

1 **CAUSE NO. A-08-0610-C**

2	IN THE MATTER OF THE UNITED	§	IN THE DISTRICT COURT OF
3	EFFORT PLAN TRUST, (Dated	§	
4	November 9, 1942, Amended April 10,	§	
5	1946, and Amended and Restated on	§	
6	November 3, 1998); and its, TRUSTEES,	§	TOM GREEN COUNTY, TEXAS
7	including known trustees TRUMAN	§	
8	BARLOW, WARREN JEFFS,	§	
9	LERROY JEFFS, WINSTON	§	
10	BLACKMORE, JAMES ZITTING and	§	
11	WILLIAM E. JESSOP a/k/a	§	
12	WILLIAM E. TIMPSON and	§	
13	DOE TRUSTEES I THROUGH IX	§	51 ST JUDICIAL DISTRICT

14 **SUBPOENA DUCES TECUM**
15 **State of Texas**

16 To: Sergeant Nick Hanna, Texas Rangers Division, Texas Department of Public
17 Safety; 1600 West Loop 306; San Angelo, TX 76904

18 **YOU, SERGEANT NICK HANNA, TEXAS RANGERS DIVISION, TEXAS DEPARTMENT**
19 **OF PUBLIC SAFETY**, are commanded to authenticate *via* facsimile transmission to the
20 office of Natalie Malonis, Attorney, Fax No. 972-499-1041, on or before February 15,
21 2010, true and correct copies of the following described documents in your possession or
22 under your custody and control:

- 23 1. Record of Warren Jeffs, dated September 1, 2004, pages 2-3, which includes
24 the passage:

25 “As President of the Church and Priesthood and the UEP Trust, I am
26 making an official call for all your records of you as a special assistant for
27 President Rulon Jeffs and myself...”

- 28 2. Record of President Warren Jeffs, dated September 1, 2004, pp. 6-8, which
includes the following passages:

“This is an official Trustees meeting of the United Effort Plan Trust.”

“And I present the issue that the Lord has directed me in these present
lawsuits to answer the courts and the apostates and our enemies answer
them nothing and that I have told Sam Barlow to dismiss our lawyers from
these cases and we are answering the courts nothing because to give an
accounting to the courts and our enemies the doings of God through the
Prophets means we are submitting the will of God to our enemies, we are

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surrendering to our enemies.”

3. Record of President Warren Jeffs, dated December 25, 2003, p. 251, which includes the passage:

“William Jessop had turned over \$76,000 of moneys used to develop the sewer system in Short Creek and the building of more houses to us in our efforts. I had told him there will be no more new housing.”

4. Record of President Warren Jeffs, dated July 2, 2004, p. 22, which includes the passage:

“The Lord will have me do more marriages of very young girls. This will make the government rage and come against us stronger than ever.”

5. Record of President Warren Jeffs, dated November 24, 2003, p. 163, which includes the passage:

“And I will teach the young people that there is no such thing as an underage Priesthood marriage but that it is a protection for them if they will look at it right and seek unto the Lord for a testimony. The Lord will have me do this, get more young girls married, not only as a test to the parents, but also to test this people to see if they will give the Prophet up.”

6. Record of President Warren Jeffs, dated November 26, 2003, p. 179, which includes the passage:

“But I showed him the tests coming upon this people as the government would come against me. Then I revealed to Wendell that the Lord wanted me to receive this thirteen-year-old bride and also for her deliverance as well as the Lord allowing this to be a reason in the government's eyes to come stronger against this people. I explained the principle of the Lord cutting short His work in righteousness by me performing these works that would bring the wicked against us to justify the Lord in destroying them, at a quicker pace.”

7. Record of President Warren Jeffs, dated January 16, 2003, p. 101, which includes the passage:

“They want something from the leadership of the Church. I told Uncle Sam that I will stand firm. There will be no compromise. I do not even want to imply a compromise. I said the instructions of the Lord are, "Leave it in the Lord's hands. There will be no compromise.”

8. Record of President Warren Jeffs, dated January 10, 2005, p. 9, which includes the passage:

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2 “We are fulfilling the directive of the Lord that the Priesthood people will
3 be driven from Short Creek. The court is expected to rule a default
4 judgment to take away our lands and houses on January 12 -- in two
5 days.”

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10 9. Record of President Warren Jeffs, dated March 12, 2005, p. 102, which
11 includes the passage:

12 “The Lord has warned me that the lawyers will one day turn against us.
13 They have already turned against me personally in their feelings. They
14 wanted LeRoy or I to sign a document that would make us a liar, dating
15 the transfer of Harker farms back to the previous owners, Uncle Parley's
16 sons, dating it as of January 1 of this year.”

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21 10. Record of President Warren Jeffs, dated August 6, 2005, p. 418-420, which
22 includes the passage:

23 “And this is such a fine tuned flattery and test, that many will give way;
24 and the Lord is warning me I must not give into any influence, where they
25 offer the ways of the world, though this woman judge and this protector,
26 receiver, intermediary, this man that has control of the UEP, and is
27 recommending who and who should not be trustees.”

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32 11. Record of President Warren Jeffs, dated July 29, 2005, p. 402, which includes
33 the passage:

34 “I called Lyle Jeffs that day about what took place on July 21 st in the
35 hearing of appointing new trustees for the U.E.P. He informed me that a
36 new judge was appointed and a hearing was put off until August 4th.”

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41 12. Record of President Warren Jeffs, dated August 5, 2005, p. 415, which
42 includes the passage:

43 “I then asked Lyle for a report on the court hearing of August 4th ,
44 yesterday. I summarize this report here. Lyle told me that the woman
45 judge only listened to the receiver, the man named Wisan, who is suppose
46 to watch over the UEP interest. This was suppose to be a hearing where
47 many people ask to be trustees of the United Effort Plan, but this man
48 named Weisen, and his lawyer firm told the court that none of the
49 followers of Warren Jeffs in the FLDS Church would respond, and they
50 were not represented by these proposed trustees. And he told the court that
51 all these proposed trustees had the purpose as their motive to destroy the
52 trust, and here he was appointed to protect the trust. The court gave him
53 greater powers to defend the trust against the "Lost Boys" lawsuit. And he
54 was appointed to determine the assets of the trust. Thus far, none of the

1 trustees or people who are suppose to be called the household of faith have
2 come forth to assist this man in his supposed duties.”

- 3 13. Record of President Warren Jeffs, dated August 8, 2005, p. 424, which
4 includes the passage:

5 “And I told the Bishop, William E. Jessop, to call David Zitting, who is
6 the mayor of Hildale, Utah. And I told him to call the other members of
7 the city council who are part of Priesthood, and give them the Lord's
8 warning that they must not allow the evils and corruptions of the world,
9 the evil businesses among our people legally, and they would rather be
10 dismissed or resign than to give way and allow evil among our people.
11 Brother William Jessop said he would do so.”

- 12 14. Record of President Warren Jeffs, dated July 28, 2005, pp. 394-397, which
13 includes the passages:

14 “The Bishop informed me yesterday, and updated me today, about an
15 event which took place Sunday, where Marvin Wyler, an apostate, tried to
16 take over a house, next to him, on the UEP land the bishop, William
17 Jessop, had Lyle gather twenty or more men, it ended up about forty men,
18 and they had prayer circle and then they stood firm that they would not
19 surrender UEP houses. The courts have not assigned new trustees. The
20 apostates backed off, withdrew their things that they had stored in this
21 house, and the bishop put someone else in the house. “

22 “I told the bishop that when the new trustees are appointed and the courts
23 enforce their order, that we are not going to fight, and he understood, and
24 these brethren did not fight on Sunday, but they stood firm, and showed
25 that they would stand with the Priesthood.”

- 26 15. Letter from Warren Jeffs to Wendell Nielson and Merrill Jessop, dated April
27 29, 2007, pp. 1-4, and which includes the following passage:

28 “I ask for your forgiveness for any distress I caused you, and the Lord has
very directly corrected me and directed me to stand in my place and office
and calling and uphold Him, Priesthood, and Celestial laws, and all the
revelations and judgments and will of God, of our Lord and Savior.”

16. Record of President Warren Jeffs, dated January 15, 2005, p. 15, which
includes the passage:

“The Lord has shown me this is the fine-tune test now. The government,
the courts will offer our people to make any claims on UEP lands and
houses. The Lord has shown me that if anybody steps forth to claim those
lands and houses that belong to the Lord, they are thieves and they will

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lose Priesthood and their Priesthood blessings and be apostate.”

17. Handwritten notes (WSJ), dated November 9, 2007, p. 2, and referencing Lyle Jeffs and Willie Jessop, Glade’s son.

18. Typed notes of Warren Jeffs, dated November 9, 2007, pp. 1-2, which contains the passage:

“The Lord wants Lyle Jeffs to have Willie Jessop, Glade's son, head up a coalition of saints, and write the judge in the UEP Case, each demanding to have their rights protected concerning their homes. This will make it so the Priesthood is answering them nothing, but at the same time individuals are demanding their rights of protection.”


19. Record of President Warren Jeffs, dated June 24, 2006, p. 404, which contains the passage:

“And the judge is coming after the Harker Farms now, when the Harker Farms is not even part of the UEP.”

Your appearance and testimony are not required if records are transmitted as indicated above.

DATED this 13 day of February, 2010.

THE MALONIS LAW FIRM
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By: 
Natalie Malonis
Texas State Bar No. 12887450
Attorney for Bruce R. Wisan,
Special Fiduciary for the UEP Trust

CERTIFICATE OF SERVICE

I certify that on February 16, 2010, I served a true and correct copy of the foregoing Subpoena Duces Tecum on the following parties or attorneys in compliance with the Texas Rules of Civil Procedure:



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Attorneys for Plaintiff Bruce R. Wisan, as the Court-Appointed
Special Fiduciary of the United Effort Plan Trust

IN THE THIRD JUDICIAL DISTRICT COURT OF SALT LAKE COUNTY
STATE OF UTAH

IN THE MATTER OF THE UNITED EFFORT
PLAN TRUST,(Dated November 9, 1942,
Amended April 10, 1946, and Amended and
Restated on November 3, 1998); and its,
TRUSTEES, including known trustees TRUMAN
BARLOW WARREN JEFFS, LEROY JEFFS,
WINSTON BLACKMORE, JAMES ZITTING
and WILLIAM E. JESSOP a/k/a WILLIAM E.
TIMPSON and DOE TRUSTEES I THROUGH
IX.

**[PROPOSED] COMMISSION TO
SUBPOENA DOCUMENTS**

Civil No. 053900848

Judge Denise Lindberg


By this Commission, the Third Judicial District Court of the State of Utah for the County of Salt Lake authorizes Subpoena(s) Duces Tecum to be served on the custodian(s) of records of documents seized from the YFZ Ranch in Eldorado, Texas.

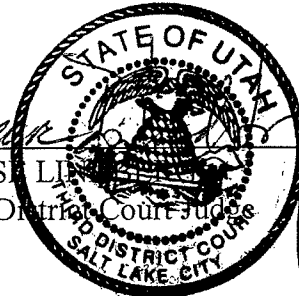
The Court requests that process issue in the place where the production of documents is to be held, requiring attendance and enforcing the obligations of the person(s) to whom the Subpoena(s) are directed to produce documents.

The production shall be conducted pursuant to the Texas Rules of Civil Procedure.

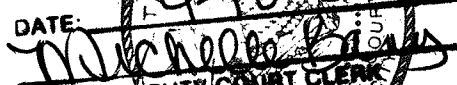
DATED this 10th day of April, 2008.

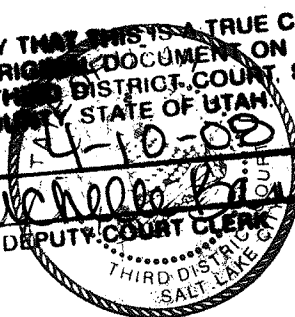
BY THE COURT:


DENIS L. [unclear]
Third District Court Judge



[Court Seal]

CERTIFY THAT THIS IS A TRUE COPY
OF AN ORIGINAL DOCUMENT ON FILE
IN THE THIRD DISTRICT COURT, SALT
LAKE COUNTY, STATE OF UTAH
DATE: 4-10-08

DEPUTY COURT CLERK
THIRD DISTRICT COURT
SALT LAKE CITY



Filed Date & Time	
Date:	Time Time Zone:
Tuesday, February 16, 2010	4:25 PM Central (U.S. and Canada)

[Filing Status Definitions](#)

... Filing Status Information ...

Trace Number: ED226J015671663

Court Assignment: 51st District Court


Current Status: ? Pending

Fee	Est.Amount
Filing Fees:	
NOTICE	\$0.00
Tom Green District eFiling Fee	\$2.00
ProDoc, Inc.:	
eFiling/eService Fee	\$1.00
8.25% Sales Tax	\$0.08
State eFiling Processing Fees:	
TxO Processing Fee	\$4.16
Total Estimated Fees: \$7.24	

Payment Information
Payment Method: Credit Card
Address:
Credit Card Type: Visa
Card Number: XXXX XXXX XXXX
Cardholder Name: Natalie Malonis

Personal Information
Filer: Natalie Malonis
Attorney of Record: Natalie Malonis
Firm or Organization: Reiblaw
Bar Number: 12887450
Address:
Phone:
Fax:
Email:

Filing Information
Case Title: In the Matter of the United Effort Plan Trust
Matter Number/Description: Subpoena Nick Hanna
Sealed Case: No
County Name: Tom Green
Court Type: District
Jurisdiction: Tom Green District
Court Name: 51st District Court
Cause Number: A-08-0610-C
Document Type: NOTICE

Document Information
Total Pages: 8
Document Being Filed:
 Hanna Subpoena Commission and Cert Service.pdf

Service Recipients
