

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 09 CV 00309 MSK-KMT

SUZANNE SHELL  
Plaintiff

v.

AMERICAN FAMILY RIGHTS ASSOCIATION, et al.

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HENDERSON OPPOSITION TO PLAINTIFF'S DOCUMENT #282

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I swear before God all I say is true and factual.

**COMES NOW**, Defendant Leonard Henderson in opposition to **#282- PLAINTIFF'S RESPONSE TO DEFENDANT KIEFER'S MOTION TO DISMISS [#247]**

**Plaintiff Shell states in her paragraph 1-**

*"I want the record to reflect that the defendants have attempted to redefine the issues in this case by virtue of their overreaching false claims and the irrelevant, redundant, immaterial, impertinent, and scandalous matters submitted to this Court in support of their claims. This case is about the claims in my complaint, and the defendants have strayed far beyond those issue and attempted to argue matters far outside the scope of this complaint, and even address the merits which is premature at this stage."*

Defendant Henderson wishes for the record to reflect that said "defendants" are not attorneys. As non-attorneys, the putative "defendants" appear here against our will to answer for imaginary wrongs alleged by Shell. As non-attorneys, we have nothing to present in our defense but **THE TRUTH**. As non-attorneys, it seems that it would look rather silly for us to try to play attorney by copy-and-pasting caselaw.

It is dumb-founding to Henderson that making the record with **THE TRUTH** in our defense is to "*redefine the issues*". It is dumb-founding to Henderson how blithely Shell discards as "false claims", the reams of **EVIDENCE** submitted by the defendants revealing **THE TRUTH**, much of it being quotes of Shell's own words.

It is dumb-founding to Henderson that Shell tries to minimize and spin our **EVIDENCE of THE TRUTH** as "*irrelevant, redundant, immaterial, impertinent, and scandalous matters*".

Henderson hastens to point out to the court that the defendants are NOT making "claims". It is the Plaintiff Shell who is making the "claims". The defendants are defending themselves with the Truth in the Record.

Shell wants to make this case about her "claims" and her "facts". Henderson is dumb-founded that answering those "claims" and disproving her "facts" with **EVIDENCE and THE TRUTH** has "*strayed far beyond those issue and attempted to argue matters far outside the scope of this complaint, and even address the merits which is premature at this stage.*"

Henderson, being a non-attorney, sees Shell's "complaint" as an assembly of case law cites that Shell has copied and pasted from her previous several frivolous and vexatious lawsuits, which she carelessly tosses at whomever Shell wishes to victimize or punish next.

Henderson, being a non-attorney sees Shell's mode of operation as citing a pile of case law and then proclaiming "***They did it!***". Slater in his motions referred to this as "*conclusory statements*", which being a attorney, he did cite from case law.

Henderson, being a non-attorney is laboring under the impression that **THE TRUTH** is never out of the scope of answering a "complaint", and Henderson believes there are no other "merits" that matter other than **THE TRUTH**.

In Shell's paragraph 1a, Henderson finds Shell's choice of words to be rather revealing of her mind-set.

Far from imagining that I am "man-handling" this court, I present each new filing with great humility and trepidation, for I wonder how much more of this the court is going to tolerate. If the court's patience should expire, I would rather not be the one who tendered the "last straw".

Rather, it does look very much like it is Shell herself who is "man handling" the court and it appears to Henderson that Shell appears quite imperious in her assertions.

Certainly, as the putative "Plaintiff", Shell does define the "issues" in her "complaint". Shell is quite assertive that any actual facts or truth is immaterial- she insists the court HAS to believe her. Just like a mendacious child that runs to mommy with the story first, thinks her version is the one mommy is going to believe.

As the putative “defendants”, we can only provide a defense. Shell has referred to her filings as a “clinical practice”, which we might suppose refers to her practice of law. This seems to be heavily dependent on case law cites, and **really light on the facts and truth part.**

Since the defendants have supplied a mountain of **EVIDENCE of THE TRUTH**, we can certainly see why Shell would really like to see **THE TRUTH** stricken from the record. **THE TRUTH** makes Shell's entire fabrication totally implausible.

In paragraph 5, Shell talks about her AFRA membership-agency-liability thing. Since Shell was a co-founder of AFRA, who participated in setting all this stuff up, it seems rather disingenuous for Shell to now fabricate an exploit. I have looked back over the AFRA materials about membership, and honestly do not see how anybody could supply enough boilerplate that Shell could not find some way to weasel around it for her nefarious purposes.

In Shell's Document 282-2, titled **PLAINTIFF'S AFFIDAVIT IN SUPPORT OF RESPONSE TO DEFENDANT KIEFER'S MOTION TO DISMISS AND QUASH**, Shell makes a dumb-founding admission in paragraph 17-

*“Kiefer was a primary participant in the sabotage of the agreement between me and then- President of AFRA, Greg Hession, which would have resulted, among other things, in the page from **my web site** known as the “Bad Advocates” consumer advisory page being removed from publication.”*

Henderson hastens to point out that Henderson specifically told Hession that negotiation with Shell was pointless, (Doc #95, ¶ 105-106) and the removal of Shell's slanderous and libelous “Bad Advocate List” seems a strange thing to NEGOTIATE.

Henderson also wishes to point out to the court that this is Shell's shocking **FIRST ADMISSION** that the “Bad Advocates List” is hers. If the court can refer back to the telephone conference on May 21, 2009, the court can hear **Shell PERJURE HERSELF** by telling the Magistrate something to the effect that *“I have no control over the Bad Advocate List. It's not mine. The Editors operate it”.*

Henderson wishes the record to show that Shell herself drew “first blood” by publishing her slanderous and libelous “Bad Advocate List” in 2003 because she insisted that she was owner and **THE BOSS** of all things “family advocacy”-

*“I do expect that his vision won't sabotage my work and that he isn't claiming he represents me or the practice of family advocacy. If he does make such claims, I will probably have something to say about that and will undoubtedly exercise **my free speech and freedom of the press rights**” (See Exhibit 1).*

**Everything that has happened since 2003 between Shell and numerous people was their response to that "Bad Advocate List", which interactions Shell used to ENTRAP them for the purpose of eventually filing this lawsuit.**

**All statements herein are truthful, sworn testimony, before God, as stated.**

RESPECTFULLY SUBMITTED, August 26, 2009



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James Leonard Henderson, Sui Juris  
4773 Salmon River Hwy Otis, OR 97368

## Exhibit 1

<http://groups.yahoo.com/group/FamilyRightsAdvocacyIMPROVEMENTProject/message/4121>

Sun Oct 7, 2007 12:14 pm

Message #4121 of 5027

Suzanne Shell <dsshell@...>

suzanne.shell

Re: [FamilyRightsAdvocacyIMPROVEMENTProject] How it looks from outside the Goldfish Bowl

I am not convinced he does advocate the same agenda I advocate - in fact, I'm sure he doesn't. He hasn't made his complete agenda clear. And Greg, go listen to his Title IV E speeches on Youtube. . .he doesn't even understand what he's talking about. I do not disparage his work with his church. He has admitted he does not do advocacy. This is about advocacy. If he is expanding into this realm, and does so without the requisite experience, knowledge and skill, why would anyone expect that those with experience, knowledge and skill should overlook his deficiencies? Clint Eastwood said it best, "A man's gotta know his limitations."

Kudos to Ron for his work in his ministry. But wake up and smell the three day old fish. . . he's a neophyte intent upon recreating the Leonard/AFRA/Tower model - which is experiencing a major crash and burn right now - and he's doing it in the family advocacy goldfish bowl. I opposed that model four years ago, and left to pursue my own model. When Leonard attempted for FORCE his model on me, I resisted and predicted this outcome. I haven't changed my mind.

I will remind you that I did nothing to sabotage Ron's Rally. I will do nothing to sabotage his work, but I do not agree with validity of his goal. **I do expect that his vision won't sabotage my work and that he isn't claiming he represents me or the practice of family advocacy. If he does make such claims, I will probably have something to say about that and will undoubtedly exercise my free speech and freedom of the press rights** in that endeavor, but I will still not interfere with his work. If you get nothing else from my responses to you Greg, get this. . .I'm not trying to change anybody's mind about anything. I am merely pointing out some logical conclusions or comon reactions or potential outcomes based on what I observe. I don't even consider it doing anyone a favor. I am merely stating my opinion based on the bigger picture, which the reader is free to accept, ignore or discard.

**Now, Bluntly, I argued with Leonard about this exact same crap three years ago. He should have shut up and stopped trying to pressure me to convert to his viewpoint. All I ever wanted was to pursue my lawful and beneficial occupation. When AFRA sabotaged that, nobody - not Leonard, not you, not anybody except a few who also became targets - stepped up to stop them. I had to do what I could do without help from almost everyone, thankyouverymuch. I have just been proved right about everything I said about AFRA. AFRA should have left me alone to do my work and they could have used it permissively instead of stealing it. I'm not going to have this argument again.**

Let's get this mess cleaned up once and for all. Let's not recreate an obviously failed model lest I be compelled to very publicly point out that the CPS reformers are no smarter than the CPS child savers who have likewise refused to clean up the dismal failure that is the foster care model. There are obviously malicious, evil, disturbed, abusive and unstable people who get involved in this issue. AFRA was obviously a safe haven for them. AFRA's leadership is obviously infested with them. We know how to screen them out of positions of leadership, trust and authority. If AFRA wants to retain any control over it's own organization, then AFRA had better do it and get on with the important work. NOW!

Or don't. . . and I will be forced to finish the job I started. Bill, you weenie, and the rest of the BOD, turn AFRA back over to Greg and get the hell out of his way so he can get the job done right. You made such public fools of yourselves, you have abused the trust of your membership and clients, you FAILED to protect vulnerable consumers from the predators you KNEW were in your ranks . . . you should all resign and disappear or I will publicly rub your nose in it even more. I'm not done with what I have to expose, yet.

Suzanne

Gregory A. Hession wrote:

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> Has anyone considered how it looks to Minister Ron Smith from  
> outside the goldfish bowl that is Family Rights Advocacy Improvement  
> Project, or the one of AFRA? Has anyone considered that maybe the  
> gentleman has a life, a ministry at which he has been successful that  
> doesn't revolve around this one, associates who are not part of this  
> group, plans which transcend our vision, and people at the ready to work  
> with him to bring that vision into reality.

>

> Has anyone considered that he just may pull it off, and treated him  
> with the respect due to such a one who has organized something far  
> beyond and outside the goldfish bowl which may help to accomplish the  
> very same agenda which we advocate. Ever hear the term, "Not invented  
> here", to describe the disdain that people heap on leaders who have a  
> vision, when they weren't consulted about it.

>

> Minister Smith is no pawn. As he said, that presumes he's in the  
> goldfish bowl, wondering how he got used and abused. He is not in that  
> bowl, and he has not fallen into the trap of viewing the world through  
> such a myopic lens. Let's all broaden our view of things, and see if  
> we can be part of a larger coalition to bring about the desperately  
> needed changes, without worrying about who gets the credit.

>

> GAH

## Certificate of Service

I hereby certify that on the 26th day of August, 2009, I caused a true and correct copy of this **OPPOSITION TO PLAINTIFF'S DOCUMENT #282** to be served to-

AFRA – via e-mail to William O. Tower	Anne and William O. Tower – via e-mail
Dee Contreras -via email	Susan Adams Jackson – via e-mail
Cletus Kiefer – PO Box 52, St. Charles, MO 63301	Families at Risk Defense Alliance – via United States Mail to PO Box 52, St. Charles, MO 63301
Francine Renee Cygan – 329 Cornell Ave., Apt. D, Villa Park, IL 60181	Mark Cygan – 329 Cornell Ave., Apt. D, Villa Park, IL 60181
Illinois Family Advocacy Coalition – c/o Renee Cygan	Dorothy Kernaghan-Baez – via e-mail
Georgia Family Rights, Inc. – via e-mail	Dennis Hinger – via e-mail
National Association of Family Advocates via e-mail	Aimee Dutkiewicz – 40 Landry St., #2, Bristol, CT 06010
Thomas Dutkiewicz – by e-mail	Connecticut DCF Watch – by e-mail
William Wiseman – via e-mail	Wiseman Studios – via e-mail
Ann Durand – via e-mail	Brenda Swallow – via e-mail
Kathy Tilley – 800 Gibson Dr., #322, Roseville, CA 95676	Randall Blair – via e-mail
Lloyd Phillips – 14220 SW 29 Court, Ft. Lauderdale, FL 33330	Ringo Kamens – via e-mail
Cheryl Barnes – via e-mail to Daniel Slater, Esq.	CPS Watch, Inc. – via e-mail
Desere' Clabo aka Howard – via e-mail to Daniel Slater, Esq.	Sarah Thompson – via e-mail to Daniel Slater, Esq.

and upon the Plaintiff, Suzanne Shell, via U.S. Mail

Suzanne Shell  
14053 Eastonville Rd.  
Elbert, CO 80106

Dated: August 26, 2009



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Otis, OR 97368