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4 Attorney for Plaintiff PLANS, INC.

5  
6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF CALIFORNIA  
8

9 PLANS, Inc.,

10 Plaintiff,

11 vs.

12 SACRAMENTO CITY UNIFIED SCHOOL

13 DISTRICT, TWIN RIDGES ELEMENTARY

14 SCHOOL DISTRICT, DOES 1-100,

15 Defendant

) Case No.: CIV. S-98-0266 FCD PAN

)  
) PLAINTIFF'S SEPARATE STATEMENT OF  
) UNDISPUTED MATERIAL FACTS IN  
) SUPPORT OF MOTION FOR SUMMARY  
) JUDGMENT, OR, IN THE ALTERNATIVE,  
) SUMMARY ADJUDICATION

) Date: June 25, 2004

) Time: 10:00 a.m.

) Courtroom: 2  
)

16  
17  
18 UNDISPUTED FACTS

19 Undisputed Facts

Supporting Evidence

20 1. The mission of anthroposophy is to provide  
21 a unifying path between the spiritual in the  
22 human being and the spiritual in the  
23 cosmos.  
24

Exhibit "B" to the Declaration of Jonathan  
Huber ("Huber Dec."), page 12

1	2. According to Anthroposophy, the way to	Exhibit "A" to Huber Dec., page 87
2	Christ will have to be found within.	
3		
4	3. According to Anthroposophy, the wisdom	Exhibit "H" to Huber Dec., page 29
5	of the West had to illuminate the whole	
6	body of Eastern teaching with the light	
7	kindled in humanity by the Christ impulse.	
8		
9	4. According to Anthroposophy, the duty of	Exhibit "B" to Huber Dec., page 236
10	human souls is to follow with understanding	
11	the spiritual power which goes through the	
12	world as the Christ Impulse.	
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14	5. According to Anthroposophy, man lives and	Exhibit "A" to Huber Dec., pages and 67
15	moves as a Spirit-being.	
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17	6. According to Anthroposophy, there are	Exhibit "F" to Huber Dec., page 55
18	three ranks of beings above humanity. All	
19	of these were once human and passed	
20	through a human stage.	
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22	7. According to Anthroposophy, human beings	Exhibit "H" to Huber Dec., page 54
23	can become gods when they are "ripe" for	
24	that condition.	
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26	8. According to Anthroposophy, certain truths	Exhibit "F" to Huber Dec., page 109
27	must be found through Anthroposophy.	
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1	9. According to Anthroposophy, the Gods	Exhibit "F" to Huber Dec., page 109
2	prepare a destiny for us.	
3		
4	10. Rudolph Steiner refers to God as the highest	Deposition of Betty Staley, Vol. I, dated April
5	spiritual being.	20, 1999 ("Staley Dep."), p. 75:22-23
6		
7	11. <u>According to Anthroposophy, we do not</u>	Exhibit "B" to Huber Dec., page 19
8	<u>direct our own thoughts; beings of the next</u>	
9	<u>hierarchy direct our thoughts.</u>	
10		
11	12. Anthroposophy answers questions about the	Exhibit "A" to Huber Dec., pages 14-15
12	nature of man by providing a path towards a	
13	conscious experience in the Spirit.	
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15	13. According to Anthroposophy, in ancient	Exhibit "C" to Huber Dec. page 16
16	times, temples of the spirit were outwardly	
17	visible, but today they are not visible,	
18	though the can be found spiritually by	
19	whoever seeks them.	
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21	14. Anthroposophy emphasizes a <i>direct</i>	Exhibit "C" to Huber Dec., pages 9 and 15;
22	relationship with the supersensible world	Exhibit "D" to Huber Dec., pages 28-29
23	rather than a relationship with a teacher.	
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25	15. Anthroposophy unifies the beliefs of	Exhibit "B" to Huber Dec., pages 208-213
26	multiple religions into a single belief	
27	system.	
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<p>1 16. According to Anthroposophy, 2 Anthroposophy is not intended to be an 3 abstract theory, but real life. 4</p>	<p>Exhibit "A" to Huber Dec., page 49</p>
<p>5 17. According to Anthroposophy, the Godhead 6 is found in the three Hierarchies. 7</p>	<p>Exhibit "F" to Huber Dec., page 43</p>
<p>8 18. According to Anthroposophy, everything 9 that happens is affected by hosts of lower 10 and higher beings of the spiritual 11 hierarchies. 12</p>	<p>Exhibit "H" to Huber Dec., page 47; Staley Dep., p. 69:17-24</p>
<p>13 19. According to Anthroposophy, beings of the 14 third hierarchy lead, guide, and direct each 15 individual human being. 16</p>	<p>Exhibit "B" to Huber Dec., pages 62-63, page 171</p>
<p>17 20. According to Anthroposophy, what takes 18 place on earth is lived through in advance 19 by the Beings of the highest Hierarchies, by 20 the Seraphim, Cherubim and Thrones. 21</p>	<p>Exhibit "F" to Huber Dec., page 130</p>
<p>22 21. According to Anthroposophy, each people 23 (nation) has a distinctive character, due to 24 the fact that each people is under the 25 leadership of one of those spirits we include 26 in the hierarchy of Archangels. 27 28</p>	<p>Exhibit "B" to Huber Dec., pages 171 and 223</p>

1	22. <u>The Spiritual Hierarchies and the Physical</u>	Exhibit "H" to Huber Dec., Table of Contents
2	<u>World</u> , by Rudolph Steiner, explains	
3	Anthroposophical principles in detail.	
4		
5	23. Between lives on earth, individuals meet	Exhibit "F" to Huber Dec., page 32
6	with members of the third hierarchy.	
7		
8	24. According to Anthroposophy, a human soul	Exhibit "B" to Huber Dec., page 80
9	must do certain things to penetrate	
10	hierarchical natures.	
11		
12	25. According to Anthroposophy, the Age of	Exhibit "A" to Huber Dec., page 49; Exhibit
13	Michael has dawned and Michael rules the	"E" to Huber Dec., page 9
14	Age.	
15		
16	26. According to Anthroposophy, the spiritual	Exhibit "A" to Huber Dec., page 74
17	Being who from the beginning directed his	
18	gaze towards mankind is Michael.	
19		
20	27. According to Anthroposophy, it is the duty	Exhibit "A" to Huber Dec., page 74
21	of the investigator into the spiritual world to	
22	draw the attention of humanity to the	
23	spiritual fact that Michael has taken over the	
24	spiritual guidance of human affairs.	
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26	28. According to Anthroposophy, if we	Exhibit "A" to Huber Dec., pages 86-87
27	transplant ourselves into the Spiritual, we	
28	shall be obliged to approach Michael.	

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<p>29. According to Anthroposophy, human beings once received thoughts from the archangel Michael and Michael held sway over the Cosmic Intelligence.</p>	<p>Exhibit "A" to Huber Dec., page 52</p>
<p>30. According to Anthroposophy, the archangel Michael is seeking a new metamorphosis of his cosmic task and wishes to live <i>in</i> the human souls in which thoughts are formed. Human beings ought to let Michael dwell in their hearts, dedicate to him their spiritual lives, and allow themselves to be instructed by Michael as to which are the right paths of the soul.</p>	<p>Exhibit "A" to Huber Dec., page 53</p>
<p>31. According to Anthroposophy, the archangel Michael has spoken from above and can be heard from within, where he will begin to dwell. Furthermore, man's earthly being is <i>"led by the Sun."</i></p>	<p>Exhibit "A" to Huber Dec., page 58</p>

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<p>32. According to Anthroposophy, it is the task of Michael to lead man back again, on paths of Will.</p>	<p>Exhibit "A" to Huber Dec., page 70</p>
<p>33. Anthroposophy is to be the message of this mission of Michael, and one who feels himself one with Anthroposophy understands this phenomenon of Michael truly.</p>	<p>Exhibit "A" to Huber Dec., page 74</p>
<p>34. According to Anthroposophy, the archangel Michael's desire is to keep the intelligence, which is developing within humanity, permanently in connection with the Divine-Spiritual Beings. However, he is meeting opposition in this from Ahrimanic beings.</p>	<p>Exhibit "A" to Huber Dec., page 77</p>
<p>35. According to Anthroposophy, Michael brings the Ahrimanic Powers under his feet, thrusting them into a deeper region than the one in which man is evolving.</p>	<p>Exhibit "A" to Huber Dec., page 77</p>

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<p>36. According to Anthroposophy, Michael sees the greatest event in the Earth's history taking place. From the kingdom served by Michael himself Christ descends to the sphere of the Earth. Through Christ's great sacrifice he will live in the same sphere in which Ahriman also lives. Man will be able to choose between Christ and Ahriman. The world will be able to find the Christ-way to the evolution of humanity.</p>	<p>Exhibit "A" to Huber Dec., page 78</p>
<p>37. According to Anthroposophy, Michael is preparing for his earth-mission through the conquest of Lucifer.</p>	<p>Exhibit "A" to Huber Dec., page 103, et seq.</p>
<p>38. According to Anthroposophy, the Luciferic and Ahrimanic forces are at work to prevent the union of Michael and the human soul.</p>	<p>Exhibit "A" to Huber Dec., page 116</p>
<p>39. According to Anthroposophy, Michael's methods contain nothing Luciferic and in Michael's mission, everything Luciferic is avoided.</p>	<p>Exhibit "A" to Huber Dec., page 87</p>



1	40. According to Anthroposophy, in the future	Exhibit "A" to Huber Dec., pages 87, 89-90,
2	the Michael experience and the Christ	and 111
3	experience can stand side by side; man will	
4	thereby find the path of freedom between	
5	the Luciferic and the Ahrimanic.	
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7	41. According to Anthroposophy, to the Spirit-	Exhibit "A" to Huber Dec., page 188
8	world belongs everything that takes place at	
9	the present cosmic moment through	
10	Michael.	
11		
12	42. According to Anthroposophy, Michael has	Exhibit "A" to Huber Dec., page 188
13	chosen the world of rhythm for his	
14	dwelling-place.	
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16	43. According to Anthroposophy, Michael is	Exhibit "A" to Huber Dec., page 100
17	the guide to Christ.	
18		
19	44. Rudolph Steiner had a "very strong	Staley Dep., p. 102:14 – 103:8
20	connection" with the Christ being.	
21		
22	45. According to Anthroposophy, Jehovah is	Exhibit "B" to Huber Dec., page 207
23	the opponent of Lucifer.	
24		
25	46. According to Anthroposophy, Jehovah must	Exhibit "B" to Huber Dec., page 208
26	continue to work from the moon until	
27	humanity has become inwardly mature	
28	enough to perceive certain things.	

<p>1 47. According to Anthroposophy, among all the  2 gods and spirits, only the Christ descended  3 into the human world and united Himself  4 with humankind not only through his life,  5 but also through His death. And, through  6 his death, new forces of life streamed out.  7</p>	<p>Exhibit “B” to Huber Dec., pages 232-233</p>
<p>8 48. According to Anthroposophy, man will feel  9 himself permeated by ‘spiritual warmth’  10 when he experiences the ‘Christ in me.’  11</p>	<p>Exhibit “A” to Huber Dec., page 93</p>
<p>12 49. Anthroposophy seeks an explanation of  13 Logos.  14</p>	<p>Exhibit “B” to Huber Dec., page 155</p>
<p>15 50. Anthroposophy explains Biblical writings.  16  17</p>	<p>Exhibit “B” to Huber Dec., pages 160 and 197</p>
<p>18 51. Anthroposophy explains Christ as one who  19 passes through the spheres of different  20 civilizations of the whole evolution of  21 humanity.  22</p>	<p>Exhibit “B” to Huber Dec., page 183</p>
<p>23 52. According to Anthroposophy, Christianity  24 is a stage in the progress of humanity.  25  26  27  28</p>	<p>Exhibit “B” to Huber Dec., page 220</p>

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<p>53. According to Anthroposophy, the sacred jasper cup of the Holy Grail which Christ made use of when He broke the bread and in which Joseph of Arimathea gathered blood from the wound of Jesus - which contained therefore the secret of Golgotha - was received into safe keeping, according to the legend, by Angels until Titurel should build the Castle of the Grail.</p>	<p>Exhibit "A" to Huber Dec., page 178</p>
<p>54. According to Anthroposophy, spiritual Beings protected the World-pictures in which the secrets of Golgotha were living.</p>	<p>Exhibit "A" to Huber Dec., page 178</p>
<p>55. According to Anthroposophy, the mightiest of all impulses poured from the Mystery of Golgotha (crucifixion) into the whole of Earth evolution.</p>	<p>Exhibit "F" to Huber Dec., pages 130-131</p>
<p>56. According to Anthroposophy, an imagination such as that of the Cross on Golgotha can endlessly fruitful for human beings.</p>	<p>Exhibit "B" to Huber Dec., page 233</p>

1	57. According to Anthroposophy,	Exhibit "A" to Huber Dec., page 180
2	Anthroposophy must evolve out of the	
3	Spiritual Soul, in the light of Michael's	
4	activity, a new understanding of Christ and	
5	the World.	
6		
7	58. According to Anthroposophy, only through	Exhibit "A" to Huber Dec., page 185
8	Michael's activity and the Christ-Impulse,	
9	can man achieve this leap across the gulf of	
10	Non-being in relation to the Cosmos.	
11		
12	59. According to Anthroposophy, many people	Exhibit "H" to Huber Dec., page 245
13	will come to know that Christ is a reality -	
14	that he lives - by looking into higher worlds.	
15		
16	60. According to Anthroposophy, we are	Exhibit "E" to Huber Dec., page 5
17	approaching the Third Millennium, a	
18	"turning point in time."	
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20	61. According to Anthroposophy, Michael is	Exhibit "E" to Huber Dec., page 5
21	the Regent of our Age and is going through	
22	a transition from the rank of Archangel to	
23	the rank of Archai.	
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25	62. According to Anthroposophy, angels once	Exhibit "E" to Huber Dec., page 21
26	had a human stage during the Moon	
27	Evolution.	
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<p>63. According to Anthroposophy, meditative work arising out of Anthroposophy is essential if we are to become co-creators with the Hierarchies.</p>	<p>Exhibit “E” to Huber Dec., page 21</p>
<p>64. According to Anthroposophy, Lucifer is responsible for much that has blossomed in the unfolding of civilization and culture in the past.</p>	<p>Exhibit “E” to Huber Dec., page 54</p>
<p>65. According to Anthroposophy, Lucifer thrives on eccentricity, on whims, on rebelliousness.</p>	<p>Exhibit “E” to Huber Dec., page 61</p>
<p>66. According to Anthroposophy, Ahriman encourages conventionality, rigidity, and uniformity of opinion.</p>	<p>Exhibit “E” to Huber Dec., page 61</p>
<p>67. According to Anthroposophy, Lucifer wants to control Waldorf classrooms and Ahriman wants to control Waldorf school board rooms.</p>	<p>Exhibit “E” to Huber Dec., page 61</p>
<p>68. According to Anthroposophy, Michael is the Warrior Archangel and he brings only ceaseless striving. This striving is what Waldorf education is all about.</p>	<p>Exhibit “E” to Huber Dec., page 65</p>

1	69. According to Anthroposophy,	Exhibit "E" to Huber Dec., page 57
2	Anthroposophy creates a spiritual	
3	atmosphere and some parents are led to	
4	Anthroposophy as a result of having their	
5	children in Waldorf schools.	
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7	70. According to Anthroposophy, Spirit-beings	Exhibit "A" to Huber Dec., page 23
8	of a higher World instill judgments into the	
9	astral body during periods of sleep.	
10		
11	71. According to Anthroposophy, forces of	Exhibit "A" to Huber Dec., page 32
12	Destiny work themselves out and have	
13	significance in human life.	
14		
15	72. According to Anthroposophy, there are	Exhibit "A" to Huber Dec., pages 34 and 35;
16	epochs in the life between death and a new	Exhibit "F" to Huber Dec., page 84
17	birth in which a person's spirit is spiritually	
18	active.	
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20	73. According to Anthroposophy, we descend	Exhibit "F" to Huber Dec., page 61
21	out of the spiritual into the physical world	
22	into a physical body connected in a certain	
23	sense with the experiences we undergo	
24	between death and a new birth.	
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26	74. According to Anthroposophy, Man	Exhibit "A" to Huber Dec., page 23
27	experiences judgment of his life in his astral	
28	body after passing through the gate of death.	

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75. According to Anthroposophy, a person can meet with the Initiate who speaks of the outer world and what human souls have done in their life before birth and in past earthly lives.	Exhibit "A" to Huber Dec., page 39
76. According to Anthroposophy, stars are but outward manifestations of Spirit-beings.	Exhibit "A" to Huber Dec., page 55
77. According to Anthroposophy, a man's Karma lives multiple times on earth.	Exhibit "A" to Huber Dec., page 63
78. According to Anthroposophy, Michael's mission is "to bring into human etheric bodies the forces through which the thought-shadows may regain life."	Exhibit "A" to Huber Dec., page 69
79. According to Anthroposophy, gods fulfill what the impulses of their natures inspire, and are satisfied in this their activity.	Exhibit "A" to Huber Dec., page 76
80. According to Anthroposophy, Michael is a member of the hierarchy of the Archangeloi and receives his impressions with the aid of the Beings of the Angeloi-hierarchy.	Exhibit "A" to Huber Dec., page 93

<p>1 81. According to Anthroposophy, Michael and  2 man owe their origin to the Divine-Spiritual  3 Powers. Ahriman, however, is a Being who  4 long, long ago severed himself from the  5 stream of evolution to which those Divine-  6 Spiritual Powers belong.</p>	<p>Exhibit "A" to Huber Dec., page 97</p>
<p>8 82. According to Anthroposophy, a day will  9 come when a whole new world will be  10 revealed.</p>	<p>Exhibit "C" to Huber Dec., page 29</p>
<p>12 83. According to Anthroposophy, the soul  13 should not turn a deaf ear to the awakening  14 calls of the Spirit within it.</p>	<p>Exhibit "A" to Huber Dec., page 21</p>
<p>16 84. According to Anthroposophy, we listen to  17 the voices that speak within us and inwardly  18 associate with the spiritual world.</p>	<p>Exhibit "C" to Huber Dec., page 33</p>
<p>19 85. According to Anthroposophy, spiritual  20 beings have their jurisdiction in the  21 elements of earth, water, air, and fire.</p>	<p>Exhibit "B" to Huber Dec., page 35</p>
<p>23 86. According to Anthroposophy, the forces of  24 nature are not realities, but <i>maya</i>, imprints  25 of the nature spirits working behind the  26 world of sense.</p>	<p>Exhibit "B" to Huber Dec., page 46</p>



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87. According to Anthroposophy, offspring of beings of the third hierarchy provide service to nature. We recognize certain of these beings as water and air spirits.	Exhibit "B" to Huber Dec., page 66
88. According to Anthroposophy, hierarchical beings from each of the three hierarchies have offspring which come to work in the kingdom of nature.	Exhibit "B" to Huber Dec., page 78
89. According to Anthroposophy, if we ascend above the seraphim we come to the Highest Trinity of the Cosmic Being.	Exhibit "B" to Huber Dec., pages 95-96
90. According to Anthroposophy, angels have no life of their own - their own life is manifestation for the whole world.	Exhibit "B" to Huber Dec., page 100
91. According to Anthroposophy, Luciferic beings of the third hierarchy did not wish to be filled with the spirit. They wanted independent spiritual life.	Exhibit "B" to Huber Dec., page 103
92. According to Anthroposophy, before our earth became earth it was in a Moon-condition; before it was Moon it was in a Sun-condition.	Exhibit "B" to Huber Dec., page 151

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93. According to Anthroposophy, the individual who became Buddha was able to begin to be inspired by the spirit of motion enthroned in Mercury.	Exhibit “B” to Huber Dec., pages 173-174
94. Anthroposophy adopts an explanation of the evolution of man based on the activities of the zodiac.	Exhibit “B” to Huber Dec., pages 166-167
95. According to Anthroposophy, zodiacal forces have worked together to differentiate the seven original groups of the animal kingdom so that the whole multiplicity of our animal forms on the earth arose from the fact that the forces of the planets are actually the abode of the group souls, the group I’s of animals, and that these beings fulfill their tasks from these centers.	Exhibit “B” to Huber Dec., page 167
96. According to Anthroposophy, in considering the planetary system, we must separate the <u>kingdom of Ahriman</u> from that of <u>Lucifer</u> .	Exhibit “B” to Huber Dec., page 115

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<p>97. According to Anthroposophy, comets carry away “noxious luciferic evils” out of the planetary system.</p>	<p>Exhibit “B” to Huber Dec., pages 134-135</p>
<p>98. According to Anthroposophy, the chief individual human races were able to come about as a result of the luciferic spirits working down from various planets and differentiated the human form all over the earth.</p>	<p>Exhibit “B” to Huber Dec., page 170</p>
<p>99. According to Anthroposophy, spiritual beings who remain behind at an earlier stage are rebels in the cosmos.</p>	<p>Exhibit “B” to Huber Dec., page 194</p>
<p>100. According to Anthroposophy, Lucifer can only appear to us symbolically, in a <i>maya</i>, shining down from the moon, because the sunlight is reflected.</p>	<p>Exhibit “B” to Huber Dec., page 199</p>
<p>101. According to Anthroposophy, Lucifer or the luciferic spirits are, and must be, active everywhere, and they illumine the starry world of the normal spirits of wisdom.</p>	<p>Exhibit “B” to Huber Dec., page 205</p>

<p>1 102. According to Anthroposophy, a human  2 being is in love with his parents already  3 before he comes down into earthly life.  4</p>	<p>Exhibit "F" to Huber Dec., page 82</p>
<p>5 103. According to Anthroposophy,  6 Anthroposophy explains the relationship of  7 karma to a person's likes and dislikes.  8</p>	<p>Exhibit "F" to Huber Dec., pages 86-89</p>
<p>9 104. According to Anthroposophy, the task  10 of a school is to bring to unfoldment in the  11 human being what he has brought with him  12 from spiritual worlds into this physical life  13 on earth.  14</p>	<p>Exhibit "F" to Huber Dec., Pages 80-81</p>
<p>15 105. According to Anthroposophy, <u>during</u>  16 <u>sleep, a teacher meets his or her class in the</u>  17 <u>spiritual world, along with their angels and</u>  18 <u>other hierarchical beings.</u>  19</p>	<p>Exhibit "E" to Huber Dec., p. 7; Deposition of  Caitlan Rose Cawley, dated March 25, 2004  ("Cawley Dep."), p. 88:12-24; Staley Dep.,  pages 115:22 – 116:3</p>
<p>20 106. According to Anthroposophy, teachers  21 can get help from their angels.  22</p>	<p>Staley Dep., p. 113:3-15</p>
<p>23 107. According to Anthroposophy, before  24 earthly conception, the yet-to-be-born soul  25 approaches the Gate of Birth, and there  26 views a tableau of the life to come.  27</p>	<p>Exhibit "E" to Huber Dec., page 23</p>

1	108. According to Anthroposophy, children	Exhibit “E” to Huber Dec., page 23
2	choose their families with the express aim	
3	of having an hereditary disposition to the	
4	karmic challenges they need to face.	
5		
6	109. According to Anthroposophy, the	Exhibit “A” to Huber Dec., page 49
7	Goetheanum was intended to be the	
8	“necessary centre of anthroposophical	
9	work.”	
10		
11	110. According to Anthroposophy, the planet	Exhibit “B” to Huber Dec., page 120
12	would be still if only beings up to the rank	
13	of the spirits of wisdom were active.	
14		
15	111. According to Anthroposophy, seraphim,	Exhibit “B” to Huber Dec., pages 117, 121-122
16	cherubim, thrones, and spirits work on earth	
17	and on other planets, such as Mars.	
18		
19	112. According to Anthroposophy, a child	Exhibit “E” to Huber Dec., page 26
20	should be able to offer what he has learned	
21	to the Hierarchies.	
22		
23	113. According to Anthroposophy, children	Exhibit “E” to Huber Dec., page 32-33
24	find their own way to Waldorf schools.	
25		
26	114. <u>According to Anthroposophy, Waldorf</u>	Exhibit “E” to Huber Dec., pages 45-46
27	<u>education is inextricably tied to</u>	
28	<u>Anthroposophy.</u>	

1	115. Rudolph Steiner College was founded in	Exhibit "I" to Huber Dec., page 1
2	to teach, support, and promote	
3	Anthroposophy.	
4		
5	116. David E. Taylor is the chief	Deposition of David E. Taylor, dated March 17,
6	administrative officer of the Twin Ridges	2004 ("Taylor Dep."), p. 6:11-17
7	Elementary School District ("TRESA").	
8		
9	117. The job description of the chief	Taylor Dep., p. 6:12-13
10	administrative officer is to provide	
11	oversight to the school district.	
12		
13	118. David Taylor is in his seventh year as	Taylor Dep., p. 7:11
14	superintendent of TRESA.	
15		
16	119. Charter schools in TRESA are	Taylor Dep., p. 9:4-7
17	dependent charter schools, meaning their	
18	employees are employees of TRESA.	
19		
20	120. TRESA provides supervision over	Taylor Dep., p. 10:9-12
21	curriculum to determine whether it is	
22	appropriate or not.	
23		
24	121. According to Superintendent Taylor and	Taylor Dep., p. 12:15-21; Exhibit "I" to the
25	George Hoffecker's 1999 declaration,	Declaration of George Hoffecker in Support of
26	George Hoffecker was hired to make sure	Motion for Summary Judgment, dated May 4,
27	that the public Waldorf schools presented	1999 ("Hoffecker Dec."), p. 1:25
28	only secular education.	

1	122. George Hoffecker testified in "his 2004	Hoffecker Dep., page 88:1-12
2	deposition that he did not have the	
3	responsibility of determining whether or not	
4	there was any religious component to	
5	Waldorf education, and he is not aware of	
6	anyone having that responsibility.	
7		
8	123. George Hoffecker is known as a master	See Exhibit "G" to Huber Dec.
9	Waldorf teacher.	
10		
11	124. Teachers in TRESA attend courses at	Taylor Dep., p. 14:8-18
12	Rudolph Steiner College.	
13	125. TRESA pays for teachers to attend	Taylor Dep., p. 14, ll. 20-21
14	classes at Rudolph Steiner College.	
15		
16	126. TRESA charter schools receive revenue	Taylor Dep., p. 17:21, 18:17
17	limit and federal funds.	
18	127. As superintendent of the TRESA, David	Taylor Dep., p. 14:16-18, p. 15:22-25
19	Taylor is unfamiliar with the types of	
20	courses TRESA teachers are attending at	
21	Rudolph Steiner College.	
22		
23	128. As superintendent of the TRESA, David	Taylor Dep., p. 14-15:3
24	Taylor is unfamiliar with how much money	
25	is being spent to send TRESA teachers to	
26	courses at Rudolph Steiner College.	
27		
28		

1	129. As superintendent of the TRES D, David	Taylor Dep., p. 15:13-21
2	Taylor is unfamiliar with the types of	
3	courses offered at Rudolph Steiner College.	
4		
5	130. As superintendent of the TRES D, David	Taylor Dep., p. 16: 1-12
6	Taylor is unfamiliar with books used in	
7	Rudolph Steiner College’s Foundation Year	
8	Course for Waldorf school teachers.	
9		
10	131. As superintendent of the TRES D, David	Taylor Dep., p. 17:1-20
11	Taylor is unfamiliar with the Advent Spiral,	
12	celebrated by Yuba River Charter school	
13	teachers and students outside school hours.	
14		
15	132. As superintendent of the TRES D, David	Taylor Dep., p. 21:5-22; Deposition of Lee B.
16	Taylor is unfamiliar with the “Waldorf	Pope, dated March 18, 2004 (“Pope Dep.”), p.
17	Parenting Handbook,” by Lois Cusick,	58:23 – 59:13; See also Exhibit “E” to the
18	distributed by Yuba River Charter school.	Declaration of Deborah Snell, filed May 21,
19		1999 (“Snell Dec.”)
20	133. As superintendent of the TRES D, David	Taylor Dep., p. 22:15-18
21	Taylor is unfamiliar with the “Waldorf	
22	Teacher’s Survival Guide,” by Eugene	
23	Schwartz.	
24		
25	134. As superintendent of the TRES D, David	Taylor Dep., p. 22:18-19
26	Taylor is unfamiliar with Anthroposophy in	
27	general.	
28		



1	135. Caitlan Cawley attended Rudolph	Deposition of Caitlan Rose Cawley, dated
2	Steiner College and used a number of	March 25, 2004 ("Cawley Dep."), p. 14:22-17:4
3	Anthroposophical texts.	
4		
5	136. Rudolph Steiner College does not	Cawley Dep., p. 47:25-49:9
6	differentiate between teacher credentials for	
7	public school and private school teachers.	
8		
9	137. Rudolph Steiner College teaches about	Cawley Dep., p. 61:10
10	Lucifer.	
11		
12	138. Rudolph Steiner College teaches that	Cawley Dep., p. 62:11
13	Lucifer is light.	
14		
15	139. Rudolph Steiner College teaches that	Cawley Dep., p. 62:23-24
16	Lucifer can take a person away from	
17	whatever he or she is doing.	
18		
19	140. According to Anthroposophy, most of	Exhibit "E" to Huber Dec., page 54
20	that which contributes to our work as	
21	teachers, preparation work, artistic work,	
22	even meditative work, is under the	
23	guardianship of Lucifer.	
24		
25	141. Rudolph Steiner College teaches about	Cawley Dep., p. 63:23-25
26	Ahriman.	
27		
28		

<p>1 142. The <u>Waldorf Teacher's Survival Guide</u>,  2 by Eugene Schwartz, states that intentions  3 are made in the spiritual world in the night,  4 and Ms. Cawley agreed with this assertion.  5</p>	<p>Cawley Dep., p. 66:7-23</p>
<p>6 143. The <u>Waldorf Teacher's Survival Guide</u>,  7 by Eugene Schwartz, states that a teacher  8 meets his class in the spiritual world and  9 joins them to meet with angels and other  10 hierarchical beings, and this statement was  11 agreed to by Ms. Cawley.  12</p>	<p>Cawley Dep., p. 68:6-20; p. 69: 12-14</p>
<p>13 144. Anthroposophy teaches about a change  14 that occurs in a person every seven years.  15</p>	<p>Cawley Dep., p. 78:9-24</p>
<p>16 145. Anthroposophy teaches that it is  17 important to meditate and to meditate on  18 students.  19</p>	<p>Cawley Dep., p. 84:20 – p. 85:1</p>
<p>20 146. Caitlin Cawley understands there to be a  21 spiritual aspect to meditation.  22</p>	<p>Cawley Dep., p. 86:2-7</p>
<p>23 147. Rudolph Steiner College teaches that a  24 child's spiritual part is active in his or her  25 sleep, and that a person's soul leaves the  26 body during sleep.  27  28</p>	<p>Cawley Dep., p. 87:18-21; Staley Dep., p.  113:16-18</p>

1 2 3 4 5	148. Rudolph Steiner College teaches that children have help from their angels during their sleep and this assists them in learning their school lessons.	Cawley Dep., p. 87:18 - p. 88:4
6 7 8 9	149. A child's meeting with his or her angels during sleep makes a teacher's lesson more effective.	Cawley Dep., p. 88:25 - p. 89:14
10 11 12	150. According to Rudolph Steiner, a person's life force is ready for thinking and reading when his or her teeth have changed.	Staley Dep., p. 118:8 – 119:5
13 14 15 16	151. Rudolph Steiner College was formerly known as the Center for Anthroposophical Studies.	Deposition of Karen Ruth Giesler, dated March 17, 2004 ("Giesler Dep."), p. 9:9-14
17 18 19 20	152. Betty Staley was the director of the Foundations Studies program at Rudolph Steiner College.	Deposition of Betty Staley, Volume 1 ("Staley Dep."), p. 7:16-17
21 22 23 24 25 26	153. The Foundation Program at Rudolph Steiner College is the basic introduction to anthroposophy for those people who plan to get a Waldorf diploma or teach in a Waldorf school.	Staley Dep., p. 7:16-20

1	154. The view of a child that permeates a	Staley Dep., p. 25:21-23
2	Waldorf school includes the spiritual	
3	dimension.	
4		
5	155. There used to be a course at Rudolph	Exhibit "2" to Staley Dep.
6	Steiner College exclusively for public	
7	school teachers.	
8		
9	156. Public Waldorf schools typically hire	Giesler Dep., p. 22:17 - p. 18:3; Deposition of
10	teachers from private Waldorf schools.	Carol Fegte, dated March 17, 2004 ("Fegte
11		Dep."), pp. 60-61; Deposition of Sally Romer,
12		dated April 1, 2004 ("Romer Dep."), p. 8:19 -
13		9:5
14	157. Yuba River Charter School teachers and	Giesler Dep., p. 29:11-22
15	students attended an Advent Spiral.	
16		
17	158. The Association of Waldorf Schools of	Giesler Dep., p. 32:18 - p. 33:12
18	North America ("AWSNA") approach to	
19	Waldorf education is inappropriate for	
20	public education.	
21		
22	159. Waldorf is a "way." It is not merely a	Giesler Dep., p. 34:4-11
23	curriculum or method.	
24		
25	160. Rudolph Steiner College does not	Deposition of Carol H. Nimick, dated March
26	differentiate in what it teaches to those who	18, 2004 ("Nimick Dep."), p. 20:7-11
27	are becoming private school teachers and	
28	those who are becoming public school	
	teachers.	

<p>1 161. Yuba River Charter School had a</p> <p>2 committee that drafted “Anthroposophy and</p> <p>3 Waldorf Education,” a one-page document.</p> <p>4 This document was created to explain to</p> <p>5 parents what Anthroposophy is. In this</p> <p>6 document is the statement that</p> <p>7 “anthroposophy is also used in a general</p> <p>8 way to refer to the underlying philosophy</p> <p>9 upon which all of Rudolph Steiner’s</p> <p>10 teachings are based - that man as a spiritual</p> <p>11 being is capable by his own efforts of</p> <p>12 evolving into higher and higher states of</p> <p>13 consciousness.</p> <p>14</p> <p>15</p> <p>16</p>	<p>Deposition of Lee B. Pope, dated March 18,</p> <p>2004 (“Pope Dep.”), p. 44:24 - p. 45:18; See</p> <p>Exhibit “1” to Pope Dep.; Pope Dep., p. 46:7-9,</p> <p>p. 47:24 - p. 48:4</p>
<p>17 162. The Waldorf curriculum and</p> <p>18 methodology can be viewed as a child of</p> <p>19 anthroposophy.</p> <p>20</p>	<p>Pope Dep., p. 52:14-18; Exhibit “1” to Pope</p> <p>Dep.</p>
<p>21 163. Some teachers hired by the Twin Ridges</p> <p>22 School District were asked about</p> <p>23 Anthroposophy in the hiring process.</p>	<p>Pope Dep., p. 57:13 - p. 58:8</p>
<p>24 164. The <u>Waldorf Parenting Handbook</u> was</p> <p>25 distributed by Twin Ridges Elementary</p> <p>26 school. The handbook contains significant</p> <p>27 Anthroposophical concepts.</p> <p>28</p>	<p>Pope Dep., p. 58:21 - p. 59:13; Snell Dec., p</p> <p>3:10-17</p>

1	165. Rudolph Steiner College does not	Fegte Dep., p. 11-12
2	differentiate between training for public	
3	school and private school teachers.	
4		
5	166. Courses at Rudolph Steiner College are	Fegte Dep., p. 19:16-17; p. 21:21 - p. 22:1
6	not designed specifically for public school	
7	teachers. The same courses are offered to	
8	both public and private school teachers.	
9		
10	167. Public school teachers attend annual	Fegte Dep., pp. 27-29
11	mentor teachers meetings at Rudolph	
12	Steiner College, where they are mentored	
13	by teachers from AWSNA.	
14		
15	168. Even when Anthroposophical texts are	Fegte Dep., pp. 41-42; p. 43:11-13
16	not studied in courses, teachers read them as	
17	a result of recommendations from Rudolph	
18	Steiner College.	
19		
20	169. Yuba River Charter School has done at	Fegte Dep., p. 66:2-3
21	least one Advent Spiral on campus.	
22		
23	170. Yuba River Charter School teachers	Fegte Dep., p. 67:10-16
24	have festivals, such as the Advent Spiral,	
25	off-campus with their students.	
26		
27	171. Advent Spirals are religious in nature.	Fegte Dep., p. 68:13-16
28		

1 2 3 4	172. Private Waldorf schools do things that would not be appropriate if done in public schools.	Fegte Dep., p. 69:5-10, p. 70:7-11
5 6 7	173. Eurythmy is taught in private Waldorf schools, but may need to be done differently to be appropriate in public schools.	Fegte Dep., p. 75:10-12; p. 76:7-12
8 9 10	174. During Waldorf teacher training there are discussions about Lucifer.	Fegte Dep., p. 82:11-20
11 12 13	175. Courses at Rudolph Steiner College teach about Lucifer and Ahriman as part of the certificate program.	Fegte Dep., pp. 82-83
14 15 16 17	176. Public Waldorf school teachers teach their students to thank the earth and sun for their gifts.	Romer Dep., p. 30: 9-10, p. 31:8-10, Exhibit 2

18  
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20  
21 Dated: July 25, 2004

RESPECTFULLY SUBMITTED BY THE LAW  
OFFICES OF SCOTT M. KENDALL

22  
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24  
25 BY: JONATHAN P. HUBER,  
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