

STATE OF MAINE
YORK, ss.

SUPERIOR COURT
CIVIL ACTION
DOCKET NO.

THE GENTLE WIND PROJECT,)
MARY MILLER, SHELLY MILLER,)
CAROL MILLER, JOAN CARREIRO,)
PAM RANHEIM, and JOHN MILLER)
)
Plaintiffs,)
v.)
)
JUDY GARVEY, JAMES F. BERGIN,)
and IAN MANDER)
)
Defendants.)

COMPLAINT

Plaintiffs The Gentle Wind Project, Mary Miller, Shelly Miller, Carol Miller, Joan Carreiro, Pam Ranheim and John Miller (“Plaintiffs”) complain against Defendants Judy Garvey, James F. Bergin and Ian Mander (“Defendants”) as follows:

NATURE OF THE ACTION

1. This action is brought by The Gentle Wind Project, a Maine nonprofit corporation dedicated to emotional and physical healing and well-being, as well as members of Gentle Wind’s staff, alleging that Defendants engaged (and continue to engage) in a smear campaign to destroy Gentle Wind’s reputation and ruin its ability to conduct its activities. Defendants have publicly accused Gentle Wind of being a mind-control cult whose products are “snake oil” at best, dangerous at worst; and have publicly accused the individual Plaintiffs of: being members and/or leaders of a mind-control cult; engaging in, subjecting others to, and/or themselves being subject to mind control; engaging in, subjecting others to, and/or themselves being subject to involuntary group sexual rituals;

engaging in, subjecting others to, and/or themselves being subject to extortion and/or coercion of individuals to donate money or things of value; engaging in or causing the abuse and/or neglect of children; intentionally misrepresenting the nature and/or effectiveness of Gentle Wind products for material gain; and engaging in or causing the misappropriation of Gentle Wind funds. These wild, scurrilous and utterly unfounded allegations have been published in Maine and have harmed Gentle Wind and the individual Plaintiffs in Maine, and Plaintiffs hereby seek compensatory, presumed and punitive damages and injunctive relief to remedy such harm and prevent further harm.

PARTIES

2. Plaintiff The Gentle Wind Project (“Gentle Wind”) is a Maine nonprofit corporation with a place of business in Kittery, Maine.
3. Plaintiff Mary Miller is a resident and citizen of Durham, New Hampshire. Mary Miller lived in Maine from 1984 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.
4. Plaintiff Shelly Miller is a resident and citizen of Durham, New Hampshire. Shelly Miller lived in Maine from 1983 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.
5. Plaintiff Carol Miller is a resident and citizen of Durham, New Hampshire. Carol Miller lived in Maine from 1983 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.
6. Plaintiff Joan Carreiro is a resident and citizen of Durham, New Hampshire. Joan Carreiro lived in Maine from 1983 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.

7. Plaintiff Pam Ranheim is a resident and citizen of Durham, New Hampshire. Pam Ranheim lived in Maine from 1983 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.
8. Plaintiff John Miller is a resident and citizen of Durham, New Hampshire. John Miller lived in Maine from 1983 to 1999, continues to have many friends and acquaintances in Maine, and travels to Maine frequently.
9. Defendant Judy Garvey (“Garvey”) is a resident and citizen of Blue Hill, Maine.
10. Defendant James F. Bergin (“Bergin”) is a resident and citizen of Blue Hill, Maine.
11. Upon information and belief, Defendant Ian Mander (“Mander”) is a resident and citizen of New Zealand.

GENERAL ALLEGATIONS

PLAINTIFFS

12. Plaintiff Gentle Wind is a nonprofit corporation dedicated to education and research aimed at alleviating human suffering and trauma. Gentle Wind pursues these goals by researching, developing and distributing healing instruments that it believes restore and regenerate the human energy field and contribute to human healing.
13. In connection with these activities, Gentle Wind maintains a web site, www.gentlewindproject.org, and conducts seminars throughout the world at which its principles and healing instruments are discussed.
14. Gentle Wind’s income comes entirely from donations. In return for donations, donors may receive a healing instrument. People wishing to use a healing instrument without making a donation may contact an instrument owner and use the instrument at no charge. Likewise, Gentle Wind has provided many healing instruments to people at no charge.

15. Gentle Wind has never publicly advertised its products.
16. Gentle Wind has a staff of individuals who research and develop healing instruments; run an Internet web site; process requests for instruments; process donations; field inquiries about Gentle Wind; and otherwise engage in Gentle Wind's day-to-day activities. Gentle Wind is not a "group," does not have "members," does not have a "leader," and does not recruit additional staff.
17. Gentle Wind does not consist of or espouse an all-encompassing belief system and does not have an agenda other than developing and promoting the use of its healing instruments.
18. Plaintiffs Mary Miller, Shelly Miller, Carol Miller, John Miller, Joan Carreiro and Pam Ranheim (the "Individual Plaintiffs") are, variously, employees, staff and/or directors of Gentle Wind.

GARVEY AND BERGIN

19. Garvey and Begin are married. For many years, Garvey and Bergin were involved with Gentle Wind in varying degrees. Among other things, Garvey made certain loans to Gentle Wind.
20. All involvement by Garvey and Bergin with Gentle Wind was at the election of Garvey and Bergin and not at the request of Gentle Wind or the Individual Plaintiffs.
21. In or about the autumn of 1999, Garvey asked to volunteer at the Kittery office of Gentle Wind. The arrangement was unsuccessful. Garvey was informed that the arrangement was not working and was informed that she was not needed at the Kittery location.
22. Subsequently, Garvey demanded immediate repayment of outstanding loans to Gentle Wind. By early summer of 2003 Gentle Wind had repaid all loans.

23. Around the same time that Garvey demanded immediate repayment, she made the false and defamatory statement in an October 16, 2002 electronic mail message to a third party named Cece Freeman that she and Bergin had been subject to an “elaborate mind control project” run by Gentle Wind, Plaintiff John Miller and Plaintiff Mary Miller. In that e-mail, Garvey also referred to her and Bergin’s Gentle Wind experience as being difficult on her sons, “as it is for other kids raised under the influence of such groups.”

The Garvey Report

24. In or about October 2003, Garvey authored, contributed to and/or edited a lengthy document (the “Garvey Report”) containing specific and repeated false and defamatory statements that Gentle Wind and the Individual Plaintiffs engaged in mind-control, coercive group sexual rituals, and abuse and neglect of children. The Garvey Report is attached as Exhibit A and is incorporated by reference herein.

25. The Garvey Report labels John Miller as “group founder,” John and Mary Miller as “group leaders”, and Plaintiffs Shelly Miller, Carol Miller, Joan Carreiro, and Pam Ranheim as “co-leaders.”

26. The Garvey Report contains, for purposes of illustration only, the following false and defamatory statements:

- “[T]he people, mostly women, in this group, take all commands from John Miller and the women living with him, responding to any request without question. If anything is questioned, the member doing this would be chastised, receiving information that they are causing chaos, that the ‘energy is negative,’ that their very presence is disruptive.”
- “In the experience of former members, the members are influenced by all of the usual cult tactics: fear of rejection, fear of loss of spiritual evolution, watching what happens to other members in the way of rewards and punishments, selection of friends, influencing of relationships outside the cult, easing people away from friends and family, spending time almost exclusively with other members, and so

on.

- “As in many cults, the sexual rituals were primarily used to enforce the power and control of the cult leader over the participants. By having members perform sexual acts that they normally wouldn’t do, and were contrary to their sense of self, the cult leader thereby assumed the ultimate control of the women’s minds and bodies. Power and control were the intent behind these rituals, not affection, love, or spiritual evolution, as they were represented. In this light, former members of the cult now can see that the leader perverted the sexual energy of the participants to his own abusive purposes.”
- “After counseling from therapists who work with former cult members and victims of sexual abuse and domestic violence, these members were able to tell their partners about what had happened in the cult, and then they began to understand the abuse that had been perpetrated by the cult leaders.”
- “In typical fashion, it seems that members were kicked out of the group, then were shunned after being rejected by the cult, then invited back in, and so on, in a continuous cycle. Thus, people became increasingly fearful about going against the norms.”
- “Members of Gentle Wind are fearful of expressing an opinion that differs from the cult leaders. If they are too independent, they can be kicked out of the cult.”
- “Personalities became suppressed as group members lost their individuality in order to conform to the norms of the group that were subtly put forth by the leaders and reinforced by each member.”
- “Members would quickly step over other members to move closer to the presumed benefits of proximity to the leaders.”
- “Some children raised by parents in the Gentle Wind group have reportedly suffered greatly in their development, after enduring a form of neglect while their parents were involved in the group’s work. Children of members have often undergone a rocky transition into young adulthood, leaving home early by choice or being turned out, and experimenting with drugs and alcohol. One mother lived in great fear that she would receive ‘spiritual information’ from the group leaders requiring her to give up her children, as others had already been advised to do this with their own children.”
- “The group leaders claim to be in constant contact with the ‘spirit world,’ and therefore can often give new ‘readings’ to members, ranging

from comments on world affairs to what kind of car to purchase to how members should raise their children. When these readings are happening, people's minds feel blank and they gratefully take in the information. The information received by former members was often devastating and very critical of members' behavior. Many times former members were given audiotapes of the channeled reading and they then listened over and over to the tapes. . . . This information was not subject to critical thinking by the members, and constructive criticism was simply not practiced or allowed."

- "Former members report that each couple that originally entered the group together was broken up by the leaders; parents were often separated from their children"

The Bergin Report

27. In or around December 2003, Bergin authored a lengthy document (the "Bergin Report")

containing specific and repeated false and defamatory statements that Gentle Wind and the Individual plaintiffs engaged in mind-control, coercive group sexual rituals, abuse and neglect of children, and improper solicitation and acceptance of financial contributions. The Bergin Report is attached as Exhibit B and is incorporated by reference herein.

28. The Bergin Report contains, for purposes of illustration only, the following false and defamatory statements:

- Gentle Wind "members will attempt to control this information . . . since, of necessity, they must always protect their many secrets in order to maintain the *mystical manipulation* that takes place for followers and potential recruits." (Emphasis original).
- "Had someone asked me early on whether I would submit to handing over a large part of my income and life's savings, give up a nurturing and valued relationship with my wife, take a back seat to seeing and parenting my children, sell the business I loved, and live in greatly reduced circumstances, I would have laughed at the idea. But, as I will describe here, the process was deceptively subtle, pervasive, and persistent."

- “After years of being an obedient follower, I began researching some of the literature about thought control . . . and also attended a conference . . . about cults and high-control groups around the world. What struck me was the universal similarity of these groups to Gentle Wind.”
- “[I]n an attempt to prove they are ‘not a cult,’ the [Gentle Wind] leaders compare themselves to the Jimmy Fund, Red Cross and many other reputable nonprofit groups. So, what is the difference between a high-control group or cult that distinguishes it from those types of organizations? For a start, in my experience, the Jimmy Fund is a nonprofit organization employing a staff, but, unlike GW, I don’t recall that they gave me ‘soul readings,’ or had sexual relations with my wife, in return for my contributions.”
- “In my seventeen years in GW, I never saw anyone question, or otherwise interrogate the information flowing from ‘Moe’ [Plaintiff Mary Miller] or ‘Tubby’ [Plaintiff John Miller]. If anyone even indicated dissent or challenge of the ideas, they could risk being ‘furloughed’ from the group temporarily, or permanently. . . . [I]t wasn’t until my recovery from nearly two decades of this devastating experience that I learned the true depths of the leader’s control, after my wife was finally able to tell me about the secret sexual rituals ‘engineered’ by John Miller and the women in his inner circle; passed off as the ‘energy’ to produce new ‘healing instruments.’”
- “Since my wife and I were both members of GW, one of the techniques used by high-control groups or cults to maintain influence over members was known to me: *controlling information*. . . . From my observation, the form this took in GW was to inoculate us from outside sources of information by consistently citing GW as the sole source of ‘correct’ information about the nature of reality.” (Emphasis original)
- “Years later, after leaving the GW group, my wife was recovered enough to tell me that during this time she was asked to participate in so-called ‘energy work’ -- a euphemism for the sexual rituals with ‘Tubby’ [Plaintiff John Miller] and the women followers surrounding him. She was told that the ‘spirit world’ expected to gain ‘new healing instruments’ as a result of her participation in the ‘energy work,’ and that participants should not have sexual relations with anyone outside of the group. For my wife, now fully converted, there was no self-discernible choice but to follow this ‘higher’ calling to assist in the project’s goals.”
- “The separation from spouses, friends, family, and identity is one of the most destructive manipulation tools used by high-control groups and cults. During my experience, I witnessed ties to families and friends

broken -- whether completely or partially through innuendos, or by direct suggestions from 'readings' about the negative effects of being around family or other non-GW people."

- "The extent of the group's thought adjustment on me is now very apparent when I consider that, until that point, my wife and I had always put the well being of our children first, and had provided a safe, loving environment for them. However, after nearly three years of involvement in the activities of the group, my perceptions were so greatly influenced by my GW-blurred vision, I could not see that my young children and wife were living in chaotic conditions, surrounded by bizarre behavior with people 'channeling soul readings' on a daily basis from the 'spirit world,' holding strange little pieces of plastic that were supposed to bring in 'healing energy' for various conditions."
- "As part of the 'honor' of being part of the secret circle involved in the 'energy work,' the women, including my wife, were told not to have sexual relations outside of the group, and to 'never tell anyone about this, since the world would not understand.'"
- "If my wife could have communicated to me about what 'energy work' was, it would have immediately become apparent to me that what was really being done to her, and the other women members of the group, was a 'spiritual' excuse to gain control over their sexuality and indoctrinate them, through elaborate and powerful rituals, deeper into the group, not to mention satisfying the sexual fantasies of the leader -- who was the centerpiece of these sexual rituals."
- Bergin's wife was "under the psychological domination and *mystical manipulation* of the group leaders. I was later to learn that this type of sexual exploitation is extremely common among these kinds of groups and 'is seen as the final step in objectification of the cult member by the authoritarian leader who is able to satisfy his needs through psychological manipulation leading to sexual exploitation.'" (Emphasis original).
- "[T]wo loans -- totaling \$205,000 -- were made to GW leaders by my wife . . . at the height of her complete subservience to the leaders. . . . My wife was under the spell of the GW belief system to the extent that she was completely reluctant to ask for the return of this money, and when she did, was overly cautious about being assertive with the leaders."
- "Ex-members of Gentle Wind, at least at the beginning of their recovery, often have persistent misgivings that some drastic fate will befall them, or that the leaders of Gentle Wind are aware of what they are doing or

thinking”

- “Children under the influence of parents that are controlled by such a group are doubly exposed to potential developmental difficulties. My children faithfully stood by me as I ‘allowed’ them to be taken into harm’s wayMy largest single regret about or involvement with the GW group is that we both exposed our children to a strange and gripping belief system that affected their father’s ability to fully participate in their growth and development”
- “In reading Robert J. Lifton’s landmark study of thought reform and the psychology of totalism . . . I began to understand the dynamics in all such groups that are used to control the way people think. . . . Lifton identifies features common to . . . expressions of mind control. What astonished me was how these criteria applied to the very special group (or so I had thought) that I had been part of -- the Gentle Wind Project.”
- “[T]he ‘healing instruments’ were . . . a form of ‘snake oil.’”
- “”[T]he liquidation of our personal assets made us very popular with the group leaders, who, unbeknownst to me, had started to make more requests of my generous wife for money to purchase a second home”
- “Later there were other solicitations for our money, including, eventually, a request to purchase yet another house -- a winter home in Florida. When my wife said no to this last request, we received a ‘reading’ together, reflecting on our attempts at that time to rebuild our relationship. We were informed that our thoughts about this were foolish and impossible, since ‘one-to-one relationships were energetically doomed to failure.’ We were also told that because of our ‘destructive’ relationship and parenting practices our children would eventually be ‘cycled back into animal life forms.’ This was, naturally, very devastating and, as usual, we blamed ourselves.”
- Garvey “continued to make substantial donations to the group each month, which the leaders used to help maintain their very comfortable lifestyle, purchase of the latest technology, furnishings, constantly updated computer and hobby equipment, and, combined with other ‘donations,’ Corvettes, BMW’s, and SUV’s. When the flow of our cash started to wane, so, it seemed, did the interest of our leaders.”
- “I began to realize that our personal resources were being drained off by continuous solicitations for money from my wife . . . and that the group might be exploiting us for our time and money.”

Publication of the Garvey Report and Begin Report

29. Garvey and Bergin provided and published the Garvey Report and the Bergin Report to third parties. Garvey and Bergin did so with the intent that those third parties read the Garvey Report and the Bergin Report, and with the additional intent that those third parties further provide and publish such information to additional third parties, as follows:

- a1. Garvey and Bergin provided and published the Garvey Report and the Bergin Report to Steve Gamble, a resident and citizen of the United Kingdom who at all relevant times maintained an internet web site (the "Gamble Web Site").
- a2. Gamble then posted the Garvey Report on the Gamble Web Site, describing it, among other things, as "[a]n explosive expose by ex-members."
- a3. Gamble also posted the Bergin Report on the Gamble Web Site, stating among other things that "[a]nother ex-member of the Gentle Wind Project with seventeen years (17yrs) involvement speaks out about his, and his family's time spent involved with this GW group, and how, now being free of what he refers to as 'their mind-control', he recognises that the GW hierarchy and their various 'activities' fitted the description and *modus operandi* of mind-control groups, often referred to as 'cults'."
- b1. Garvey and Bergin provided and published the Garvey Report and the Bergin Report to Ivan Fraser, a resident and citizen of the United Kingdom who at all relevant times published a magazine known as "The

- Truth Campaign,” as well as an Internet Web Site describing, advertising and making available for Internet viewing portions of the Truth Campaign.
- b2. Fraser posted on the Truth Campaign Web Site language advertising the Autumn 2003 edition of the Truth Campaign with a hyperlink stating as follows: “Exposing the Gentle Wind Cult. A damning testimony by former inside members of the Gentle Wind organization. Sexual rituals, abuse and brainwashing uncovered in this follow-up to former articles on this issue.” Clicking on the hyperlink to view the “Exposing the Gentle Wind Cult” story directed the viewer to an area of the Gamble Web Site allowing for viewing of the Garvey Report and the Bergin Report.
 - c1. Garvey and Bergin provided and published the Garvey Report and the Bergin Report to Steven Allan Hassan. Hassan controls and/or directs the affairs of the Freedom of Mind Center (“FOM”).
 - c2. FOM operates and maintains the web site www.freedomofmind.com (the “FOM Web Site”). The FOM Web Site describes Hassan as a “cult counselor,” refers repeatedly to “help[ing] loved ones rescue cult mind control victims,” and re-prints media articles referring to Hassan’s “war on cults.” The FOM Web Site also discusses Hassan’s “BITE Model” (Behavior control, Information Control, Thought control, Emotional control) for analyzing mind control.
 - c3. The FOM Web Site contains a list of “cults and other groups of interest.” For a time, that list included Gentle Wind due to the conduct of Garvey

and Bergin in publishing the Garvey Report and the Bergin Report to Hassan and FOM.

- c4. When a viewer clicked on the hyperlink for Gentle Wind under the list of “cults and other groups of interest” on the FOM Web Site, the viewer was directed to the Garvey Report. The Garvey Report as listed on the FOM Web Site contained links to the Garvey/Bergin Web Site and a Gamble Web Site.
- c5. The Garvey Report as listed on the FOM Web Site also contained a link to the Bergin Report.
- d1. Garvey and Bergin provided and published the Garvey Report and Bergin Report to Defendant Ian Mander. As described below, Mander operates the Web Site www.cults.co.nz. Mander posted the Garvey Report and the Bergin Report on his web site, with additional negative commentary as described below.

The Garvey/Bergin Web Site

30. In early 2004, Garvey and Bergin created, and presently operate and maintain, an Internet web site called www.windofchanges.org (the “Garvey/Bergin Web Site”). Printouts of selected relevant portions of the Garvey/Bergin Web Site are attached as Exhibit C, and are incorporated by reference herein.

31. The home page for the Garvey/Bergin Web Site states, “Welcome to Wind of Changes, Former Members’ Stories of Recovery from the Gentle Wind Project.” That home page identifies Garvey and Bergin as authors of the material on the site.

32. The content on the Garvey/Bergin Web Site includes, but is not limited to, the following false and defamatory statement: “Here you will find highly personal accounts combined with vivid examples from 17-year members, former ‘instrument keepers,’ and former Board Members of GWP. These insiders conscientiously describe how they were skillfully manipulated by GWP leaders who claimed to have exclusive connections with the ‘spirit world.’”
33. The content on the Garvey/Bergin Web Site includes, but is not limited to, updated versions of the Garvey Report and the Bergin Report.
34. The content on the Garvey/Bergin Web Site includes other language suggesting to the reader that Plaintiffs are a dangerous cult guilty of mind-control and serious wrongdoing.
35. The Garvey/Bergin Web Site contains “links” by which a person viewing the web site may click on the name of another web site and be directed to that web site. At all relevant times, the links on the Garvey/Bergin Web Site included a list of “[w]ebsites with critical information about Gentle Wind Project leaders and Resources about high-control groups and cults.” These web sites included those of Steve Gamble (described above), Ivan Fraser and/or Fraser’s Truth Campaign (described above), FOM (described above), The Rick A. Ross Institute For The Study of Destructive Cults, Controversial Groups and Movements (the “Ross Web Site”) (described below), and Defendant Ian Mander (described below).
36. In addition to linking their web site to the Ross Web Site, Bergin and Garvey informed Ross of the Garvey Report and the Bergin Report and advised him where to locate the documents on the other above-mentioned web sites.

37. The Ross Web Site uses the word “cult” *seriatim*, states that Ross has “personally assisted thousands of families in an effort to help the victims of destructive cults, groups and movements,” and describes Ross as “one of the most readily recognized experts offering analysis about destructive cults, controversial groups and movements in the world today.”
38. At all relevant times the Ross Web Site contained a link by which the viewer could be taken to the Gamble Web Site, a Web Site maintained by Defendant Ian Mander (described below), and the Garvey/Bergin Web Site. All of these Web Sites contain or contained the Garvey Report and the Bergin Report, or links to web sites containing the Garvey Report and the Bergin Report.

Further Publication

39. Garvey and Bergin were for many years engaged in the publishing business.
40. Bergin and Garvey took affirmative steps to communicate the existence and location of their statements about Plaintiffs directly to actual and/or prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind’s products, and otherwise publicized their allegations against Plaintiffs.
41. On or about November 1, 2003, Garvey sent an electronic mail message to a third party named Susan Peak. A copy of that e-mail message is attached as Exhibit E and is incorporated by reference herein. That message contains the false and defamatory statement that “[i]n our case, it’s much easier to see the devastation resulting from our time with [Gentle Wind] because it split up Jim and me and also caused us to seriously neglect the boys in ways that were not noticeable to those of us in the group at the time, gave them huge problems with their self-development and perception of their place in the

world, cut them (and us) off from relatives and friends, and also caused us financial hardships and much more.”

42. In addition, Garvey stated in the November 1, 2003 e-mail that “Gentle Wind is now listed on www.freedomofmind.com, by the way. Some of us collaborated on the description. If you look at this website, you can go to ‘Resources’ on the home page, and then ‘Groups.’ At the end of that description is a link to another website as well.”
43. On or about April 18, 2004, Garvey and Bergin posted on the Garvey/Bergin Web Site an April 17, 2004 electronic-mail message from Ivan Fraser to nine users of Gentle Wind products, attached as part of Exhibit E. That e-mail stated, among other things, that “one side of the debate is being open and honest and accurate, whilst the other is being manipulative, deceitful and closeted about some extremely important questions that need answers (that is, accurate answers, rather than the fabrications heretofore afforded by the directors of GWP).”
44. Along with the foregoing e-mail, Garvey and Bergin posted on the Garvey/Bergin Web Site an April 17, 2004 posting, attached as part of Exhibit E, that Ivan Fraser attempted to make on the Gentle Wind internet message board. That posting contains false and defamatory statements:
- Gentle Wind’s web site responses to Fraser, among others, are “typical political rhetoric and lies designed to keep the faithful faithful.”
 - “GWP used reverse psychology and lies to defame ourselves and make us appear ignorant charlatans. That’s exactly what ignorant charlatans do. Guys, you are believing easily verifiable lies!”
 - “The responses are actually getting more outrageous. The latest addition that justifies spending huge amounts on luxury items by claiming that they were research materials, well I’m surprised that even you in your altered states of consciousness can’t see how blatantly ridiculous that is. Then again, it would be an enormous shock to the system to realize how blatantly you are being

shafted. It's a defense mechanism to just believe these things rather than allow yourselves to open up to the reality that the GWP is a cult grooming selected personality types for indoctrination to foist upon them a means to channel money to the inner organization, and to spread a memetic psychic virus as far and wide around the world as possible."

- "GWP are channeling wolves in sheep's clothing. And they have been PLAYING WITH FIRE! You good folks are the victims."
- "These people are clever mind manipulators and amateur occultists."
- "Fact is, these instruments and their affects ARE known to those who have the ability to tune into these energies. And those that can, know how dangerous they are."
- Gentle Wind products "control[] your mind and emotions, [and] you become the marionettes for their desires and you have no idea that it's happening."
- You are GOOD people with loving intent who have been caught up in something that has manipulated you into being something you're not."

45. Garvey and/or Bergin caused the Garvey/Bergin Web Site to be listed as a "sponsor" appearing at the top of the screen when "Gentle Wind Project" was entered as a query on the internet search engines www.google.com and www.yahoo.com. This caused the Garvey/Bergin Web Site listing to appear on the screen before the real Gentle Wind web site.

46. Bergin and Garvey were recently listed as a "presenters" at a conference on "cults and new religious movements." Bergin was described as "President, J.F. Bergin Company, Blue Hill, ME; Co-facilitator, Maine Cult Information Network." Garvey was also described as a "Co-Facilitator, Maine Cult Information Network."

47. Bergin and Garvey engaged in the foregoing acts with the intent to benefit themselves and cause injury to Plaintiffs. Bergin and Garvey intended to deprive Gentle Wind of money or property by making the foregoing fraudulent misrepresentations about Gentle Wind and thereby inducing third parties, including but not limited to actual and/or

prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind products, to rely upon such misrepresentations and act and/or refrain from acting by, e.g., requesting refunds of donations; declining to make additional donations; ceasing the use of Gentle Wind products; declining to obtain new Gentle wind products; and ceasing the positive description to others of Gentle Wind products and Gentle wind generally.

48. On or about April 29, 2004, counsel for Plaintiffs wrote to Garvey and Bergin demanding that they cease and desist from posting on their website any further defamatory content concerning Plaintiffs, and that Garvey and Bergin immediately remove all offensive and actionable material from their website.
49. Garvey and Bergin refused to comply with that demand and have, since their receipt of that letter and the filing of Plaintiffs' Complaint, continued to add defamatory, offensive and actionable material to their website. They have also e-mailed Gentle Wind supporters, and posted messages on electronic message boards, urging actual and/or prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind's products to view the false, defamatory and fraudulent content on the Bergin/Garvey Web Site, and have otherwise publicized the Bergin/Garvey Web Site for such purposes.

MANDER

50. Defendant Ian Mander ("Mander") is the editor of the web site www.cults.co.nz (the "Mander Web Site"). Printouts of selected relevant portions of the Mander Website are attached as Exhibit F and are incorporated by reference herein.
51. The Mander Web Site purports to provide information about "New Zealand Cults, Sects, Religions, Christian Organizations, and other groups."
52. On the Mander Web Site, Mander includes Gentle Wind in a list of groups. Mander

marks Gentle Wind's name with a red blaze and text stating "Danger." Elsewhere on the Mander Web Site, the "danger" designation is explained to mean that "[t]he group/person or belief/practice is considered dangerous due to mind control or particularly bad doctrine. These groups (or people) have a strong tendency to damage their members/followers."

53. On the Mander Web Site, Mander has described Gentle Wind as a "[n]ew Age cult/scam." That description is a false and defamatory statement.
54. Neither Mander nor any other representative of the Mander Web Site contacted Gentle Wind or any other Plaintiff for review of, or response to, any of the above-described false and defamatory statements before posting them on the Mander Web Site.
55. The Mander Web Site contains links to the Garvey/Bergin Web Site and the Gamble Web Site, as well as a link to the Garvey Report.
56. Mander engaged in the foregoing acts with the intent to benefit himself and cause injury to plaintiffs. Mander intended to deprive Gentle Wind of money or property by making the foregoing fraudulent misrepresentations about Gentle Wind and thereby inducing third parties, including but not limited to actual and/or prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind products, to rely upon such misrepresentations and act and/or refrain from acting by, e.g., requesting refunds of donations; declining to make additional donations; ceasing the use of Gentle Wind products; declining to obtain new Gentle wind products; and ceasing the positive description to others of Gentle Wind products and Gentle wind generally.
57. On or about April 29, 2004, counsel for Plaintiffs wrote to Mander demanding that he cease and desist from posting on his website any further defamatory content concerning

Plaintiffs, and that Mander immediately remove all offensive and actionable material from his website. Mander refused to comply with that demand and has, since his receipt of that letter and the filing of Plaintiffs' Complaint, continued to add defamatory, offensive and actionable material to his website, as well as taking affirmative steps to publicize Garvey's and Bergin's allegations and the content on the Mander Web Site relating to those allegations.

COUNT I: DEFAMATION

58. Plaintiffs hereby repeat and reallege the preceding paragraphs of this Complaint as if fully set forth herein.
59. The above-described statements of Defendants Garvey, Bergin and Mander regarding Plaintiffs were false and defamatory.
60. Defendants published to third parties the above-described false and defamatory statements regarding Plaintiffs.
61. Defendants' above-described false and defamatory statements regarding Plaintiffs were not privileged.
62. Defendants' publication of the above-described false and defamatory statements was done with fault amounting at least to negligence.
63. Defendants' publication of the above-described false and defamatory statements was done with knowledge of the falsity of such statements or with reckless disregard for whether they were true or false.
64. Defendants' publication of the above-described false and defamatory statements was done with the intent to harm Plaintiffs.
65. Plaintiffs have been damaged by the conduct of Defendants.

66. Defendants were motivated by ill will toward Plaintiffs, and/or their conduct was so outrageous that malice may be implied.

WHEREFORE, Plaintiffs respectfully request that this Court grant judgment in favor of Plaintiffs and against Defendants, jointly and severally, award Plaintiffs damages including punitive damages in an amount to be determined by the Court, award Plaintiffs their costs and attorneys' fees, enjoin Defendants from continuing to post on the Internet or otherwise make available to third parties false and defamatory statements regarding Plaintiffs and from making further false and defamatory statements regarding Plaintiffs, and award Plaintiffs such other relief as the Court deems appropriate.

**COUNT II: TORTIOUS INTERFERENCE WITH
ADVANTAGEOUS RELATIONSHIPS**

67. Plaintiffs hereby repeat and reallege the preceding paragraphs of this Complaint as if fully set forth herein.

68. Gentle Wind had a prospective economic advantage in its relationships with actual and prospective users of its products and/or with actual and prospective donors to Gentle Wind. Defendants Garvey, Bergin and Mander interfered with the above-described prospective economic advantage.

69. Defendants' interference was accomplished through fraud. The above-described statements of Defendants regarding Gentle Wind constituted fraudulent misrepresentations.

70. Defendants' fraudulent misrepresentations were made for the purpose of inducing third parties, including but not limited to actual and/or prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind products, to rely upon such misrepresentations and act and/or refrain from acting by, e.g., requesting refunds of

donations; declining to make additional donations; ceasing the use of Gentle Wind products; declining to obtain new Gentle Wind products; and ceasing the positive description to others of Gentle Wind products and Gentle Wind generally.

71. Defendants' interference was done with the intent to cause harm to Gentle Wind and to interfere with its prospective economic advantages. In addition to making the above-mentioned statements, Defendants took affirmative steps to communicate the existence and location of their statements about Plaintiffs directly and indirectly to actual and/or prospective donors to Gentle Wind and actual and/or prospective users of Gentle Wind's products, and otherwise publicized their allegations against Plaintiffs.

72. Defendants' interference has proximately caused damage to Gentle Wind. Some donors have already requested refunds of donations after reading the Defendants' fraudulent misrepresentations. Some users of Gentle Wind products have communicated their intention not to use these products after reading the Defendants' fraudulent misrepresentations. Gentle Wind's revenues have dropped substantially since the Defendants began making their fraudulent misrepresentations.

73. Defendants were motivated by ill will toward Gentle Wind, and/or their conduct was so outrageous that malice may be implied.

WHEREFORE, Plaintiffs respectfully request that this Court grant judgment in favor of Gentle Wind and against Defendants, jointly and severally, award Gentle Wind damages including punitive damages in an amount to be determined by the Court, award Gentle Wind its costs and attorneys' fees, enjoin Defendants from further interfering with Gentle Wind's prospective economic advantages, and award Gentle Wind such other relief as the Court deems appropriate.

COUNT III: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

74. Plaintiffs hereby repeat and reallege the preceding paragraphs of this Complaint as if fully set forth herein.
75. Defendants Garvey, Bergin and Mander, through the above-described conduct, intentionally and/or recklessly inflicted serious emotional distress upon the Individual Plaintiffs and/or were certain or substantially certain that such emotional distress would result from their conduct.
76. Defendants' conduct in publicly and falsely accusing the Individual Plaintiffs of being members and/or leaders of a cult; engaging in, subjecting others to, and/or themselves being subject to mind control; engaging in, subjecting others to, and/or themselves being subject to involuntary group sexual rituals; engaging in, subjecting others to, and/or themselves being subject to extortion and/or coercion of individuals to donate money or things of value; engaging in or causing the abuse and/or neglect of children; misrepresenting the nature and/or effectiveness of Gentle Wind products for material gain; and engaging in or causing the misappropriation of Gentle Wind funds, was so extreme and outrageous as to exceed all possible bounds of decency, and must be regarded as atrocious and utterly intolerable in a civilized society.
77. Defendants' publication of the above-described false and defamatory statements was done with knowledge of the falsity of such statements or with reckless disregard for whether they were true or false.
78. As a result of the actions of Defendants, the Individual Plaintiffs suffered emotional distress so severe that no reasonable person could be expected to endure it.
79. Defendants were motivated by ill will toward the Individual Plaintiffs, and/or their

conduct was so outrageous that malice may be implied.

WHEREFORE, Plaintiffs respectfully request that this Court grant judgment in favor of the Individual Plaintiffs and against Defendants, jointly and severally, award the Individual Plaintiffs damages including punitive damages in an amount to be determined by the Court, award the Individual Plaintiffs their costs and attorneys' fees, enjoin Defendants from further intentional infliction of emotional distress, and award the Individual Plaintiffs such other relief as the Court deems appropriate.

COUNT IV: NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

80. Plaintiffs hereby repeat and reallege the preceding paragraphs of this Complaint as if fully set forth herein.

81. Defendants Garvey, Bergin and Mander were negligent in making the above-described false statements to third parties. Defendants could have discovered those statements to be false through the exercise of reasonable care.

82. As a result of the actions of Defendants, the Individual Plaintiffs suffered emotional distress so severe that no reasonable person could be expected to endure it.

83. The Individual Plaintiffs' severe emotional distress was the foreseeable result of Defendants' negligence.

84. Defendants were motivated by ill will toward the Individual Plaintiffs, and/or their conduct was so outrageous that malice may be implied.

WHEREFORE, Plaintiffs respectfully request that this Court grant judgment in favor of the Individual Plaintiffs and against Defendants, jointly and severally, award the Individual Plaintiffs damages including punitive damages in an amount to be determined by the Court,

award the Individual Plaintiffs their costs and attorneys' fees, and award the Individual Plaintiffs such other relief as the Court deems appropriate.

COUNT V: FALSE LIGHT INVASION OF PRIVACY

85. Plaintiffs hereby repeat and reallege the preceding paragraphs of this Complaint as if fully set forth herein.

86. Through their above-described conduct, Defendants Garvey, Bergin and Mander gave publicity to matters concerning Plaintiffs that places Plaintiffs in a false light.

87. The false light in which Plaintiffs have been placed would be highly offensive to a reasonable person.

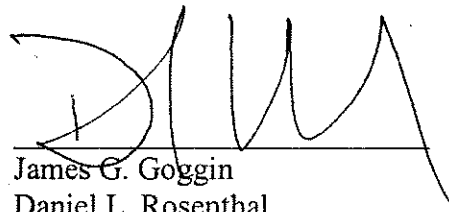
88. Defendants knew of the falsity of the publicized matter and the false light in which Plaintiffs would be placed, and/or acted with reckless disregard for the truth or falsity of the publicized matter and the false light in which Plaintiffs would be placed.

89. Defendants were motivated by ill will toward Plaintiffs, and/or their conduct was so outrageous that malice may be implied.

Plaintiffs have been damaged by the conduct of Defendants.

WHEREFORE, Plaintiffs respectfully request that this Court grant judgment in favor of Plaintiffs and against Defendants, jointly and severally, award Plaintiffs damages including punitive damages in an amount to be determined by the Court, award Plaintiffs their costs and attorneys' fees, enjoin Defendants from further false light invasion of privacy, and award the Individual Plaintiffs such other relief as the Court deems appropriate.

Dated: January 9, 2006

A handwritten signature in black ink, appearing to read 'JGG', written over a horizontal line.

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