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Evergreen Cemetery Association,
6 Buck Kamphausen, and Ron Haulman

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SUPERIOR COURT OF CALIFORNIA

9

COUNTY OF ALAMEDA

10

UNLIMITED JURISDICTION

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GUYANA TRIBUTE FOUNDATION, a) CASE NO. RG11575036
13 California non-profit corporation; and)
JYNONA NORWOOD, an individual,) DECLARATION OF RONALD HAULMAN
14) IN OPPOSITION TO PLAINTIFFS'
Plaintiffs,) APPLICATION FOR TEMPORARY
15 vs.) RESTRAINING ORDER
16)

17

THE EVERGREEN CEMETERY) Date: May 25, 2011
17 ASSOCIATION, a California corporation;) Time: 9:00 a.m.
BUCK KAMPHAUSEN, an individual; RON) Dept.: 22
18 HAULMAN, an individual; and DOES 1-10) Hon. Robert McGuiness
19)
Defendants.)
20) Complaint filed: May 10, 2011

21

I, Ronald Haulman, hereby declare as follows:

22

1. I am the Executive Director of Evergreen Cemetery Association (hereafter
23 "Evergreen") and have held that position since 2006. I have personal knowledge of the
24 facts set forth below except as to those matters stated upon information and belief as to
25 which I believe them to be true and could testify competently thereto if called upon to do
26 so. I submit this declaration in opposition to plaintiffs' Application for a Temporary
27 Restraining Order and Order to Show Cause Re: Preliminary Injunction.

28

1 2. Based upon my review of our company's files, media reports and
2 conversations with our employees, including Mr. Kamphausen, I am familiar with the
3 history of Evergreen's involvement with the victims of the People's Temple disaster.
4 Following the tragic events involving the People's Temple in 1978 in which 918 people
5 perished, defendant Buck Kamphausen, on behalf of Evergreen, offered to accept the
6 remains of hundreds of unidentified decedents that no other cemetery in the country was
7 willing to accept. Evergreen is a private, non-profit cemetery located in Oakland,
8 California. The receiver appointed by the court following the Jonestown incident
9 purchased an appropriate site at Evergreen for the common burial of the remains of 387
10 unidentified victims. As requested by the receiver, those remains were interred in a
11 single mass grave at Evergreen in 1979. Twenty-two other victims whose remains were
12 identified and claimed by their family members were also buried at Evergreen in common
13 burial site. As such, there are a total of 409 Jonestown decedents presently interred at
14 the cemetery. The receiver also arranged for the installation a simple monument to mark
15 the common grave which was installed in 1979.

16 3. Since 1979, there have been various and sundry inquiries and proposals
17 from relatives of the victims about erecting a more elaborate memorial at the site. I am
18 informed that Mr. Kamphausen has, in the past, offered to donate the cost of a
19 foundation and installation of a memorial but on the condition that its design and
20 specifications first be submitted to and approved by Evergreen as required by its rules
21 and regulations. Mr. Kamphausen's conditional offer is reflected in his letter to plaintiff
22 Jynona Norwood dated September 24, 2002, attached as Exhibit "B" to her declaration
23 filed in support of her application for a temporary restraining order (hereafter referred to
24 as the "Norwood declaration"). That letter refers to verbal discussions between Mr.
25 Kamphausen and Ms. Norwood that occurred 5 years previously and makes clear the
26 requirement that the design and specifications of any memorial had to first be approved
27 by Evergreen. I understand that Mr. Kamphausen made the same offer to other
28 interested parties.

1 4. Nothing further was heard from Ms. Norwood until March 2007, when I
2 received a phone call from her inquiring about a foundation for the Jonestown Memorial.
3 She said she wanted to have the memorial installed by November of the same year, i.e.,
4 2007. I reminded her of Mr. Kamphausen's conditional offer expressed in his September
5 24, 2002, letter and told her to put a detailed proposal in writing to Mr. Kamphausen.
6 Thereafter, I received a letter from Ms. Norwood setting forth a brief description of her
7 concept for a proposed "memorial wall." A copy of that letter, dated March 22, 2007, is
8 attached as Exhibit C to the Norwood declaration. Other than a vague description of the
9 length, height and thickness of the proposed wall, there were no drawings or construction
10 specifications provided.

11 5. I forwarded Ms. Norwood's letter to Mr. Kamphausen who informed me that
12 Ms. Norwood's concept far exceeded the scope of what the burial area would
13 accommodate (both in terms of its size and potential weight) and far exceeded her earlier
14 verbal descriptions (in 1997) of a much smaller memorial wall. Accordingly, he instructed
15 me to advise Ms. Norwood that her concept would not be acceptable. I then called Ms.
16 Norwood and told her we didn't think the design would work, but invited her to submit
17 detailed plans to us with weight estimates and drawings of the proposed layout so
18 Evergreen could review the design as per Mr. Kamphausen's letter of September 24,
19 2002.

20 6. Neither I nor anyone at Evergreen heard anything further from Ms. Norwood
21 until November 18, 2007, during the 29th anniversary memorial service held at Evergreen
22 that day. At that time, Ms. Norwood showed me a quote from John Cortez of Marin
23 Monument Co. that was virtually identical to the written description contained within the
24 body of her letter dated March 22nd, 2007 sent to me. A copy of the Cortez quote is
25 attached as Exhibit "D" to the Norwood declaration. I again reminded her that the
26 concept was not feasible for the site due to its size and potential weight, and cautioned
27 her against proceeding to purchase anything without first obtaining Evergreen's formal
28 written approval of an actual design and specifications.

1 7. Soon thereafter, John Cortez of Marin Monument Co. called me several
2 times seeking my input and approval to order stones and proceed forward with his
3 customer's (Norwood's) contract and purchase. Time and again I told him not to proceed
4 or buy any stones based on the concept Norwood presented because it would not work
5 on the site.

6 8. Never the less, a year later, during the 30th memorial service held at
7 Evergreen on November 18, 2008, Ms. Norwood had John Cortez bring two stone panels
8 which she unveiled to the amassed audience present. She did so without Evergreen's
9 authorization or approval. During that service, I heard Ms. Norwood tell those assembled
10 that she was out of money to complete the project and requested donations. Attached
11 hereto as Exhibit "1" is a copy of an article by Associated Press writer Tim Reiterman,
12 published by USA Today on November 18, 2008, which confirmed that Ms. Norwood
13 needed to raise an additional \$70,000 above the \$30,000 raised to date to complete her
14 proposed "memorial wall."

15 9. Neither I nor anyone else at Evergreen had any substantive contact with
16 Ms. Norwood thereafter until we received an email message from her on December 2,
17 2009, a copy of which is attached hereto as Exhibit "2." In that message, addressed to
18 Mr. Kamphausen and Mr. Cortez, Ms. Norwood complains about the actions of
19 competing groups of victims' relatives who held memorial services at Evergreen. She
20 also acknowledges her understanding that the "memorial wall" she envisioned was not
21 suitable for the site due to its proposed size and weight. She further admits that she had
22 been unsuccessful in raising the funds necessary to purchase the wall despite the
23 passage of many years. She requested a letter from Mr. Kamphausen in support of her
24 "design" in order to assist in her fundraising efforts and to address concerns that the
25 design would not work at that site.

26 10. In response, I prepared and Mr. Kamphausen approved and signed a letter
27 to Ms. Norwood dated December 15, 2009. A copy of that letter is attached as Exhibit
28 "E" to the Norwood declaration. In the letter, we again made it clear that before any

1 memorial could be installed at Evergreen, its design and specifications first had to be
2 approved by the cemetery. We further advised her that the two panels that were brought
3 to Evergreen the preceding year were too large to be placed on or near the grave site
4 and would entail foundation work and cost far beyond that which Evergreen was willing to
5 incur. She was told in no uncertain terms that no memorial design had been submitted
6 nor approved and that no agreement had been made for its installation. She was told
7 exactly what she needed to do if she wished to obtain Evergreen's approval to proceed
8 further. To date, she has failed to comply with any of the specified conditions for
9 approval.

10 11. At the annual memorial service held at Evergreen Cemetery on November
11 18, 2010, which I attended, a group of Peoples' Temple survivors and relatives
12 announced plans to install an alternative memorial at the site due to the delay and lack of
13 funds for the "memorial wall" that Ms. Norwood had proposed. They advised the
14 attendees that they had raised sufficient funds and had a design that would meet
15 Evergreen's approval such that the memorial would be completed prior to the next annual
16 memorial service to be held on November 18, 2011. Ms. Norwood was present and
17 stated that she intended to go forward with her own memorial. Attached hereto as
18 Exhibit "3" is an article by Associated Press writer Tim Reiterman published on November
19 19, 2010, which notes that Ms. Norwood claimed she would be consulting a lawyer about
20 the situation.

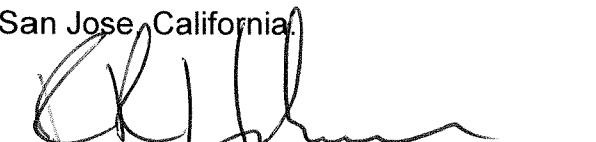
21 12. Attached hereto as Exhibit "4" is an article by Carolyn Jones of the San
22 Francisco Chronicle published on March 1, 2011. It accurately recounts the fact that an
23 alternative group of relatives and survivors had submitted an appropriate plan and
24 specifications for a memorial which met the approval of Evergreen and had raised the
25 funds necessary to complete it. In keeping with its prior offer, Evergreen agreed to
26 donate the foundation and installation work. The article also accurately reflects the fact
27 that Ms. Norwood still had not submitted plans and specifications, had never obtained
28 Evergreen's approval for her "memorial wall" concept, and had failed to raise the funds

1 necessary to finance the project.

2 13. Construction of the Jonestown Memorial at Evergreen began in mid-April
3 2011 and was nearly completed when plaintiff filed her suit and request for a temporary
4 restraining order herein on May 10. By the time the hearing on her ex parte application
5 occurred on May 12, 2011, only the wrought iron railing needed to be finished and some
6 sod replaced. All work on the project has now been completed and paid for. Evergreen
7 expended approximately \$25,000 for construction and installation of the memorial. I
8 understand that the participating relatives (consisting of some 128 individual donors)
9 spent \$ 15,000 to purchase the four memorial tablets installed at the site setting forth the
10 names of all 918 people who perished at Jonestown.

11 I declare under penalty of perjury under the laws of the State of California that the
12 foregoing is true and correct.

13 Executed this 19th day of May 2011, at San Jose, California.

14 
15 _____
16 RONALD HAULMAN

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EXHIBIT 1



Jonestown memorial unveiled on 30th anniversary

Posted 11/18/2008 10:47 PM

By Tim Reiterman, Associated Press Writer



by Eric Risberg, AP

Faces are reflected during the unveiling and dedication of a memorial wall following the 30th Anniversary Jonestown memorial service at the Evergreen cemetery in Oakland, Calif., Tuesday, Nov. 18, 2008. Thirty years after the mass suicide in Jonestown, Guyana, dozens of people touched by the tragedy came together for the annual memorial service and to see the first sections of a memorial wall. (AP Photo/Eric Risberg)

OAKLAND, Calif. — On the 30th anniversary of the Jonestown disaster Tuesday, organizers of an annual memorial service displayed the first panels of a 36-foot-long stone wall that is to be inscribed with the names of more than 900 victims of the violence in Guyana.

In the years since, efforts to create a monument have dragged on for lack of funding.

But the Rev. Jynona Norwood on Tuesday pulled covers from two shiny black granite slabs on sturdy trailers parked at Evergreen Cemetery, where more than 400 unidentified and unclaimed bodies of Jonestown's victims are buried in a mass grave.

Mourners gasped and tearful survivors scattered red and black carnations on the panels.

"Touch their names because touching their names is

very healing," said Norwood, who lost 27 relatives in the 1978 mass murders and suicides orchestrated by Peoples Temple founder Jim Jones. "Finally, they have a resting place."

The work for the memorial, however, is far from complete.

Despite a \$30,000 down payment, another \$70,000 or more must be raised to complete the 7-foot-tall monument with an 8-foot red granite central panel bearing the names of 305 children who perished in Jonestown.

The crowd of almost 200 -- including temple survivors and relatives of the victims -- was one of the largest since Norwood started holding services to honor Jonestown's dead.

When Jones ordered his followers to commit suicide, more than 900 members drank cyanide-laced, grape-flavored punch. Others were shot by guards loyal to Jones.

In recent years, more survivors have been attending the service, as it has become more widely accepted that they were ordinary people betrayed by a charismatic minister who lured them to an integrated church with programs for the poor.

The carnage occurred after 15 members defected during Rep. Leo Ryan's fact-finding mission to Jonestown.

Temple gunmen killed Ryan, three journalists and a defector on a nearby airstrip -- and all of their names will be on the monument, Norwood said.

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YES, at least she's dressed!

NO, I have some rules!

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But the minister made clear during the service that Jones will not have his name in granite.


"To put Jim Jones' name on that wall is an insult ... to all the dead," she said.

Jim Jones Jr., the minister's adopted son, disagrees.

"The tragedy is we're villainizing Jim Jones," he said. "Jim Jones was also a victim, of his own madness. We need to memorialize all the bodies, as a great loss."

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EXHIBIT 2

Subj: **Memorial**
 Date: 12/2/2009 11:32:10 AM Pacific Standard Time
 From: drnorwood4@aol.com
 To: stefanilawrence@gmail.com
 CC: johndenniscortez@pacbell.net, [Ronhaulman, y.williams@comcast.net](mailto:Ronhaulman,y.williams@comcast.net),
dramoscobrown@thirdbaptist.org, lumpkineugene@yahoo.com, drnorwood4@aol.com

Dear Mr. Kamphausen and Mr. Cortez;

I pray that you and your families had a wonderful holiday with warmth and much turkey!

In the news the opposing Jonestown's groups who want Jim memorialized, who tied a ribbon on the tree at Evergreen with his name hidden under the tying not at the end (and told me after the service that his two sons want their dad memorialized and they do to) have stated online that the two beautiful panels that you designed are two tons and is not able to be placed at the Evergreen Cemetery. And with six panels and a heart there is no way that it can sit on the grave site and that their money was wasted. The NAACP, families and survivors of the victims and this horrific tragedy was outraged at seeing the ribbon with all of the names tied on the tree (because we knew Jim's name was on it). We were very disappointed that they were able to have a memorial before ours early morning to tie that ribbon in sight of our service and in view of media and filming. Then to add further insult they began laying flowers at the tree with a black halloweenish ribbon behind our memorial 11 AM services during our service. That caused a lot of confusion and uncomfortableness among the hurting families and I have received emails stating their disapproval of Jones group from concerned families. I know that you are confident in your design and the foundation measures and that Evergreen and Marin Monument have already weighed the matter before the granite was ordered, however, we now have to show it in writing. I need a letter from Evergreen Cemetery and Marin Monument that your selected weight for the Memorial will hold in Evergreens foundation at the mass grave site.

As I shared with you earlier this year that due to this economic meltdown in the nation and the critical times in which we live I was unable to raise the remainder of the funds to finalize the memorial. On top of that when you have lovers of Jim Jones who have lots of money to put questions about the memorial online it prohibits donations. When you have other special interest groups who desire to usurp the official memorial committee and my authority to erect the memorial for their own reasons of grandeur and publicity it prohibits the raising of funds. Rev. Eugene Lumpkin former Human Rights Commissioner and liaison from City Hall under the direction of former Mayor Frank Jordan became our treasurer and in control of deposits and release of funds in, I believe 1991 or 92. He has attended all services except 2009 and has made 99.99% of all deposits. He is a upstanding honorable man in our community whom we admire and respect. I was never a signature until Dr. Chris Hatcher, Senator Feinsteins appointee passed away and only at the insistence of the African American community.

Unbeknownst to me, Jones group have been attacking the memorial online since January of 2008 and have continued (I remember seeing one online attack not knowing their was others in 2008) and this has also affected donations. *I began these Memorials 30 years ago and was the first and only person for years to speak to Evergreen about erecting a Memorial. When others got wind of it then certain persons wanted to do it and tried to usurp the genesis of this worthy memorial. No one other than my family and Dr. Chris Hatcher attended these memorials for the first ten years. A few more came at my constant urgings around the 12-14th year as Evergreen witnessed.* I have taken my own personal monies from my small church ministry and paid for every bus trip, most hotel rooms, food, program's and anything to do with promoting the

Wall as well as put concerts on and other fundraiser's paying publicists for the last 20+ years only to have different groups affect the outcome with their verbal attacks. To date I have been the largest donor in donating over 12,000 dollars to the memorial not including expenses for the annual memorials. Even some churches opposed the wall stating that, "They got what they deserved." I am getting a copy of my canceled check to post online. Also, thank you for renting chairs and the PA systems, etc Mr. Kamphausen all of these years in memory of the victims of Jonestown and their innocent children. Ron tells me that you have spent an astronomical cost of 3,000 for the set up on the memorials every year.

Please email me a letter from both Marin Monument and Evergreen Cemetery expeditiously and mail the hard copy to: PO Box 3330-Hollywood, CA 90078. Thank you for your prompt attention of this matter.

Warm regards,

Dr. Norwood

EXHIBIT 3

