

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

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PAUL J. SULLA, JR., an)
individual, and PAUL J.)
SULLA, III, an)
individual,)

Plaintiffs,)

vs.)

LEONARD G. HOROWITZ, an)
individual; SHERRI KANE,)
an individual; et al.,)

Defendants,)

and)

LEONARD G. HOROWITZ, an)
individual; SHERRI KANE,)
an individual,)

Defendants/
Counterclaimants,)

vs.)

PAUL J. SULLA, JR.;)
PAUL J. SULLA, III;)
HERBERT M. RITKE, an)
individual; et al.,)

Counterclaim)
Defendants/Third-)
Party Defendants.)

CIVIL NO. 12-1-417

PARTIAL TRANSCRIPT OF
PROCEEDINGS HELD ON
JANUARY 4, 2013

TESTIMONY OF
PAUL J. SULLA III

PARTIAL TRANSCRIPT OF PROCEEDINGS

before the Honorable Elizabeth Strance, Judge,
Fourth Division, presiding, on January 4, 2013.

1. GOOGLE, INC.'S MOTION TO STRIKE SEPTEMBER 7,
2012 ADDENDUM TO DEFENDANTS' SUPPLEMENTAL ANSWER
CONTAINING COUNTERCLAIM AND TO QUASH SEPTEMBER 7,
2012 SUMMONS AS TO GOOGLE, INC.

2. MOTION TO DISMISS COMPLAINT FOR FRAUD UPON THE
COURT AND FOR FAILURE TO JOIN INDISPENSABLE PARTIES

3. PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

4. MOTION TO JOIN THIRD-PARTY DEFENDANTS

5. MOTION TO ARREST PAUL SULLA, JR., AND JASON
HESTER, UNDER RULE 64(B) FOR FRAUD UPON THREE COURTS
AND MULTIPLE VIOLATIONS OF STATE AND FEDERAL
STATUTES

6. CHIEF DISCIPLINARY COUNSEL JANET HUNT'S MOTION
TO DISMISS WITH PREJUDICE OR, IN THE ALTERNATIVE,
FOR SUMMARY JUDGMENT

7. MOTION TO STRIKE APPELLANT HOROWITZ'S OPPOSITION
TO PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION AND
PROPOSED RULE 64 ARREST ORDER FOR FRAUD UPON THE
COURT

8. THIRD-PARTY DEFENDANTS GARY VICTOR DUBIN,
BENJAMIN R. BROWER, AND DUBIN LAW OFFICES'
SUBSTANTIVE JOINDER IN: 1, THIRD-PARTY DEFENDANT
COUNTY OF HAWAII, STATE OF HAWAII'S FIRST AMENDED
MOTION TO DISMISS, FILED OCTOBER 11, 2012; 2, THIRD-
PARTY DEFENDANT STEWART TITLE GUARANTY COMPANY'S
MOTION TO DISMISS OR, IN THE ALTERNATIVE, TO STRIKE,
FILED DECEMBER 3, 2012; AND 3, GOOGLE, INC.'S MOTION
TO STRIKE, FILED OCTOBER 10, 2012

REPORTED BY: JULIE SORENSON, CSR 148
Official Court Reporter
State of Hawaii

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1 JANUARY 4, 2013 - PARTIAL TRANSCRIPT

2 (The prior proceedings were reported
3 but were not transcribed herein.)

4 --o0o--

5 MR. HOROWITZ: I would like to call as
6 my first witness Paul Sulla III.

7 MS. KANE: And then I will ask him
8 questions.

9 THE COURT: Mr. Sulla III, please step
10 forward, stand next to the witness box, raise your
11 right hand, prepare to take the oath to answer
12 truthfully questions that are asked of you.

13 MR. SULLA III: Where am I standing?

14 THE COURT: Up here.

15 MR. SULLA III: Right here?

16 THE COURT: Please raise your right hand.

17 PAUL J. SULLA III

18 called as a witness by and on behalf of the
19 Defendants/Counterclaimants, having been first duly
20 sworn to tell the truth, the whole truth, and
21 nothing but the truth, was examined and testified
22 as follows:

23 THE CLERK: Thank you. You may be seated.

24 THE COURT: Please be seated.

25 Mr. Horowitz.

1 MR. HOROWITZ: Just to be clear, your
2 Honor: Will Ms. Kane be given an opportunity also
3 to examine the witness?

4 THE COURT: Right. But I'm not -- you can
5 ask questions, and when you're finished asking
6 questions, she can ask questions, and then Mr. Sulla
7 can cross-examine.

8 MR. HOROWITZ: Okay. Thank you. Yes.

9 DIRECT EXAMINATION

10 BY MR. HOROWITZ:

11 Q. Hi. Please state your name for the Court,
12 please.

13 THE COURT: And I'm going to have you ask
14 questions from the podium.

15 MR. HOROWITZ: Oh, okay.

16 THE COURT: If you have a document that
17 you want the witness to consider, you should have
18 prepared an exhibit list and that document be made
19 part of the record.

20 MS. KANE: Actually, everything's already
21 in the file, your Honor. That's what they're
22 claiming is false. It's already been submitted to
23 the Court as evidence, as exhibits in evidence.

24 THE COURT: There haven't been exhibits
25 submitted in evidence.

1 This is an evidentiary hearing. And if
2 you're going to ask the Court to take some sort of
3 judicial notice of a filing, then you need to direct
4 the Court to the document; and then you need to
5 prepare an exhibit list --

6 MS. KANE: Okay, we have an exhibit list --

7 THE COURT: Excuse me.

8 -- so that that exhibit is clearly marked
9 as part of the file for this motion.

10 MR. HOROWITZ: Your Honor, I'm going to
11 pull some exhibits out of what we've filed.

12 And I also want to bring the Court's
13 attention to the fact that we filed, in correcting
14 the Court, please, most respectfully -- the table of
15 contents is in this large filing, along with the
16 case laws and the citations, so that -- I can give
17 that, if you want me to. I'll be happy to.

18 But let me just pull a couple of these
19 documents.

20 I'd like to give the Court this public
21 record that is printed off of the internet from a
22 paid internet search of the names Paul Sulla Jr. and
23 Paul Sulla III. And I'd like to enter this into
24 evidence and ask some questions with regard to this
25 evidence, your Honor.

1 THE COURT: Have you showed that to
2 Mr. Sulla?

3 MR. SULLA: Your Honor, I've been handed
4 three pages -- unless I'm getting more.

5 MR. HOROWITZ: Here's more.

6 MR. SULLA: Oh, a lot more.

7 THE COURT: What I'm going to do is --
8 it's unfair to Mr. Sulla to not have him be provided
9 notice of what exhibits you're intending to use.
10 We're going to take a break for ten minutes. I want
11 you to show Mr. Sulla every single exhibit that
12 you're intending to offer as part of this hearing.

13 I'm going to provide you with a blank
14 exhibit list, which you are directed to prepare; and
15 when we come back from the break, you can submit
16 that to the Court. Okay?

17 The Court stands in recess. We'll stand
18 in recess until 2 o'clock.

19 And then for the parties who I've granted
20 your motions, I think that disposes of you as
21 parties. You are not required to stay for hearing
22 on this preliminary injunction.

23 MS. CHUN: Very well, your Honor. Thank
24 you.

25 THE COURT: The Court stands in recess.

1 (A recess was taken.)

2 THE CLERK: Calling Civil Case
3 No. CC 12-1-417. Paul J. Sulla, Jr., et al., versus
4 Leonard Horowitz, et al.

5 THE COURT: Thank you.

6 The record will reflect the presence of
7 Mr. Horowitz, Ms. Kane, and Mr. Sulla.

8 And Mr. Sulla, Jr., shall retake the
9 witness stand.

10 MR. SULLA: It's "III," your Honor.

11 THE COURT: "III," yes. Thank you.

12 Please retake the stand. You're still
13 under oath.

14 THE WITNESS: Oh, good.

15 THE COURT: Mr. Horowitz, please proceed.
16 Mr. Horowitz, are you ready to proceed?

17 MR. HOROWITZ: Just about, your Honor. I
18 apologize.

19 Your Honor, did you want me to give this
20 to Mr. Sulla as we continue?

21 THE COURT: Well, normally he would be
22 provided copies of whatever exhibits you are
23 planning to admit so that he could have seen them.

24 MR. HOROWITZ: Well, here is -- so this is
25 the public records of the Sullas on the internet,

1 and Mr. Sulla has seen these previously.

2 MS. KANE: Yeah, we e-mailed it to him in
3 our --

4 THE COURT: Excuse me. Ms. Kane, you may
5 not speak. Mr. Horowitz is the presenting witness
6 at this time, and I'm not going to be having you tag
7 team.

8 MR. SULLA: Your Honor, they've shown me
9 this -- they handed me these documents, which appear
10 to be copies of things, but I -- there's no founda-
11 tion for this, your Honor, and I'm questioning
12 relevance also. So I'd object to this being --

13 THE COURT: It's not being admitted right
14 now.

15 MR. SULLA: I understand.

16 THE COURT: It's being shown to you. And
17 I'll address it as --

18 MR. SULLA: I don't know how --

19 THE COURT: Excuse me. Excuse me.

20 We have a court reporter. Only one person
21 can speak at a time.

22 I'll address admissibility at the time
23 that the document is offered. If you have some
24 other objection to it being used now, then please
25 state it.

1 MR. SULLA: I'm just trying to understand
2 the pages that are loosely given to me here.
3 There's four, five -- four -- seven pages, double-
4 sided.

5 THE COURT: And what is the source of the
6 document?

7 MR. HOROWITZ: This is a paid-for search
8 on the internet by PeopleSmart. It's a background
9 report on the identities of individuals Paul Sulla
10 Jr. and Paul Sulla III.

11 THE COURT: Proceed.

12 Q. (By Mr. Horowitz) Mr. Sulla, may I call
13 you "Paul," I guess? Is that the name you'd like to
14 be called?

15 A. Sure.

16 Q. Okay. Paul, have you ever done an
17 internet search on your name, Paul J. Sulla III?

18 A. Like a Google search? Yes.

19 Q. And does your name exclusively come up?

20 A. No. Sometimes I see those web sites that
21 you've done, so those come up.

22 Q. But in terms of other Paul J. Sullas, are
23 there any other Paul J. Sullas, III's or Jr.'s,
24 other than you or your father?

25 A. I'm not sure about that. I haven't done

1 any extensive searches like that, no.

2 Q. Can you take a look at this document here,
3 because this is a paid-for document. Do you see
4 "Paul J. Sulla III" on those documents anywhere?

5 A. Well, it would probably take me a little
6 while --

7 MR. SULLA: Objection, your Honor.

8 A. -- to search through all these different
9 documents that you just gave me.

10 THE COURT: Excuse me.

11 Objection?

12 MR. SULLA: Again, there's no foundation
13 for these papers that he's handing to him. I don't
14 know what he's supposed to be looking at.

15 The question -- the question's relevance
16 as to what he's -- how this bears at all upon the
17 defamation claim and the motion for preliminary
18 injunction, I have -- no connection to that.

19 THE COURT: Mr. Horowitz, the relevance?

20 MR. HOROWITZ: Yeah. The relevance is
21 that there's clearly a confusion initially on who
22 Mr. Sulla III is, whether he existed at all. The
23 complaint deals with the confusion that we have
24 defamed both the Sullas. And the existence of this
25 individual, according to the internet, is extremely

1 obscure. And even if one pays for an identification
2 of an individual other than Paul Sulla Jr., one
3 doesn't find him.

4 It's also relevant because of clinical
5 psychologist. It's claimed that this is hurting his
6 practice. There's no advertisements. If there was
7 an association of this individual with a clinical
8 practice of psychology, it would be listed in the
9 public records. There's no advertisements. There's
10 not even -- this person is really kind of, like,
11 virtually nonexistent.

12 THE COURT: I'm going to sustain the
13 objection, because there's been no foundation laid
14 regarding the sourcing of this document, the
15 accuracy of this document. So the Court would be
16 unable to assess its import in this case without
17 that foundation laid. So sustained.

18 And you can retrieve the exhibit from the
19 witness.

20 MR. HOROWITZ: So you -- excuse me, your
21 Honor. Do you identify this as Paul Sulla --

22 THE COURT: I've sustained an objection
23 regarding the use of that document.

24 MR. HOROWITZ: Your Honor, I'm concerned,
25 because, again, this is a document that shows that

1 they're mixed-up identities. It's very clear.

2 THE COURT: But you've laid no foundation
3 regarding that document or the import of that
4 document. And anybody can find anything on the
5 internet or pay for a lot of things on the internet.
6 And this Court's not going to attribute value to a
7 source of a document that you haven't established as
8 having value.

9 Q. (By Mr. Horowitz) Paul, do you have a
10 practice in clinical psychology?

11 A. No.

12 Q. Do you advertise your practice anywhere?

13 A. Do I advertise what?

14 Q. Do you advertise your clinical practice of
15 psychology anywhere?

16 A. No, not at this time.

17 Q. And have you read the complaint that you
18 filed?

19 A. I did, yes.

20 Q. You did? Did you sign -- is that your
21 signatures on those complaints?

22 A. Yes, that's my signature. I signed it.

23 Q. So you signed that you were a clinical
24 psychologist; is that right?

25 A. No, I didn't sign that I was a clinical

1 psychologist. I signed under my name, that I'm
2 Paul J. Sulla III.

3 Q. Well, the allegation in that complaint is
4 that you are a practicing clinical psychologist.

5 MR. SULLA: Objection, your Honor. He's
6 arguing something from the complaint, but he hasn't
7 pointed out where that is in the complaint.

8 THE COURT: Which paragraph of the
9 complaint? Other than -- if there's something more
10 than paragraph 2, if you would note that for the --

11 MR. SULLA: Paragraph 2, I guess it is.

12 MS. KANE: Is this the one?

13 MR. HOROWITZ: Yes.

14 MS. KANE: Here. Here.

15 MR. HOROWITZ: Thank you.

16 Your Honor, paragraph 2. So it says,
17 quote, Sulla III has obtained two master's degrees
18 in psychology and is working as a clinical psycholo-
19 gist.

20 Q. (By Mr. Horowitz). So, Paul, if you're --
21 are you working as a clinical psychologist, as it
22 states here?

23 A. I'm trying to elaborate on that, what I
24 actually do. Do you wanna know my profession, is
25 that what you're asking?

1 Q. No. I'm asking you what it states here in
2 the complaint, that you're working as a clinical
3 psychologist.

4 A. I'm working in the field of clinical
5 psychology. I'm working in the field of clinical
6 psychology.

7 MS. KANE: What about this one?

8 Q. (By Mr. Horowitz) So would you say that
9 this is an accurate statement, that you're working
10 as a clinical psychologist?

11 A. I would say that there -- it is not
12 phrased completely correctly, probably.

13 Q. What's wrong with it?

14 A. I'm a marriage and family therapist, so
15 it's in the field of clinical psychology. I have a
16 master's degree in clinical counseling. Right?

17 Q. Are you aware of any laws in the state of
18 Hawaii with regard to making a statement that you're
19 a clinical psychologist, working as a clinical
20 psychologist?

21 A. Yes.

22 Q. And what are those laws?

23 A. I do not have anything to cite at this
24 time of any laws. I don't know if --

25 Q. Is it legal or is it illegal at this time

1 for you, without a license, to be claiming that
2 you're working as a clinical psychologist?

3 MR. SULLA: Objection, your Honor. I
4 don't know if he would know that answer.

5 THE COURT: Legal versus illegal.
6 Sustained.

7 THE WITNESS: All right.

8 Q. (By Mr. Horowitz) Well, if you can --
9 well, you've already established that you are not
10 working as a clinical psychologist and that that is
11 an inaccuracy in the filing.

12 A. I don't see how it's relevant to any of
13 what's inside the filing.

14 MR. HOROWITZ: Your Honor, I -- relevance
15 with regard to omitting, neglecting, deceiving.

16 THE COURT: I think you can move on.
17 You've established that the witness is not a
18 clinical psychologist, and the witness has provided
19 an explanation for what he does.

20 MR. HOROWITZ: Well, this is -- you've
21 seen that before, I'm sure.

22 MR. SULLA: I don't -- you know, there's
23 no list here, so I don't really know what he's going
24 to come up with next, your Honor. But I object to
25 this report also as -- the basis that there's no

1 foundation for this --

2 THE COURT: What is the document --

3 MR. SULLA: -- next exhibit he's intending
4 to use.

5 MR. HOROWITZ: This is a document
6 entitled, "Identifying Spiritual Content in Reports
7 from Ayahuasca Sessions," coauthored by --

8 Q. (By Mr. Horowitz) Do you also go by the
9 name of Joseph Sulla?

10 A. That's my middle name.

11 Q. Do you recognize the title of this
12 article?

13 THE WITNESS: Are we submitting this
14 article? Am I answering this or -- I'm just
15 wondering.

16 THE COURT: The witness will answer the
17 question.

18 THE WITNESS: Okay. Thank you.

19 A. Yes. That article I coauthored with
20 Stanley Krippner in -- what year was that? It was a
21 long time ago. In the nineties, I believe. Right?

22 Q. (By Mr. Horowitz) That's correct.

23 MR. HOROWITZ: So, your Honor, I'd like to
24 submit this as evidence of what type of clinical
25 psychology practice Paul Sulla engages in.

1 MR. SULLA: Objection, your Honor. The
2 relevance of this matter, of a writing that was done
3 maybe ten years ago, does not have any bearing on
4 the intention of what he's intending to have it
5 submitted for.

6 THE COURT: What's the relevance?

7 MR. HOROWITZ: Oh, the relevance is
8 because of the extent of the clinical practice of
9 working in the field of family therapy or
10 psychology, as he stated, has intimate connections
11 to the use of pharmaceutical psychotropic drugs.
12 And I'd like to establish the fact that he has, you
13 know, coauthored with the most esteemed researcher
14 in the field in that area.

15 MR. SULLA: Your Honor, again, object for
16 relevance. This is a matter of defamation. He's
17 using this article to defame and not to assert any
18 truth in this matter. It has no bearing on any
19 crime or anything that supports any of the claims
20 that he's made here in his web page.

21 MR. HOROWITZ: Your Honor, if I might make
22 a comment on that.

23 THE COURT: Well, what paragraph of the
24 complaint -- Mr. Sulla has listed in the complaint a
25 whole list of alleged defamatory statements --

1 MR. HOROWITZ: That's correct, your Honor,
2 and there are none.

3 THE COURT: Let me finish.

4 MR. HOROWITZ: Oh, sorry.

5 THE COURT: You're claiming that there is
6 relevance to that article. Which paragraph and
7 allegation does the article go to?

8 MR. HOROWITZ: This has a relevance to,
9 certainly, the one connecting to the Central
10 Intelligence Agency.

11 THE COURT: That would be paragraphs 27
12 and 28?

13 MR. HOROWITZ: And let me -- and that with
14 regard to the aspect of the defamation, alleged
15 defamation, it has to do with the commercial
16 operations of an ayahuasca church in North Hilo.
17 It deals specifically with much of the alleged
18 defamation. In our defense, we're simply telling
19 the truth with regard to what type of clinical
20 psychology practice Mr. Sulla engages in.

21 THE COURT: I'm looking, Mr. Sulla, at the
22 complaint. I don't see what the specific allega-
23 tions of defamation are against Paul Sulla III.

24 MR. SULLA: Well, your Honor, if you
25 follow the web page, it gets confusing as to -- he

1 does confuse us and claims that my son is my alter
2 ego, and then goes on to defame Paul Sulla III,
3 which comes up in --

4 MR. HOROWITZ: Excuse me, your Honor.

5 THE COURT: Excuse me.

6 MR. SULLA: But the CIA cult experiments
7 is really where my son began to surface. This was
8 an evolving web page. It's been going on now for
9 two -- almost two years.

10 THE COURT: I understand --

11 MR. SULLA: And he --

12 THE COURT: Excuse me.

13 MR. SULLA: Sorry.

14 THE COURT: I'm asking you which paragraph
15 in your complaint are alleging defamation against
16 your son, because as I look through the complaint,
17 they're all involving you.

18 MR. SULLA: That's correct, your Honor.
19 However, as I allege in paragraph 45, that basically
20 using me as either my son's name, claiming he's my
21 alter ego -- and all this defamation, et cetera, has
22 an effect of defaming my son in that same way,
23 because it's his formal name. So in paragraph 45 is
24 where I set forth --

25 THE COURT: So you subsume the specific

1 allegations of defamation against you as being
2 attributable to being made against your son in
3 paragraph 45.

4 MR. SULLA: Yes, your Honor.

5 THE COURT: Objection is overruled.

6 Mr. Horowitz, you may proceed.

7 MR. HOROWITZ: Thank you, your Honor.

8 Q. (By Mr. Horowitz) So the practice of
9 psychology family therapy that you're allegedly
10 engaged in, where does that take place?

11 A. That takes place at Lokahi Treatment
12 Center, which is a nonprofit organization. We do --
13 it has several offices. I work in Honokaa and Hilo.

14 Q. And do you prescribe any pharmaceuticals
15 at those places?

16 A. No.

17 Q. Do you use ayahuasca yourself?

18 MR. SULLA: Objection, your Honor.
19 Relevance.

20 MR. HOROWITZ: Well, the relevance is
21 that --

22 MR. SULLA: It's only being used to cast
23 aspersion on the witness, and there's no relevance
24 to the defamation here.

25 THE COURT: I don't even know what you're

1 talking about, so I'm going to sustain the objection
2 as lack of foundation, and then I can go from there.

3 Q. (By Mr. Horowitz) So you don't prescribe
4 pharmaceuticals for your clients at that location?

5 A. At that location or any other location.

6 Q. Well, what about this location, as you
7 wrote in this article?

8 MR. SULLA: Objection, your Honor. I
9 don't know how that's a question that he can
10 answer --

11 MR. HOROWITZ: Well, it --

12 MR. SULLA: -- by the way it's phrased.

13 THE COURT: Sustained.

14 MR. HOROWITZ: Okay. Let me see if I can
15 rephrase it.

16 Q. (By Mr. Horowitz) In this article you
17 cite about a community experiment using ayahuasca.
18 And for the Court's understanding, can you explain
19 what "ayahuasca" is?

20 A. "Ayahuasca" is one term for a medicine, a
21 plant-based antigen, that has been used for
22 thousands of years by several tribes in the Amazon
23 Basin for healing and divination and religious use.

24 Q. Are you a minister?

25 A. What?

1 Q. Are you a minister? Are you a church
2 minister?

3 A. No, I am not a minister. I don't have a
4 ministerial license or anything of the sort.

5 Q. So when you did this experiment with
6 Dr. Krippner, what capacity were you where you were
7 engaged in this work?

8 A. What experiment are you referring to? I
9 don't remember --

10 Q. The one that you --

11 A. -- ever doing any experiments with
12 Dr. Krippner.

13 Q. Would you like me to give this one to
14 you?

15 MR. SULLA: Objection, your Honor. He's
16 badgering the witness, your Honor. He's character-
17 izing this as an experiment, and the witness
18 testifies there's no experiment.

19 THE COURT: There's no --

20 MR. SULLA: In fact, the --

21 THE COURT: Excuse me.

22 MR. SULLA: Sorry.

23 THE COURT: I'm sustaining the objection
24 on lack of foundation and with respect to the
25 witness's familiarity with the article.

1 MR. HOROWITZ: Well taken, your Honor.
2 Thank you.

3 Q. (By Mr. Horowitz) What was this -- can
4 you explain to the Court what this article was
5 really for? What was the subject matter of this
6 article and the purpose of this article?

7 A. You want to know the background of this
8 article? Okay. Well, I did extensive field studies
9 in the Amazon and wrote about them, while I was in
10 UH Hilo, as part of my final report, my final
11 research paper. I wrote about my experiences in the
12 jungle. And I, at the same time, met Dr. Krippner.
13 This turned into my master's thesis for my first
14 master's. You could, you know -- so about my
15 research in Brazil with these healers in the Amazon
16 jungle, which Stanley Krippner saw. And he wanted
17 to -- he thought it was an important writing, and he
18 wanted to do a publication together. So he put
19 together most of this publication, using some of my
20 research, and put me on as a coauthor.

21 Q. And this is a psychoactive formula that is
22 manufactured? How is it manufactured?

23 MR. SULLA: Objection, your Honor.
24 Relevance regarding -- we're going into something
25 that is basically -- he has before him in his

1 article explaining it. There's no relevance to the
2 defamation issues that are before the Court relative
3 to what makes up ayahuasca.

4 THE COURT: Overruled.

5 Q. (By Mr. Horowitz) With regard to the --

6 MR. HOROWITZ: That was overruled, your
7 Honor?

8 THE COURT: Yes.

9 MR. HOROWITZ: Thank you.

10 Q. (By Mr. Horowitz) With regard to the
11 contents for use, as you mentioned, for spiritual or
12 religious purposes, you said, this plant or this
13 formula ayahuasca, what does it do and what does it
14 contain?

15 A. What does it do and what does it contain?
16 What does it do and what does it contain -- that's a
17 very general question. I'm not sure exactly how you
18 want me to answer that.

19 Q. Okay. Well, just: What are the effects
20 of ayahuasca and what is the primary ingredient that
21 causes the effects?

22 A. There are a couple different ingredients
23 that cause effects.

24 What does it do? I would say that -- you
25 know, there's different ways of looking at what it

1 does. It gets people more in tune with yourself.
2 You know, like, certain substances people do to
3 escape from their problems or to go away. This
4 is something that will make you work on your own
5 issues.

6 Some people would call it a hallucinogen,
7 but many people say it is not a hallucinogen. I
8 agree with the latter people, because it does not
9 cause any hallucinations. It causes introspection
10 and healing. It has purgative effects. It's been
11 used for healing, is mostly what it's been used for
12 throughout history.

13 Q. Just briefly, because I don't want to take
14 up too much more time on this: You recognize the
15 name "DMT" or the letters "DMT"?

16 A. Mm-hmm.

17 Q. And can you tell the Court whether or not
18 that is an ingredient, even a primary ingredient, in
19 ayahuasca?

20 A. I wouldn't say it is an ingredient. It
21 is found inside the drink as one of the constituent
22 chemicals you can find, just as it's found in almost
23 every plant. It's found in your own brain, if you
24 study your own brain. So I wouldn't say -- it's
25 nothing like smoking DMT or using DMT; no, it's

1 nothing like that.

2 Q. Well, is that a controlled narcotic, to
3 your knowledge?

4 A. The substance DMT is, yes.

5 Q. And is that substance in ayahuasca brews?

6 A. Well, is that substance inside my head? I
7 mean, so am I illegal? It doesn't -- I don't think
8 that's --

9 Q. I didn't ask you whether it's in your
10 head. I asked you whether it's in the brews that
11 you recommend with Dr. Krippner here and apparently
12 use.

13 A. I don't believe I've ever recommended
14 anything with Dr. Krippner. But, yes, it is a
15 substance that is part of the constituents of that.
16 I would say, very strongly, that is very different
17 than the substance DMT itself, the one that is
18 scheduled as a substance, controlled substance.

19 Q. All right. Thank you. So I think that is
20 all I have for you, Paul. Thank you so much.

21 MR. HOROWITZ: Sherri, would you like to --

22 MS. KANE: Yeah, I can ask a question.

23 DIRECT EXAMINATION

24 BY MS. KANE:

25 Q. I wanted to go back to the confusion of

1 the names. If you look on "breg," which is a Hawaii
2 government site, basically if you do a search for
3 the names "Paul J. Sulla" as a business, it comes
4 out to attorney-at-law, which is Mr. Sulla. And
5 Mr. Sulla, your father, actually claimed you are a
6 clinical psychologist. He never made any clearance
7 that you were --

8 THE COURT: Ms. Kane, are you testifying
9 or asking --

10 MR. SULLA: That's what I was going to
11 ask. Object, your Honor.

12 Q. (By Ms. Kane) Okay. So are you aware
13 that Mr. Sulla signed your name to that first
14 document stating you were a clinical psychologist?

15 A. He didn't sign my name. I signed my own
16 name. And when I looked at it with him, I said,
17 "Just so you are clear" -- and I talked to my
18 father -- "I am not a clinical psychologist. You
19 realize that."

20 And he said, "Yes, I know, but that's not
21 relevant. But that is -- I'm saying you're in the
22 field of clinical psychology. I'm not saying you
23 are a clinical psychologist."

24 And so we said it was okay and signed
25 that.

1 Q. Have you ever seen me or Leonard before?
2 Dr. Horowitz. Have you ever seen either one of us
3 or even spoken to us or -- even on the telephone?

4 A. I've seen you in these crazy videos that
5 you've been putting up.

6 Q. Okay. But you've never seen -- I don't
7 know which videos you're referring to. But have you
8 seen me or Dr. Horowitz?

9 A. In person? No. This is the first --

10 Q. Have you ever spoken to us on the phone?

11 A. Myself? I have not, no.

12 Q. Have you ever exchanged any e-mails with
13 us?

14 A. No.

15 Q. So we've never had any communication with
16 you.

17 A. Directly? No.

18 Q. Okay. So is it safe to say that maybe we
19 didn't even know you existed?

20 A. Well, following your, like, blog that's
21 defaming my family, it's been said very clearly that
22 you thought that my dad had some alter ego and he
23 was using another name. And then right on there you
24 said, Oh, now we've discovered that he actually has
25 a son; and you started making all these accusations

1 about me and making up these stories about me.

2 So, very clearly, from your on-line blog,
3 you were very clearly differentiating us, after at
4 first confusing us and trying to accuse my father
5 of, like, making me up as a, you know, fantasy or
6 something.

7 Q. Okay. So when it was brought to our
8 attention that he had a son, we corrected that on
9 our web site immediately, realizing that he did have
10 a son with the exact same name. Is that safe to
11 say?

12 A. Yes, you corrected it and said that now he
13 has a son and now we're going to attack the son too.

14 Q. Okay. Exactly what are those attacks?

15 A. Well, there are false --

16 Q. About you.

17 A. -- accusations --

18 Q. About you. Specifically --

19 A. -- about me --

20 Q. -- about you.

21 A. -- saying that I was involved in some CIA
22 experiments.

23 There's been some other ones saying that
24 I'm in -- because of my other job, which I work --
25 just to be clear, I have two jobs right now. I work

1 for Lokahi Treatment Center as an anger management
2 therapist and doing assessments and whatnot. I also
3 work for Space Age Publishing Company in the
4 International Lunar Observatory Association in
5 Kamuela, Hawaii, which I've worked for five years,
6 where we do publications about astronomy and astro-
7 nautics. I write on this blog and work for this man
8 who's into this.

9 So because of my association with them,
10 there's been things written that I have some,
11 like -- something with weaponry and NASA, and that
12 I'm involved with the CIA because of Stanley
13 Krippner. So those things have been accusations
14 that have been falsely made about me. There's other
15 ones on there as well.

16 And then the main thing that came up was
17 that my boss, in August, got a phone call from these
18 two individuals right here, where they made lots of
19 really serious accusations about my person, who I am,
20 and about my father, trying to, you know, tell my
21 boss that, you know, I'm a bad person, I shouldn't
22 be working there, and all this stuff.

23 If I was only working there for a year or
24 less, it's very likely my boss would have gotten
25 scared away and been like -- and just fired me right

1 there. But instead, he said, "Wow, I've never
2 gotten such a crazy phone call in my life. These
3 people obviously sound like they have mental or
4 psychological problems or something. I know my" --
5 you know, me, the person -- "my employee, that I've
6 worked with for five years, as an upstanding citizen,
7 reliable, good employee." And so he stood up for me
8 with them. But he was so freaked out --

9 MS. KANE: Objection.

10 Q. (By Ms. Kane) Where's your evidence to
11 that?

12 A. Where is my evidence to that?

13 Q. Yes. You're making --

14 THE COURT: Excuse me.

15 MR. SULLA: Objection. You're taking --

16 THE COURT: You're asking questions --

17 A. You're going to object for me -- my answer
18 to your question?

19 MS. KANE: Well, I mean, he's saying these
20 claims, but he's not presenting any evidence. He's
21 saying that we called his work and did these things.
22 Where are -- where's the evidence to back that up?
23 I mean --

24 THE COURT: You're asking the question.

25 He's your witness. You can ask him questions.

1 MS. KANE: Okay. I'm sorry, your Honor.
2 I'm not an attorney. I --

3 THE COURT: I don't care.

4 MS. KANE: Okay. I'm sorry.

5 THE COURT: You are not going to stand
6 here and argue with witnesses. And if you're going
7 to come to court, you're going to learn the rules.

8 MS. KANE: Okay.

9 THE COURT: You folks have filed thousands
10 of pages of pleadings. You've done a lot of legal
11 research. It should have included what the rules of
12 court are and the rules of evidence and what the
13 expectations of you are going to be in court.

14 MS. KANE: Okay.

15 THE COURT: But you will be respectful to
16 witnesses in this court and you'll be respectful to
17 parties in this court.

18 MS. KANE: Yes, your Honor.

19 A. So all I was saying there was that was
20 the -- those were the main things where I've been
21 accused. I've been accused on-line by these crazy
22 accusations, which really just gets humorous,
23 because I don't see anybody would even believe them,
24 because they're just so outlandish.

25 And then you go and actually call my

1 employer and try to get him to, like, fire me, or
2 say some bad things about me and my family. And,
3 luckily, he's worked with me and he knows that I'm
4 an upstanding citizen, and so he did not do that.
5 But he said, "Keep these people away from me,
6 because they are obviously bad news and they
7 obviously have psychological problems. And I don't
8 want them involved with anybody around me, because
9 they obviously look like they're just trying to
10 create damage for you and everybody around you."

11 So that did put my career at risk.

12 Right now, no, I'm not a practicing
13 psychologist; but I have a degree in marriage and
14 family therapy, and I would like to create a career
15 in the field, and I'm actually actively starting to
16 do that. I'm starting with Lokahi.

17 But having this stuff on-line -- and I'm
18 just afraid to even put myself out there on any web
19 site. I want to put up a web site, because I am
20 going to start some practice to work with families,
21 you know, pro bono, until I get my license. But I'm
22 sure they're going to be attacking and, like, going
23 on my web site and stuff like this of what's going
24 on. So I feel threatened. I feel like I have been
25 attacked and defamed and accused and -- yeah. So

1 this has not been very enjoyable.

2 It's very nice to meet you, though. Thank
3 you.

4 Q. (By Ms. Kane) Okay. So you're claiming
5 that we called up your work, and you're saying that
6 we said all of these things. Do you have any
7 evidence of that to show to the Court?

8 A. If you would like me to, I can get a
9 written statement signed by my employer. I could
10 probably have it faxed to the Court right -- in five
11 minutes, if you'd like me to do that.

12 Q. That would be -- I guess it's up to the
13 Judge, but --

14 THE WITNESS: Do you want me -- I could do
15 that. Do you have a fax number? I could have it
16 faxed over right now.

17 THE COURT: We're proceeding with the
18 hearing that's --

19 MS. KANE: Okay.

20 THE WITNESS: No?

21 Q. (By Ms. Kane) So are you aware of
22 Dr. Krippner's CIA connections?

23 A. CIA connections?

24 Q. Yes.

25 A. I don't -- he has no CIA connections.

1 Q. Dr. Krippner. Actually, he works with the
2 CIA as a --

3 A. Okay. This is like fantasy on-line stuff,
4 if we're going to go into this realm.

5 I worked with Dr. Stanley Krippner. You
6 know, he says, like all these people, "You know,
7 there's this conspiracy theory about me out there."
8 But he's never said -- he's never worked for the
9 CIA, that I know of. No knowledge of that.

10 He works for Saybrook Graduate School and
11 Research Center, which is now -- that's what it was
12 when I went there, because he was the professor who
13 I worked with. He helped me with my dissertation.
14 Very well-respected in the field. The university
15 is now called Saybrook University. It's located in
16 San Francisco, California.

17 Does he work for the CIA? No. I have no
18 knowledge of that whatsoever.

19 Q. Okay. So are you aware that Saybrook is
20 where Timothy Leary and Alan Watts also did their
21 drug testing on LSD experiments?

22 A. No, Saybrook was not even formed when that
23 was going on. Actually, you're totally misinformed.
24 I don't see --

25 MR. HOROWITZ: Your Honor, may I --

1 A. -- any relevance to anything --

2 MR. HOROWITZ: -- may I just --

3 THE COURT: No.

4 A. It's just ludicrous.

5 Q. (By Ms. Kane) Okay. So Timothy Leary and
6 Alan Watts were at Harvard University, and Saybrook
7 has a special program for Alan Watts regarding LSD
8 experimentation. Alan Watts worked closely with
9 Stanley Krippner. And you are involved with Stanley
10 Krippner, who did ayahuasca experimentations.
11 Ayahuasca is --

12 THE COURT: Excuse me. Is there a
13 question somewhere --

14 A. -- did not do any ayahuasca experimenta-
15 tion.

16 Q. (By Ms. Kane) Is that correct?

17 A. No. None of that's correct. You're
18 totally off the wall with this, because he did not
19 do any ayahuasca experimentation, he didn't do this
20 and that.

21 He is a well-renowned expert in the field
22 of consciousness studies and alternative states of
23 reality and stuff like that. That's what --
24 Saybrook does have some people like that. He had
25 associations with those people in the sixties.

1 Those people happened to -- used to be also very
2 respected individuals too. There was, you know, Ram
3 Dass and all these other -- you know, Ralph Metzner.
4 These are well-respected scientists that he had
5 associations with. Because I've had associations
6 with well-respected scientists, if you want to bring
7 that up -- but I don't even call that defamation. I
8 call that -- that's positive advertising. Thanks
9 for that one. I like that one.

10 Q. Okay. So . . . All right. So I would
11 like to present -- I'll show it to Mr. Sulla first.
12 This is a paper by Stanley Krippner.

13 A. I don't see where we're going with
14 anything.

15 MR. SULLA: One, two, three, four --

16 MS. KANE: You just need to look at the
17 title of it.

18 MR. SULLA: The title of it?

19 I have six pages here, your Honor. I
20 don't have any idea where it came from, how it was
21 produced, and it has nothing to do with Paul Sulla
22 or Paul Sulla III.

23 MS. KANE: Well, it has to do with his
24 connection to Mr. Stanley Krippner, who he claimed
25 has no connections with Alan Watts, who -- Alan

1 Watts worked with the CIA. Stanley Krippner worked
2 with the CIA and drug experimentation in the sixties.

3 THE COURT: You're not bringing that in.
4 That's just way out there.

5 A. Stanley Krippner works with so many
6 students. I mean, he's a professor.

7 THE COURT: There's no question before you.

8 Q. (By Ms. Kane) So everything that we've
9 published, we have documentation about Stanley
10 Krippner --

11 THE COURT: Do you have a question?

12 MS. KANE: Yes, I do.

13 Q. (By Ms. Kane) I'm curious to know that --
14 you claimed that we made defamation against your
15 family. The only person that we know in your entire
16 family, or know of, is your father. And --

17 THE COURT: That's not a question.

18 Q. (By Ms. Kane) Is that -- is that correct?

19 A. What is the question?

20 MR. SULLA: Objection.

21 A. I don't hear a question.

22 Q. (By Ms. Kane) My question --

23 THE COURT: Excuse me. Sustained.

24 Q. (By Ms. Kane) Okay. My question to you
25 is: Where is the defamation?

1 A. Okay. So I repeat it again?

2 MR. SULLA: Asked and answered, your Honor.

3 A. It's on-line --

4 THE COURT: Excuse me.

5 THE WITNESS: All right.

6 THE COURT: Sustained.

7 Move on.

8 MS. KANE: Okay. So there is no defama-
9 tion.

10 THE COURT: No, that's -- I sustained the
11 question. The witness said -- the objection was
12 "asked and answered." I sustained --

13 Q. (By Ms. Kane) All right. Are you --

14 THE COURT: -- and you're testifying.

15 Q. (By Ms. Kane) Are you aware, Mr. Sulla,
16 that Leonard and I are investigative journalists?

17 A. No.

18 Q. Okay. Well, that's what we are, and so
19 I'm letting you know.

20 THE COURT: Excuse me. You are not --

21 MR. SULLA: Objection. She's testifying,
22 your Honor.

23 THE COURT: You can ask questions, but I'm
24 going to cut you off if you keep testifying.

25 Q. (By Ms. Kane) Okay. So are you aware of

1 our First Amendment rights?

2 THE COURT: That's testifying.

3 MR. SULLA: Objection, your Honor.

4 Q. (By Ms. Kane) I'm asking: Are you --

5 MR. SULLA: I don't believe he --

6 Q. (By Ms. Kane) -- aware of our --

7 MR. SULLA: -- has the background to
8 answer that question as it is --

9 THE COURT: Sustained.

10 MS. KANE: So he's not aware of it.

11 THE COURT: No, that's not what the record
12 reflects.

13 And I'm going to give you one more chance,
14 and you're going to sit down if you keep testifying.
15 This is not the trial. This is a preliminary injunc-
16 tion hearing. You may ask the witness questions.

17 MS. KANE: Okay. Well, then I have no
18 further questions, your Honor.

19 THE COURT: Okay. Thank you.

20 Mr. Sulla.

21 MR. SULLA: Yes, your Honor, just a few
22 questions.

23 CROSS-EXAMINATION

24 BY MR. SULLA:

25 Q. You attended Saybrook University?

1 A. Yes. At the time it was called Saybrook
2 Graduate and Research Center -- Graduate School and
3 Research Center.

4 Q. And was Stanley Krippner a professor at
5 that university?

6 A. Yes, he was a professor. He still is.

7 Q. You took courses with him?

8 A. I actually did not take any courses with
9 him.

10 Q. But you collaborated with him on this
11 article?

12 A. I collaborated with him on the article
13 before I got to the university. He advised me on my
14 master's thesis. That's about it.

15 Q. And so you testified you're a marriage and
16 family therapist, working towards licensure; is that
17 correct?

18 A. That's correct.

19 Q. Is that in the field of clinical
20 psychology?

21 A. In the broader field of clinical
22 psychology, yes.

23 MR. SULLA: Thank you.

24 THE COURT: Any redirect?

25 The witness may step down. Thank you.

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THE WITNESS: Thank you.
(The subsequent proceedings were reported
but not transcribed herein.)

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CERTIFICATE

STATE OF HAWAII)
) SS.
 COUNTY OF HAWAII)

I, JULIE SORENSON, CSR 148, an Official Court Reporter for the Third Circuit Court, State of Hawaii, hereby certify that the foregoing comprises a full, true, and correct transcription of my stenographic notes taken in the above-entitled cause.

Dated this 2nd day of July, 2014.



 JULIE SORENSON, CSR #148