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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CHURCH OF SCIENTOLOGY Case No. Cv 91 6426 HLH (Tx)
INTERNATIONAL, a California
non-profit religious DECLARATION OF MARY TABAYOYON
organization, RE: MOTION FOR COSTS
Plaintiff, Date: APRIL 4, 1994
Time: 10:00 a.m.
VS. Courtroom: 7

STEVEN-FISHMAN AND UWE GEERTZ,
Defendants.

DECLARATION OF MARY TABAYOYON

I, Mary Tabayoyon, declare as follows:

1. I became a Scientologist in 1967. I became a member of the elite Sea Organization (Sea Org) in 1971. I remained in the Sea Org until I left Scientology in December 1992.

2. One of my first positions in the Sea Org was receptionist under Heber Jentsch, at the Celebrity Center in Los Angeles, run by Yvonne Gilliam Jentsch.

3. In 1972, I was transferred to the Flagship Apollo. While on the

ship, I was on the personal staff of Mary Sue and L. Ron Hubbard in the household Unit ("HU").

4. In March of 1973 my husband Andre, and I were transferred to the Advanced Organization Los Angeles (AOLA). We were transferred because I was pregnant and children were not allowed on the ship. I spent approximately 10 years at AOLA.

5. In July of 73, our son Casavius was born. He has been in Scientology and he was ever since birth. He now has disconnected from us due to the fact that we left the Sea Org and are no longer in agreement with several of the tenets of the Sea Org.

6. In late 1984, I was transferred to the highly confidential location in Hemet, California, commonly referred to as "UPLINES." Sea Org members who work at this location call it, "the Base". The Sea Org units that were at the base were Golden Era Productions ("Gold". Golden Era Productions produces all of the Scientology films tapes, E-meters, music and promotions), Commodores Messengers Organization International (CMOI), Watch Dog Committee (WDC), Religious Technology Center (RTC), and Commodores Messenger Org Golden Era Productions (CMO GOLD). I spent the last eight years of my tenure in the Sea Org at this base in Hemet.

BEGINNING IN 1986, MEMBERS OF THE SEA ORG WERE FORBIDDEN TO HAVE ANY MORE CHILDREN IF THEY WERE TO STAY ON POST AND THE HUBBARD TECHNOLOGY WAS APPLIED TO COERCIVELY PERSUADE US TO HAVE ABORTIONS SO THAT WE COULD REMAIN ON POST.

7. On September 28, 1986, Gillaume Leserve, the Executive Director International ("ED Int"), put out an order binding on all Sea Org members. Within the Sea Org, these binding orders were called Flag orders. The September 28, 1986 Flag Order No. 3905 forbade Sea Org members from having any more new

children. The reason given by ED Int. was that the Sea Org simply did not have the time, money and resources to raise children properly. In the event Sea Org members elected to disobey this Flag Order, they would be exiled to a non Sea Org Scientology organization of the Class IV level until the Child reached 6 years of age. Once the unauthorized child achieved 6 years of age, the parents could return to the Sea Org.

8. On April 3, 1991, an addition to this Flag Order was issued. Part of that supplement provided that anyone who did get pregnant would be sent to a non-expanding Class IV Org. The Commanding Officer of CMOI, Marc Yager, endorsed application of this supplement to all crew at the base and added to it. It stressed that Sea Org members were the top echelon of the Sea Org. As such Yager admonished us that we had the responsibility on our shoulders for the expansion of Scientology and freeing mankind. Scientology's Senior management determined, we, at this high level, could not afford the time and resources it would take to raise children. Having children was found to undermine our production and our purpose. It became an Ethics matter. An Ethics matter is an offense against Scientology. An ethics matter arises when a Scientologist does something which detracts from the spreading of Scientology. Ethics matters are dealt with through Scientology rituals administered to those who have "wandered off the straight and narrow". (See definition of "out ethics", attached as Exhibit 1).

9. Furthermore, Sea Org members would be exiled, would be sent to a non-Sea Org, lower organization called a Class IV Org to serve as a staff member. The only concession to our years of devoted service was the fact that we were entitled to keep our membership in the Sea Org.

10. The Flag Order established that Sea Org members who disobeyed it and chose to have children would not be allowed to choose which Class IV organization they would serve. Rather,

Scientology's senior management would send the offending Sea Org members to a Class IV organization that was failing. This is a severe punishment. In a failing Class IV Org an exiled Sea Org member would have to fend for himself or herself and try and raise a child on the nominal compensation provided to the staff of a failing Class IV Org. In addition, the exiled Sea Org members would be obligated to revive the failing Org or suffer more Ethics conditions.

11. While at the base, I knew of several instances of staff getting pregnant and being coerced to get an abortion. Some instances were relayed to me by the victims themselves and others were relayed to me by another. In two instances, the couples to keep their child despite extensive course of ethics method and thus were banished to a failing Class IV organization. In every instance they had to go through ethics handling designed to prevent them that it would be far more advantageous to Scientology and the Sea Org for each of them to have an abortion. Some of these women went through extensive pressure methods to convince them to have an abortion. The severity of the Ethics handling was directly proportional to the prospective mother's desire and insistence to keep the child. I myself got pregnant in 1993 and gave up my child due to my greatly misguided obligation and dedication to the Sea Org.

12. During the year and a half before I discovered I was pregnant, I was incessantly drilled, along with all other Gold crew, on becoming perfect and on purpose Sea Org member who would always follow Command Intention. Command intention basically means the intention of the highest in command over all of Scientology and Sea Org. Like LRH, Mark Yager and David Miscavige were expressed in various forms of publication I was indoctrinated that I should never put my own personal desires ahead of the accomplishment of the purpose of the Sea Org. I was indoctrinated to believe that I should never put my own personal desires ahead of the accomplishment of the purpose of

the Sea Org. Although I would have dearly loved to have had my child and the idea of abortion is abhorrent to me, I did not dare to say it would be nice to keep my baby.

13. I told the Medical Officer (Martine Collins) of my pregnancy. She immediately went into action to arrange for my abortion. She told me, that I would naturally be expected to pay for it myself, since it was considered Out Ethics to get pregnant. (Out Ethics in Scientology simply means your reasoning facilities are no longer thinking in a direction designed to promote Scientology and must be corrected).

14. Medical Office Collins told me to call for the appointment to have an abortion myself. She told me not to give the address of the base as my address or to acknowledge I was from the base. She said the reason for this was because there were too many woman going there from the base for abortions and it was probably becoming "out PR" (out Public Relations, which means your public relations have gone bad).

15. The day after I returned from my abortion, I was weak and sore and had cramps. I proposed a light work load that I felt I could accomplish. My Senior, Megan Rae, refused this and instead gave me a target that literally would have taken about many people to accomplish in one day. I attempted to let her know what an impossible task it was and that her order must have been a joke. I soon learned that she was completely serious. My obvious protest on this was met with the barked threat, "If you use this abortion cycle to dramatize inefficiency and thus not accomplish your production targets, I will have you comm-eved." A comm-ev is short for Committee of Evidence. It is one of the severest Ethics actions you can level at someone.

16. A friend of mine, Betty Hardin, who works in the treasury division of Golden Era Productions, told me that she used to transport the pregnant women at the base to Riverside,

California for their abortions. For about a year, she transported women almost weekly to the Planned Parenthood Center, in Riverside, so that they could have their abortions and follow up check ups that were needed. She said it just became routine. Pregnant Sea Org members were sent to the Planned Parenthood Center to get their abortions. When they returned to the base they went to Ethics.

17. The term "Ethics" is used to name the place you go to have your ethics be back put in. To explain this in regular terms, you are sent to ethics any time you've gone off the rails, like went against Command Intention, mistakenly or purposefully, and the ethics officer would then work with you until you were again unswervingly dedicated to advancing Scientology and had made up the "damage". I will explain more about Ethics and its methods later.

18. Betty Hardin said, once formerly pregnant women were back from having their abortions, they would be sent to Ethics and made to do "lower conditions". Lower conditions are, from the lowest on up; Confusion, Treason, Enemy, Doubt, and Liability. Each one of these lower conditions have an exact set of steps you follow. once you get through all the steps of all the lower conditions, successfully, and only the Ethics officer can officially determine if you have gotten through it correctly, and thus let you go on to the next higher condition, you are a gung-ho Sea Org member again with new and revitalized determinism to never make a mistake again that would cause or threaten any harm to your group.

19. My senior made me do the steps of the condition formula called "Danger", which is the next higher condition higher than liability. This was to handle my ethics on the fact I got pregnant. The reason I didn't have to do treason and all the lower conditions is I professed that the Scientology auditing I had prior to my pregnancy had healed my body to such a degree that I

was able to get pregnant despite the fact that a doctor told me years earlier that I probably would never have any more children. This wasn't altogether true but it was my only solution to avoid going to Ethics and being put through those lower conditions again. I knew eventually in my future confessional, it would come up and I would have to come clean on it and then do the lower conditions, but I simply was not up to it at that time. This was really quite unusual for me too, as I had made it a constant necessity in my life to always be very truthful.

20. Also, to preserve my own integrity and dignity in my own mind, I professed to myself and to a couple of friends that my husband and I had a real fear of either me or my baby not living through a birth due to complications in an earlier unsuccessful delivery I went through. But the truth was and is, had I been in my normal frame of mine, I would never have considered abortion. My husband and I still wish to have another child.

21. I asked Betty how many women she had actually taken to Riverside to have their abortions. She didn't want to tell me. From the way she had been talking, it sounded like quite a few, so I asked, conservatively, "Was it more than 20?" She waived her arm and said very emphatically, "Oh yes!"

22. Betty also told me how she finally flat out refused to be the driver anymore and it was getting to be quite an embarrassment as there were often anti-abortionists petitioning going on in front of the Planned Parenthood center and they kept seeing her bringing woman to get abortions.

23. The following are the brief stories of women I knew who had abortions after undergoing coercive ethics sessions and being threatened with exile to a Class IV organization. Because this topic wasn't something that we were supposed to talk about, for the sake of Public Relations, within and outside the Base to protect the women involved from retribution and to preserve

their privacy, I have not given their names.

A. Case I: She was my friend and also worked in my department at the time of her pregnancy and abortion. She appeared very upset about it and really wouldn't talk about it at first. I got her to talk about it one day when we were alone. She said she would have loved to have kept her baby but after she got through her ethics cycle (which I remember lasted for at least a week) she realized she wasn't ready to have a child. (She was 20 years old). She said her husband was completely thrilled she was pregnant and wanted so much to keep the baby. He was very adamant on keeping the baby. But after the ethics cycle he looked at the fact that he would probably never be able to come back to the base and he would lose his beloved job and position in Gold. He would have to go to a Class IV Org. At any rate, the ethics actions convinced them to be "good Sea Org members" and abort the child so they could stay "On Purpose" in the Sea Org. "On Purpose" in the Sea Org just means you are being and doing what is needed and wanted in furthering the purpose of the Sea Org. 1 (Note: I will later explain the coercive methods of the ethics techniques in Scientology).

B. Case II: Her husband worked in the same area I did at the time of her first pregnancy. He confided in me as a friend, that his wife was pregnant and had decided to keep the baby again! She had been talked out of it once already by ethics but now decided again to keep it.. I talked to her later and asked her if she was pregnant. She said yes and that she was going to keep it. She said it very adamantly. I said good. We discussed the reference in Hubbard's book, Dianetics. the Modern Science of Mental Health, where Hubbard it very clear that he is against abortions. (See Exhibit 2) She was clearly glad to have someone on her side. Sometime later, I heard she went ahead and had the abortion. She also landed on the Rehabilitation Project Force ("RPF"). The RPF is basically a prison camp in the Sea Org. Some months later, I was told she got pregnant again. The fact she

became pregnant against while on RPF is remarkable because RPFers' living quarters are segregated from those of other Sea Org members on the base (including spouses) and by her husband was under guard because he was believed to be security risk during her incarceration. This time rather than submit to an abortion she successfully escaped from the base and never returned to the Sea Org. We later found out that she went to England and had her baby there. I read the letter Tina sent her sister. She had sent pictures of her beautiful baby girl. She was a very proud mother and very much in love with her baby.

C. Case III: I was told that sometime in 1986, Case III got pregnant. It was a huge flap because she had always, up to that time, been a top Commodores messenger (meaning L. Ron Hubbard's messenger). She and her husband were very determined to keep the baby. She was put through very extensive ethics, with heavier and heavier threats and penalties until She finally submitted and had her abortion. Around 1990, I saw that he had gotten pregnant again. Coincident with her pregnancy I saw her off post and only doing manual labor. Her husband told me that they were determined to keep their baby. Months later they both successfully escaped. They have not returned to the Sea Org, and I understand that she and her husband have been blessed with an adorable son.

D. Case IV: I was told she was pregnant. She went through Ethics Procedure and had an abortion.

E. Case V: She appeared to be going through hell. She often looked as though she'd been crying. She often looked to be in a state of emotional collapse. I tried to be extra friendly and tried to get her to talk, but she just put on a smile and changed the subject. She and her husband were taken off post and put through extensive ethics handlings because they were determined to have the baby. Then one day I saw them both

looking happy and back on post. I asked the husband about what had happened with their baby. He said they had both gone through the lower ethics condition formulas and came out of "Doubt", and she had gone ahead and gotten an abortion. Months later I saw her looking like she was in shock and mentally destroyed after being thrown in the lake with about 6 other Qual staff for not making a target of what they were assigned to accomplish that day. She later blew with another man who was also on staff in the same division.

F. Case VI: I was told Case VI got pregnant and had her abortion while married to one of Scientology's senior managers. I saw her break up with and divorce her husband. Later, she married another Sea Org member at the base. After that she was sent to the RPF.

G. Case VII: I was told Case VII got pregnant and was made to get an abortion by the use of ethics procedures. She mentally collapsed. Having the abortion destroyed her emotionally. She has never been the same since the abortion. She used to be happy and fun to fool around with but after her abortion, it was hard to ever get her to cheer up and joke around anymore. This was related to me by Case VII's best friend.

H. Case VIII: This couple managed to maintain their own sense of integrity and not give up their child. They were undergoing Ethics handlings for about a month before they were finally allowed to go to a Class IV Organization, and thus keep their baby. Ethics was trying to coerce them into having an abortion. They were considered in Treason when they left, and they were talked about spitefully at staff meeting, basically being labeled, deserters. It was as if they left the Sea Org which is considered about the worst crime you can commit amongst, Sea Org members.

I. Case IX: This couple opted to leave, due to her pregnancy.

They were sent to the Santa Barbara Class IV Organization in total disgrace for choosing to leave the Sea Org group and go off and have a baby. They were also spoken very critically of at a staff meeting.

I spoke to the husband before they left, in order to get his viewpoint on leaving. He said it was partly for personal reasons, in that he felt that this way he would have a chance to possibly make it go right to get through his OT III (one of the most advanced levels in Scientology) review, and finally get through OT III. He said he'd been stuck in it for 3 years and hadn't been able to get the auditing due to lack of staff auditors. He said, it was literally driving him nuts and felt his only hope was to make it go right on his own to get this.

About four years later, I saw them at the Advance Organization of Los Angeles ("AOLA"). AOLA is where Scientologists attend advanced levels in Scientology). They were both extremely thin. Their daughter, who was now about 4 years old was also extremely thin. The mother had some sort of skin disease that covered half her face. The marriage was destroyed and they were getting a divorce. She tried to keep up a good front. But she did tell me that the Santa Barbara Org was very broke. This meant they were also very broke and barely making it. Class IV org staff members are paid out of the receipts from sales of Scientology literature and courses as the org. Seeing them in this way really convinced me that anyone would be a fool to go to a Class IV Org to have their baby. It seemed to have caused them untold hardships. This lasting impression I formed was one of the things that affected my thinking about a year later, when I discovered my own pregnancy. It's interesting that the only other alternative in keeping your baby, other than go to a failing Class IV Organization was to actually route out of the Sea Org entirely. It's hard to describe how completely unthinkable this would be to someone as completely indoctrinated and dedicated to the Sea org as my husband and I were. A way to describe it is

with the analogy of the feeling you would get if someone put a gun in your hand and told you to go shoot your family. You would feel that there is just no way in the world, for whatever reason whatsoever, that you would ever do that.

J. Case X: She apparently didn't put up much of a resistance to getting an abortion because her pregnancy was making her constantly very ill.

24. I can see now that the act of getting my abortion along with the harsh treatment from my seniors afterwards, began jolting me out of the indoctrinated state of blind dedication to the Sea Org. Another thing that jolted me was, just before going back to the Riverside Planned Parenthood, for a check up, 2 weeks after my abortion, I was getting administered to me something called, False Data Stripping. This action was opening my eyes to some real craziness that were going on at the Base, to which I had previously cast a blind eye. The biggest craziness being the fact that, Miscavige, the highest leader in Scientology, was regularly (about once a month or so) angrily yelling at us in staff meetings about how inept and incompetent and inefficient we all were. Sometimes he would even say, "WOG's could do better." (WOG is a derogatory term used in the Sea org to mean someone in the outside world who probably hasn't even heard of Scientology.)

25. These same Miscavige had the crew of Gold at their various posts and functions performing their duties. The video portrayed Gold Crew as demigods, in their levels of proficiency, perfection and skills.

26. Another oddity was I would sometimes note how poorly many of the lower Sea Org Organizations were doing and some of the lower Class IV Organizations. Despite this, Miscavige would portray the International Scientology Scene as doing fantastically well and booming, at all the major Scientology

events where he and all his immediate juniors called IG's (Inspector Generals) would talk. Each portraying their area of responsibility as doing fabulously well!

27. I was never able to complete the false data stripping, because I had to leave in the middle of it to go to my doctor appointment for a check up (which was 2 weeks after my abortion). This was lucky as I had been able to complete all the "false data stripping" steps, I would have made complete sense out of everything again and been well on my way of getting back to my thoroughly indoctrinated, very dedicated Sea Org self again.

28. My husband picked me up after my check-up. It was then that he told me of his big argument he had just had with Miscavige and how Miscavige had greatly insulted him. After he told me the whole scene that occurred, he told me, if he had it his way he would just get in our pick-up and leave the Sea Org right now. I daily basis and that "this is a better utilization of productive time.

32. Attached hereto as Exhibit C is a copy of a communication from Fred Swan to Scientology Administration dated November 9, 1989 and complaining about the Executive Directive on family time. Specifically, the communication complains of being deprived of the one-hour per day that parents had been previously permitted to spend with their children.

33. Attached hereto as Exhibit D is a copy of a Scientology Executive Directive dated November 21, 1989 regarding pregnant couples in the Pacific Area Command of the Sea Org. Such couples were to be reposted to "a small and failing Org."

34. Attached hereto as Exhibit E is a November 27, 1989 Scientology personnel order regarding Jill Graham. She was in violation of Scientology policy by having a child and remaining on the advance organization of Los Angeles staff instead of being

transferred to a more menial post.

35. Attached hereto as Exhibit F is a letter dated December 5, 1989 from Ken Shapiro to Scientology administration regarding the order that parents stop spending time with their children. He complains that it is not enough that a parent can only see his/her child once every two weeks.

36. Attached hereto as Exhibit G is a communication dated December 8, 1989 from Scientologist Mya and Leif Bergman regarding the cancellation of Scientology time. It complains about the Scientology canceling the one hour per day that Sea Organization members are permitted to spend with their children.

37. Attached hereto as Exhibit H is a Scientology communication dated December 30, 1989 regarding Karen (Jentsch) Barter. In pertinent part, at the bottom of the second page there is a statement "Dear Sue: Do you know anything in regards to getting Karen Barter handled on wanting to have another child?"

38. Attached hereto as Exhibit I is a Scientology communication dated January 29, 1990 disciplining Yolanda Avila for objecting to the cancellation of family time and calling for a board of investigation that had the result of creating enturbulation or upset in the Pacific Area Command of Scientology. Furthermore, that "there has been cross criminality found on the reg lines in all PAC Orgs." (Para. 2).

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