



ENDORSED
FILED

AUG - 3 1978

CARL M. OLSEN, Clerk
Superior Court of the State of California

1 PATRICK SANSFIELD HALLINAN
2 Hallinan & Blum
3 345 Franklin Street
4 San Francisco, California 94102
5 Telephone: (415) 861-1151
6
7 Attorney for Defendant

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE CITY AND COUNTY OF SAN FRANCISCO

10 PEOPLES TEMPLE OF THE DISCIPLES)
11 OF CHRIST, a nonprofit corporation,)
12 JEAN BROWN, and JAMES McELVANE,)
13 Plaintiffs,)
14 v.)
15 TIMOTHY OLIVER STOEN,)
16 Defendant.)

NO. 740531

ANSWER TO COMPLAINT

17 Defendant answers to complaint herein as follows:

18 1. Defendant denies each and every allegation of paragraphs
19 III, IV, V, VI, X, XI, XV, XVI (first paragraph so numbered), XVI
20 (second paragraph so numbered), XVII, and XVIII.

21 2. Answering paragraph VII, defendant admits that in
22 February 1977 he joined the PEOPLES TEMPLE commune in Guyana,
23 South America, but denies each and every other allegation therein.

24 3. Answering paragraph VIII, defendant admits the allegations
25 in the second and third sentences (lines 18-20), but denies each
26 and every other allegation therein.

NN-4-H3

348 fm

1 CHARLES R. GARRY, ESQ.
2 GARRY, DREYFUS, McTERNAN, BROTSKY,
3 HERNDON & PESONEN, INC.
4 1256 MARKET STREET AT CIVIC CENTER
5 SAN FRANCISCO, CALIFORNIA 94102
6 TEL: 864-3131
7 Attorneys for Respondent

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE CITY AND COUNTY OF SAN FRANCISCO

10
11 In the Matter of the Application)
12 of HOWARD F. OLIVER and BEVERLY) NO. 97683
13 OLIVER,)
14 Petitioners,) DECLARATION OF CHARLES R. GARRY
15 On behalf of WILLIAM SHELDON)
16 OLIVER, a Minor.)

17 CHARLES R. GARRY alleges as follows:
18 That he is an attorney at law, with his principal
19 offices at 1256 Market Street; City and County of San Francisco,
20 State of California. That, in his capacity as an attorney,
21 represents The People's Temple, a religious organization.
22 That on or about October 19, 1977, I arrived in Jones-
23 town, Guyana and on or about 8:15 P.M. of the said day, I inter-
24 viewed WILLIAM OLIVER and his brother, BRUCE OLIVER. The
25 attached transcription of that interview is hereby incorporated
26 and made part of this declaration. The cassette tape from which
the transcription was made is available for the perusal of the

1.

NN-4-I,

1 Court or any other interested party.

2 I told WILLIAM OLIVER that his mother and father
3 wanted him to return home. And, in no uncertain terms, he said
4 that he would not return home, that he was self-supporting and
5 was living his own life and that he intended to get married the
6 following week. He also told me that the person that he intended
7 to marry was already three months pregnant. He made it clear
8 to me that he was no longer under parental control and had not
9 been for many, many months.

10 His brother, BRUCE OLIVER who is already married and
11 living in Jonestown, made it very clear that neither he nor his
12 brother intended to return to California until they decided that
13 they wanted to themselves.

14 I left Jonestown on Saturday, October 22, 1977 and
15 accompanying me was WILLIAM OLIVER and his fiancée, Tanya Cox.
16 The three of us left Jonestown and for forty miles, drove in a
17 Land Rover to Matthews Ridge where the three of us got on a
18 government plane and flew into Georgetown. We arrived around
19 7:00 P.M. on Saturday evening, October 22, 1977. On Sunday,
20 October 23, 1977, I left Georgetown and flew back to the United
21 States. When I left Georgetown, WILLIAM and Tanya had gone to
22 a local church, so I did not see them.

23 I have since received information that WILLIAM and
24 Tanya were married in Georgetown, Guyana, on or about November 2,
25 1977. The marriage license certificate is No. 63.

26 It is abundantly clear to me that WILLIAM OLIVER is an

1 emancipated minor, and that at all times he's been under guidance
2 of his brother BRUCE, and that WILLIAM is free to leave at any
3 time that he chooses - for that matter, any and all persons at
4 Jonestown are free to leave at any time that they choose.

5 It is abundantly clear to me that at no time has
6 WILLIAM OLIVER been under the jurisdiction and domination and
7 control of the People's Temple, as is clear from the attached
8 exhibit. WILLIAM OLIVER has spoken to his mother and has told
9 her precisely what is contained in the transcription of the tape
10 heretofore referred to.

11 The foregoing is done under penalty of perjury this
12 23rd day of November, 1977 at San Francisco, California.

13
14 Charles R. Garry
15 CHARLES R. GARRY
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PROOF OF SERVICE BY MAIL---1013(a), 2015.5 C.C.P.

I am a citizen of the United States; my business address is 1256 Market Street at Civic Center, San Francisco 94102. I am employed in the City and County of San Francisco, where this mailing occurs; I am over the age of eighteen years and not a party to the within cause. I served the within

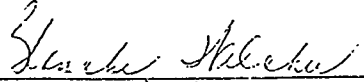
DECLARATION OF CHARLES R. GARRY

on the following person(s) on the date set forth below, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Post Office mail box at San Francisco, California, addressed as follows:

Roger C. Holmes, Esq.
Holmes and Warden
601 California Street, Suite 300
San Francisco, California 94108

GARRY, DREYFUS, McTERNAN, BROTSKY,
HERNDON & PESONEN, INC.
1256 MARKET STREET AT CIVIC CENTER
SAN FRANCISCO, CALIFORNIA 94102
TELE 862-3131

I certify or declare under penalty of perjury that the foregoing is true and correct. Executed on November 23, 1977 at San Francisco, California.


Signature

NN-4-74

10.19-77

8:15 P.M.

CRG: Now, what is your full name?

WSO: My name is William Sheldon Oliver.

CRG: Now, speak clearly, loudly, enunciate your words - throw your words out so it will come out clear on the tape. Alright. Now, my name is Charles Garry and I am an attorney. And I have information from my office that I received through the radio today, that your mother has hired an attorney by the name of Don Warden in either San Francisco or Oakland - I don't know just exactly where his office is - and he wants you and your brother to come back to California. Now your mother at one time called me about two months ago or six weeks ago; and I said at that time that if you and your brother wanted to come back, all you had to do was to say so; and I made arrangements for you to be able to talk to your mother. Do you recall that?

WSO: Yes, I do.

CRG: What was that conversation with your mother?

WSO: Uh, the conversation with my mom was she wanted me to come back to the States regarding an inheritance that me and my brother supposed to had. Alright, then following that the inheritance required that me and my brother go back to the States to sign it. We told our mom that we did not want to come back to the States and whatever inheritance there was or papers, to send them over here and we would sign them over here, so she can get the inheritance. But I would never want to go back to the States because I'm too happy here; I enjoy it over here; and, if I was forced to go back to the States, when I got there, I would run away.

CRG: Alright, now let me ask you this: How old are you?

WSO: I'm seventeen.

CRG: When will you be eighteen?

WSO: I'll be eighteen December 25th.

NN-4-15

CRG: Alright now, how tall are you?

WSO: 6'3".

CRG: And how much do you weigh?

WSO: 185.

CRG: You're planning on getting married, are you not?

WSO: Yes, I am.

CRG: And you're going to be a father in about six more months?

WSO: Yes, I am.

CRG: And you love this woman?

WSO: Yes, very much.

CRG: And you both love each other?

WSO: Yes, very much..

CRG: And, it is your intention to get married?

WSO: Yes, it is.

CRG: Alright now, if I was to tell you that you've got to go back to California as your mother has requested, would you do it?

WSO: I would never go back. I feel me being almost eighteen, she doesn't have the decision over my life or what I plan to do with my future.

CRG: By the way, what has been the relationship between you and your mother in the last five years?

WSO: We've been very close. She's been sort of...I'll say - a passive kind of mother. But, in my opinion, she always understood where I'm coming from. I don't know why she has the hostility she does. I guess that since I'm away she can't...it's like a mother...how do I say it? It's like a mother and child relationship. She wants to hold onto me. You know. And I feel like she don't want me to explore life like I want to. She still has

a certain hold-on, mother-child kind of attitude.

CRG: Now, could you tell us what you're doing here?

WSO: (sounds like) activities here. I'm on the paint crew. I'm piloting the boat - the MARCIA, our boat - I'm piloting that. I'm in the fields. I'm doing field work. Um, some of my other actions - building constructions, building houses. I'm learning how to be a carpenter in the workshop. And, as far as school education, it's been much, much better than they have in the United States. I'm learning because I have an opportunity to learn and people do not judge me by my color, or my race, or...they judge me by the content of my brain. And I'm happy with that.

CRG: Then, if I was to tell you to go back, you still will not do so, is that right?

WSO: I will never go back.

CRG: Now, your name is what?

BHO: Bruce Howard Oliver.

CRG: And you're the brother?

BHO: Yes, I am.

CRG: And how old are you?

BHO: Nineteen years old.

CRG: Are you married?

BHO: Yes, I am.

CRG: How long have you been married?

BHO: Since April, six months, I guess.

CRG: I see. And now, you also talked to your mother, is that right?

BHO: Yes, I did.

CRG: What did you tell your mother?

BHO: When we first started talking, she asked us, she told us about the inheritance and she asked us did we want to come back. We told her no, she said fine, and then a few minutes - it seemed like a little while later, maybe twenty later, she tripped out and she said that we had to come back and we had to come back to sign the papers so she could get the money. And then when we told her that they could send the papers down here, she got serious and she walked away and she refused to talk to us anymore and she got highly upset over it.

CRG: Now, if I was to tell you that you should go back because your mother's hired a lawyer - and have you and your brother go back, will you do so?

BHO: No, I will not. If you was to tell me now that I had to go back, I will run into the jungle, I will run away. I will do anything not to go back.

CRG: I see. Why do you think your mother's doing all of this?

BHO: Because of the money.

CRG: How much money is involved, do you know?

BHO: I'm not exactly sure of the sum, but because of the lady involved, I think it's a lot of money - because she had told us before that we were going to get some money. And I think that's the only reason she's tripping out - because it's so much money. She can't handle it.

CRG: Well, if the money's made out to you, how will your mother be able to participate in it?

BHO: Well, the understanding is...if the money's made out to me, how can she participate in it?

CRG: Yeah, the inheritance. How can she get involved in it? Do you know?

BHO: I'm not exactly sure.

CRG: In other words, you really don't know what's behind all this?

BHO: No, I just know that she said the money was for us, but then she just started tripping. I think, myself, that she wants to get us back because we're under her control and I think she thinks she'll get part of the money.

CRG: I see. Now, what do you do here?

BHO: Right now, I'm learning - I'm training to run heavy equipment and I have the opportunity, if I want to start a watch shop because I had learned a little watch trade from my dad in the States. And I have the opportunity to here to go to school in the Katina Watch Shop, if I choose so.

CRG: What kind of place is this? Could you give us some description of what this place is like?

BHO: It's a beautiful place. It's something like - to me - it's some type of place that you would dream about. It's

a place of total equality, a place where you see like, you're not discriminated against. And, like there's no fighting or anything. When I lived in San Francisco, we lived in the middle of Fillmore. And every time you go out of the house, you'd always get involved in a fight, there's always someone picking on you, always someone to jump you, always someone to rob you. And all that is violence - there's none of that here. It's a very peaceful place, a place where you could spend the rest of your life and enjoy your life.

CRG: Is there anything else you want to say to your mother?

BHO: I just hope that she will stop tripping and understand that we're not coming back and stop pestering us and leave us alone, in peace. And the best thing she could do for us is help us and stop trying to hinder our progress, because we're not coming back.

CRG: How about you, brother?

WSO: I feel that the best thing she could do is to help us because I would never come back regardless of how I feel about it, because I'm too happy here and it's time for me to grow up and lead my own life. And I feel that she should understand that before she puts ultimatums on me and I'd never come back.

CRG: Thank you.

348 PM

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3 HERNDON & PESONEN, INC.
4 1256 MARKET STREET AT CIVIC CENTER
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6 TEL: 864-3131
7 Attorneys for Respondent

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NN-4-11

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6 following week. He also told me that the person that he intend-
7 ed to marry was already three months pregnant. He made it clear
8 to me that he was no longer under parental control and had not
9 been for many, many months.

10 His brother, BRUCE OLIVER who is already married and
11 living in Jonestown, made it very clear that neither he nor his
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16 The three of us left Jonestown and for forty miles, drove in a
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PROOF OF SERVICE BY MAIL---1013(a), 2015.5 C.C.P.

I am a citizen of the United States; my business address is 1256 Market Street at Civic Center, San Francisco 94102. I am employed in the City and County of San Francisco, where this mailing occurs; I am over the age of eighteen years and not a party to the within cause. I served the within

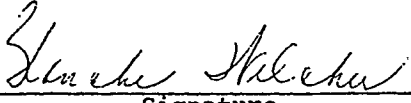
DECLARATION OF CHARLES R. GARRY

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SAN FRANCISCO, CALIFORNIA 94102
TEL: 864-3131

I certify or declare under penalty of perjury that the foregoing is true and correct. Executed on November 23, 1977 at San Francisco, California.


Signature

NN4-J4

10-19-77
8:15 P.M.

CRG: Now, what is your full name?

WSO: My name is William Sheldon Oliver.

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CRG: Alright, now let me ask you this: How old are you?

WSO: I'm seventeen.

CRG: When will you be eighteen?

WSO: I'll be eighteen December 25th.

CRG: Alright now, how tall are you?
WSO: 6'3".
CRG: And how much do you weigh?
WSO: 185.
CRG: You're planning on getting married, are you not?
WSO: Yes, I am.
CRG: And you're going to be a father in about six more months?
WSO: Yes, I am.
CRG: And you love this woman?
WSO: Yes, very much.
CRG: And you both love each other?
WSO: Yes, very much..
CRG: And, it is your intention to get married?
WSO: Yes, it is.
CRG: Alright now, if I was to tell you that you've got to go back to California as your mother has requested, would you do it?
WSO: I would never go back. I feel me being almost eighteen, she doesn't have the decision over my life or what I plan to do with my future.
CRG: By the way, what has been the relationship between you and your mother in the last five years?
WSO: We've been very close. She's been sort of...I'll say - a passive kind of mother. But, in my opinion, she always understood where I'm coming from. I don't know why she has the hostility she does. I guess that since I'm away she can't...it's like a mother...how do I say it? It's like a mother and child relationship. She wants to hold onto me. You know. And I feel like she don't want me to explore life like I want to. She still has

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CRG: And you're the brother?
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CRG: And how old are you?
BHO: Nineteen years old.
CRG: Are you married?
BHO: Yes, I am.
CRG: How long have you been married?
BHO: Since April, six months, I guess.
CRG: I see. And now, you also talked to your mother, is that right?
BHO: Yes, I did.
CRG: What did you tell your mother?
BHO: When we first started talking, she asked us, she told us about the inheritance and she asked us did we want to come back. We told her no, she said fine, and then a few minutes - it seemed like a little while later, maybe twenty later, she tripped out and she said that we had to come back and we had to come back to sign the papers so she could get the money. And then when we told her that they could send the papers down here, she got serious and she walked away and she refused to talk to us anymore and she got highly upset over it.
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BHO: Because of the money.

CRG: How much money is involved, do you know?

BHO: I'm not exactly sure of the sum, but because of the lady involved, I think it's a lot of money - because she had told us before that we were going to get some money. And I think that's the only reason she's tripping out - because it's so much money. She can't handle it.

CRG: Well, if the money's made out to you, how will your mother be able to participate in it?

BHO: Well, the understanding is...if the money's made out to me, how can she participate in it?

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CRG: How about you, brother?

WSO: I feel that the best thing she could do is to help us because I would never come back regardless of how I feel about it, because I'm too happy here and it's time for me to grow up and lead my own life. And I feel that she should understand that before she puts ultimatums on me and I'd never come back.

CRG: Thank you.

REMIT TO
P O BOX 5151
SAN FRANCISCO
CALIFORNIA 94101

IN ACCOUNT WITH

~~RAPID SERVE~~

333 HAYES
SAN FRANCISCO
CALIFORNIA
861-6900

November 21, 1977

Invoice No. _____

The Revered Jim Jones
People's Temple
1859 Geary Boulevard
San Francisco, California 94115

Please pay from this invoice
and return one copy with payment.
TERMS: Net 10 days

IRS No. 94-2341890

Our pleasure is to serve you.

NN-4-K1

1 Holmes and Warden
2 Attorneys at Law
3 601 California, Suite 300
San Francisco, Ca. 94108
(415) 981-0296

4 Attorneys for the Petitioners

5 SUPERIOR COURT OF CALIFORNIA
6 COUNTY OF SAN FRANCISCO

7 In the Matter of the Application
8 of Howard F. Oliver and Beverly
9 Oliver

10 Petitioners,

11 On behalf of William Sheldon
12 Oliver, a minor

No. 97638

ORDER GRANTING WRIT
OF HABEAS CORPUS

13 On reading and filing the petition of Howard F. Oliver and
14 Beverly Oliver, the natural parents of William Sheldon Oliver
15 duly signed and verified by Howard F. Oliver and Beverly Oliver on
16 behalf of William Sheldon Oliver whereby it appears that William
17 Sheldon Oliver is illegally being detained, imprisoned, restrained
18 and confined of his liberty by the Peoples Temple, their agents,
19 employees and corporate officers and their Pastor, Reverend James
20 Jones who are located at 1850 Geary Blvd., San Francisco, Calif.,
21 and stating of what the illegality consists, from which it appears
22 that a writ of habeas corpus ought to issue,

23 IT IS HEREBY ORDERED, that a writ of habeas corpus be issued
24 by the Clerk of and under the seal of the Superior Court of the
25 State of California, directed to the Peoples Temple, their agents,
26 employees and corporate officers and their Pastor, Reverend James
27 Jones to have the body of William Sheldon Oliver before the
28 Judge of the Superior Court, Juvenile Division, 375 Woodside Ave-
nue, San Francisco, California.

NN-4-K-2

November 28, 1977

1 Department¹⁰⁸ of the above-named court, on November 28 - 1977
2 at 9:00 A.M. o'clock a.m. of the day then and there to do and receive
3 what shall be considered concerning the alleged illegal detention,
4 imprisonment, restraint and confinement of William Sheldon Oliver.

5
6 Dated: Nov-10 - 1977

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8
9 JOSEPH G. KENNEDY

10 Joseph G. Kennedy
11 Judge of Superior Court
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NN-4-K3

1- Holmes and Warden
Attorneys at Law
2 601 California St. Suite 300
San Francisco, Ca. 94108
3 (415) 981-0296

4 Attorneys for Petitioner

5
6 SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO

7 In the Matter of the Application (
of: (

8 HOWARD F. OLIVER and
9 BEVERLY OLIVER

Petitioners, (

No _____

PETITION FOR WRIT
OF HABEAS CORPUS

10 In Behalf of
11 WILLIAM SHELDON OLIVER

12
13 TO THE SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR
THE CITY AND COUNTY OF SAN FRANCISCO.

14 Petitioners allege:

15 1. William Sheldon Oliver is their son born to them
16 on December 25, 1959. (See exhibit "A")

17 2. The above-named child, a minor, resided with
18 petitioners until or about July 26, 1977, at which time the
19 petitioners granted to the Peoples Temple, their agents, employees
20 and corporate officers and their Pastor, Reverend James Earl
21 Power of Attorney to remove said child from the petitioners'
22 possession for a temporary period subject to the desires of the
23 petitioners. (See exhibit "B"-a copy of the Power of Attorney)

24 3. The petitioners' son, William Sheldon Oliver, is
25 in the possession of the respondents.

26 4. On or about October 17, 1977, the petitioners
27 revoked the said Power of Attorney by mailing a copy of the
28 revocation to the corporate office and establishment of the

NN-4-K 7

1 Peoples Temple located at 1859 Geary Blvd., San Francisco and their
2 attorney Charles Garry at 1256 Market St., San Francisco and
3 attorney Eugene B. Chaikin at P.O. Box 15023; San Francisco, Ca.
4 (See exhibit "B")

5 5. Pursuant to the said revocation, the Peoples Temple,
6 their agents, employees and corporate officers and their Pastor,
7 Reverend James Jones had until October 22, 1977 to return petition-
8 ers' son, William Sheldon Oliver back to the petitioners. As of
9 today, the respondents have failed to release petitioners' son
10 from their illegal confinement and detention. In fact, respondents
11 attorney, Charles Garry, has told the petitioners' and their
12 attorney that they will not comply with the petitioners' demand.

13 6. The petitioners' son, William Sheldon Oliver, is now
14 being held against the will and desires of his natural parents,
15 the petitioners. The petitioners have it on information and
16 belief that their child is now being confined, detained and
17 restrained in the country of Guyana.

18 7. Said confinement and detention constitutes an
19 illegal detention and confinement against the legal authority
20 vested in the natural parents, the petitioners.

21 8. The petitioners have it on information and belief
22 that the respondents are physically abusing and mentally tormenting
23 their son, William Sheldon Oliver.

24 9. The above-named child has not been committed,
25 detained, nor his custody determined in any way whatsoever by
26 virtue of any judgment, decree, order or award of any kind by any
27 court or other competent tribunal.

28 10. Petitioners are fit and proper parents and custodians
for the above-named child, and petitioners have not abandoned

NN-4-KS

1 their child. The Power of Attorney granted to the above-named
2 respondents was for a temporary period subject to the desires of
3 the petitioners.

4 11. The petitioners have on numerous occasions made
5 written and verbal demands to the respondents to return their
6 child. All the demands made by the petitioners have been
7 callously disregarded by the respondents.

8 12. The respondents in this matter have no legal right
9 to possession of petitioners' minor child.

10 13. Petitioners have no other plain, speedy or adequate
11 remedy at law.

12 14. Prior application has not been made for a Writ of
13 Habeas Corpus in regard to respondents' imprisonment, restraint
14 and confinement of petitioners' son.

15 WHEREFORE, petitioners pray judgment as follows:

16 1. That a Writ of Habeas Corpus be granted, directed to
17 the Peoples Temple, their agents, employees and corporate officers
18 and their Pastor, Reverend James Jones, cause them to have the
19 body of William Sheldon Oliver together with the authority for his
20 custody, detention, restraint and confinement before the Presiding
21 Judge for the Superior Court of the City and County of San Francis-
22 co at a specified time.

23 2. That William Sheldon Oliver be delivered to his
24 parents Howard F. Oliver and Beverly Oliver at their home, 2040
25 O'Farrell Apt. 108, San Francisco, California.

26 3. For other and further relief as the court may deem
27 proper.

28 Dated: November 7, 1977

Howard F. Oliver
Howard F. Oliver

Beverly Oliver
Beverly Oliver

UV-4-K 6

1 I, Howard F. Oliver and Beverly Oliver am the petitioners
2 in the above-entitled proceeding. I have read the foregoing
3 petition and know the contents thereof. The same is true of my
4 knowledge, except as to those matters which are therein alleged
5 on information and belief, and as to those matters, I believe
6 it to be true.

7 I declare under penalty of perjury that the foregoing is
8 true and correct and that this declaration was executed on
9 November 7, 1977 at San Francisco, California.

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11 Howard F. Oliver
Howard F. Oliver

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15 Beverly Oliver
Beverly Oliver

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NN-4-157

STATE OF CALIFORNIA - DEPARTMENT OF PUBLIC HEALTH				CERTIFICATE OF LIVE BIRTH		REGISTRATION NUMBER 2801 2099	
THIS CHILD	1. NAME OF CHILD - LAST, FIRST, MIDDLE		2. SEX		3. DATE OF BIRTH - MONTH, DAY, YEAR		
	William Sheldon Oliver		Male		December 25, 1959		
PLACE OF BIRTH	4. PLACE OF BIRTH - NAME OF HOSPITAL		5. STREET ADDRESS		6. CITY OR TOWN		
	Mount Zion Hospital		1600 Divisadero Street		San Francisco		
MOTHER OF CHILD	7. NAME OF MOTHER - LAST, FIRST, MIDDLE		8. AGE OF MOTHER - YEARS		9. COLOR OR RACE OF MOTHER		
	Reverly Estell Wilson		29		Negro		
USUAL RESIDENCE OF MOTHER	10. CITY OR TOWN		11. STATE		12. ZIP CODE		
	San Francisco		California		94114		
FATHER OF CHILD	13. NAME OF FATHER - LAST, FIRST, MIDDLE		14. AGE OF FATHER - YEARS		15. COLOR OR RACE OF FATHER		
	Howard Francis Oliver		28		Negro		
IF DEWANTS REGISTRATION	16. NAME OF REGISTRAR		17. DATE SIGNED BY REGISTRAR		18. SIGNATURE OF REGISTRAR		
	Francis J. Curry, M.D.		12-21-57		[Signature]		
ATTENDANTS REGISTRATION	19. NAME OF REGISTRAR		20. DATE SIGNED BY REGISTRAR		21. SIGNATURE OF REGISTRAR		
	Francis J. Curry, M.D.		12-21-57		[Signature]		
LOCAL REGISTRATION	22. NAME OF REGISTRAR		23. DATE SIGNED BY REGISTRAR		24. SIGNATURE OF REGISTRAR		
	Francis J. Curry, M.D.		12-21-57		[Signature]		

THIS IS TO CERTIFY THAT, IF BEARING THE SEAL OF THE
SAN FRANCISCO DEPARTMENT OF PUBLIC HEALTH, THIS IS
A TRUE COPY OF THE DOCUMENT FILED IN THIS OFFICE.

NO. 2099

DATED: May 27, 1975

SAN FRANCISCO, CALIFORNIA

FRANCIS J. CURRY, M. D.
DIRECTOR OF PUBLIC HEALTH
AND LOCAL REGISTRAR

Exhibit "A"

NN-4-K8

ROGER C. HOLMES
DONALD WARDEN

HOLMES AND WARDEN
ATTORNEYS AT LAW
INTERNATIONAL BUILDING
601 CALIFORNIA STREET, SUITE 300
SAN FRANCISCO, CA. 94108

TELEPHONE
(415) 981-0296

October 17, 1977

REVOCATION OF POWER OF ATTORNEY

We, Howard F. Oliver and Beverly Oliver, the natural parents of William Sheldon Oliver and Bruce Howard Oliver, do hereby terminate the Power of Attorney granted to the Peoples Temple, the Reverend Jim Jones, their agents and associates for our son, William Sheldon Oliver.

This revocation constitutes a demand by Howard F. Oliver and Beverly Oliver, the parents of William Sheldon Oliver and Bruce Howard Oliver for the return of their children.

Dated October 14, 1977

Howard F. Oliver
HOWARD F. OLIVER

Beverly E. Oliver
BEVERLY OLIVER

INDIVIDUAL ACKNOWLEDGMENT

State of California
City and County of San Francisco } S.S.

On this 14th day of October, 1977, before me,
Carolyn G. Wodrick, a Notary Public in and for said City and County,
(SEAL) personally appeared Howard F. Oliver and Beverly Oliver

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same.

WITNESS my hand and official seal.



Exhibit "B"
NN-4-K9

ROGER C. HOLMES
DONALD WARDEN

HOLMES AND WARDEN
ATTORNEYS AT LAW
INTERNATIONAL BUILDING
601 CALIFORNIA STREET, SUITE 300
SAN FRANCISCO, CA. 94108

TELEPHONE
(415) 981-0296

October 17, 1977

The Reverend Jim Jones
Peoples Temple
1859 Geary Blvd.
San Francisco, California 94115

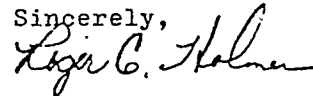
Dear Reverend Jones:

The Law Firm of Holmes and Warden has been retained by Howard F. Oliver and Beverly Oliver the parents of Bruce Howard Oliver and William Sheldon Oliver to make a formal demand for the return of their children William Sheldon Oliver and Bruce Howard Oliver.

Enclosed is a Revocation of Power of Attorney granted to you on or about July 26, 1977.

It is my understanding through my conversations with Guyana's Ambassador that you have assured their government that any parent is free to have their children returned to them upon request. If this is the policy of the Peoples Temple, this matter can be resolved post haste precluding the necessity of litigation.

Sincerely,



Roger C. Holmes

Enc: Revocation of Power of Attorney

Exh. b. 7 "B"
NN-4-K, D

1 Holmes and Warden
2 Attorneys at Law
3 601 California, Suite 300
4 San Francisco, Ca. 94108
5 (415) 981-0296

6 Attorneys for Petitioners

7
8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF SAN FRANCISCO

10 In the Matter of the Application (
11 of Howard F. Oliver and Beverly (
12 Oliver, (

13 Petitioners (

14 On Behalf of William Sheldon Oliver, (
15 a minor, for a Writ of Habeas (
16 Corpus (

NO _____

MEMORANDUM OF POINTS
AND AUTHORITIES IN
SUPPORT OF PETITION
FOR WRIT OF HABEAS
CORPUS

17
18 I

19 A POWER OF ATTORNEY CAN BE TERMINATED AT WILL BY THE PRINCIPAL
20 EVEN IF IT IS STATED TO BE IRREVOCABLE.

21 CC 2355. Means of termination, termination of agency- An
22 agency is terminated, as to every person having notice
23 thereof, by:

24 (4) His renunciation

25 CC 2356. Agency not coupled with an interest; bona fide
26 transaction without knowledge of termination; power of
27 attorney.

Unless the power of an agent is coupled with an interest
in the subject of the agency, it is terminated by: (1) its
revocation by the principal.

In this matter the petitioners granted to the respondents
a power of attorney over their minor son, William Sheldon Oliver
on or about July 26, 1977. Pursuant to this power of attorney,
the respondents removed petitioners' son from the State of Calif.

NN-4-K11

1 to the country of Guyana. On October 17, 1977, the petitioners
2 revoked the above power of attorney by notifying the Peoples
3 Temple, at 1859 Geary Blvd, San Francisco and their attorney and
4 spokesman, Charles Garry, by registered letter of this revocation.

5 As it states in Becket v. Welton and Associates 39 C.A.3d
6 815, 821, a power of attorney not coupled with an interest is
7 terminated at the will of the principal for any reason by notify-
8 ing the agent. The same principle is enunciated in Synder v.
9 Westoner 217 F.2d 928; A power of attorney is revocable at will
10 by either party even if it is stated that it was irrevocable.
11 when the power of attorney is not coupled with an interest.

12 It is clear from the facts in our case that the power of
13 attorney agreement granted to the Peoples Temple was not coupled
14 with an interest, because the agents did not possess an interest
15 in the subject, petitioners' son. Therefore, the notice given on
16 October 17, 1977, by the petitioners to the Peoples Temple
17 terminated the power of attorney created on July 26, 1977. The
18 refusal by the Peoples Temple to deliver petitioners' son to them
19 constitutes an illegal confinement and restraint by the Peoples
20 Temple of William Sheldon Oliver.

21 II

22 NATURAL PARENTS ENTITLED TO PHYSICAL CUSTODY OF A CHILD CAN ENFORCE
23 THAT RIGHT AGAINST A PERSON OR ENTITY WRONGFULLY WITHHOLDING
24 THEIR CHILD BY A PETITION FOR A WRIT OF HABEAS CORPUS.

25 It is well established by law that a parent can utilize a
26 Writ of Habeas Corpus against one who is wrongfully withholding
27 their child as stated in In Re Richard 537 P.2d 363.

NN-4-K12

95-111-10000

"Habeas corpus is the proper procedure to release an infant from all manner of illegal restraint and to determine matters of custody. Thus, the writ is available to determine whether one who has custody without authority of legal proceedings is entitled to such custody and to release the child if the restraint is found to be unlawful; and the writ will lie even though such person not longer has custody, if he has secreted the infant in anticipation of the writ, and it appears that the child may be produced. If custody has been awarded by a decree of a competent tribunal the writ is available to compel the delivery of the child to the one declared entitled to judgments of sister states in this regard be recognized." Rose v. Superior Court 194 P.2d.568.

Therefore, predicated on the above points and authorities and the verified petition, the court should issue a Writ of Habeas Corpus in this matter for the wrongful withholding of petitioners' son by the Peoples Temple.

Respectfully submitted by,


Roger/C. Holmes

NN-4-K 13