000. Its year 2001 report is not yet due.
- 4. I am an adult and competent to testify and if called as a witness would testify to the foregoing as true.
 - Further affiant sayeth not.

Frank Schimmel, Compliance Officer

Date

4-22-2002

FLOYD D. PERKINS #99000
THERESE HARRIS
BARRY S. GOLDBERG
Assistant Attorney General
Charitable Trusts and Solicitations Bureau
100 West Randolph Street, 3rd Floor
Chicago, Illinois 60601-3175
Telephone: (312) 814-2595

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, CHANCERY DIVISION

| E. Kwan Choi, individually and on behalf |) | |
|---|-------------------|----|
| of Urantia Foundation, Urantia Corporation, | í | |
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| Plaintiff, |) | |
| v. |) Judge Sophia Ha | 11 |
| K. Richard Keeler, Georges |) | |
| Michelson-Dupont, Mo Siegel, Gard | Ś | |
| Jameson, and James Ryan, not individually | í | |
| but as Illinois Attorney General, | Ś | |
| | j | |
| Defendants. | j | |
| CERTI | IFICATION | |

I, Floyd Perkins, at the request of the Urantia Foundation and to share with the court certain facts concerning the Illinois Attorney Generals's office status with the Urantia Foundation, provide this statement and certify and state under penalty of perjury as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, that the statements set forth herein are true and correct and states as follows:

- 1. I am the Charitable Trust Bureau Chief and an assistant attorney general for the Illinois Attorney General and have been such for more than 10 years. The Charitable Trust Bureau has a common law responsibility to protect the public interest in each charitable trust and organization within the State to protect the public interest as ultimate beneficiaries of charitable trusts. In my role as Bureau Chief I am the supervisor of the legal and non-legal staff, including the compliance officers maintaining the charitable organizations filings and in determining whether Charitable organizations are in compliance with the filing requirements under state law.
- 2. The Attorney General's office is reviewing, not investigating, certain allegations made by others not Mr. Choi regarding Urantia Foundation. In the recent several years the Urantia Foundation through, its attorney, has shared or given the Attorney General's Office responses to any and all requested for information relative to allegations received by the Illinois Attorney General.

- 3. To date the Illinois Attorney General's office has not seen a need to take corrective action as to the Urantia Foundation. Said review continues but to date has been fully met by response from the Urantia Foundation.
- 4. No complaint about any alleged or perceived wrongdoing has been made by Mr. Choi to the Illinois Attorney General, and Mr. Choi has not provided information to this office.
- 5. If Mr. Choi or any other person asserts any allegation of wrongdoing by Urantia Foundation and/or its fiduciaries, the Attorney General has jurisdiction and authority to investigate such allegations and will do so as he believes serves the public interest.
- 6. The Attorney General's Office has the authority to investigate allegations of wrongdoing by any Illinois Charitable organization and/or its trustees.
- 7. I am an adult and competent to testify and if called as a witness would testify to the foregoing as true.

8. Further affiant sayeth not.

Floyd Perkins

FLOYD D. PERKINS #99000

THERESE HARRIS

BARRY S. GOLDBERG

Assistant Attorney General

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