

EXHIBIT 40

1 SUPERIOR COURT OF NEW JERSEY

2 HUDSON COUNTY, LAW DIVISION

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3 MICHAEL FERGUSON, BENJAMIN UNGER, SHELDON
4 BRUCK, CHAIM LEVIN, JO BRUCK, BELLA LEVIN,

Plaintiffs,

5
6 - against -

7 JONAH (Jews Offering New Alternatives for
8 Healing f/k/a Jews Offering New Alternatives to
Homosexuality), ARTHUR GOLDBERG, ALAN DOWNING,
ALAN DOWNING LIFE COACHING LLC,

Defendants.

9
10 DOCKET NO.: L-5473-13

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11
12 6500 Greenville Avenue
13 Dallas, Texas

14 March 20, 2014
15 9:20 a.m.

16 Videotaped Deposition of JEREMY JOSEPH SCHWAB,
17 taken pursuant to Agreement, before Jana K. Richter,
18 Certified Shorthand Reporter and Notary Public of the
19 State of Texas

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23 ELLEN GRAUER COURT REPORTING CO. LLC
24 126 East 56th Street, Fifth Floor
25 New York, New York 10022
212-750-6434
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2 parents and --

3 A Yeah.

4 Q -- your relationship with them --

5 A Yeah.

6 Q -- your mother and your father as a child.

7 A Yeah. As a child, I -- yeah, I think it was a
8 pretty normal home overall. I had my -- I had two older
9 half sisters. My dad had been married before.

10 I had difficulty relating to my father early
11 on, just a disconnect there, I think. He was -- he would
12 get angry pretty often, so I was kind of scared of him,
13 even though he wasn't violent or anything like that.

14 My mother was pretty much the leader of the
15 home a lot of times because he was gone a lot with work.
16 He was in the Air Force, and then he took a job with the
17 airlines after that, and he was gone for about a year off
18 and on, so he'd come home once a month for a couple of
19 the days. And by the time that -- that was right about
20 the time the SSA started when he was gone for that year.

21 Q And how old were you then?

22 A That's when I was 12 or 13.

23 Q So at some point you mentioned you attended JiM,
24 but I want to talk about the time period between when you
25 were 12 through the point you wanted to address your

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2 even. I'd seen some of his books and things like that.
3 And I thought, "Well, if anybody could help me he could."

4 So when I got back, I actually looked him up
5 on the Internet and called his office. And right about
6 that time or a couple of weeks after that, my partner Tim
7 left me for someone else and moved out, which at the time
8 it was kind of devastating, but ended up being probably
9 the best thing that's ever happened to me.

10 So I started working with Dr. Nicolosi's
11 son. He's also a doctor and a therapist. And at first
12 I -- my only goal at the time was -- I knew that it would
13 help with emotional wounds, with emotional healing. I
14 knew I had the exact wounds they were talking about in
15 the book. And so I just thought, "Well, if it would help
16 me with that, that would be great." And I wanted to stop
17 compulsively acting out. Because after Tim left, I
18 started going back into sexual addiction and meeting
19 people off the Internet.

20 I started seeing a lot of positive results
21 right away. He explained to me that, you know, in terms
22 of change, we weren't talking about going from a hundred
23 percent homosexual to a hundred percent heterosexual;
24 that that wasn't something he normally saw at all. It
25 wasn't something that was even a goal. But he talked

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about congruence and about living according to my faith and being able to -- you know, I told him I wanted to address the compulsive acting out, and he said, "Yeah, we'll start with that."

And also the biggest part was letting go of the shame. Like, I didn't even realize how much shame I was holding on to on everything; that I was so numb about everything that he really just started unraveling that. And I started seeing a lot of healing right away. I just started seeing a lot of things start changing really fast. And that got me excited about the future. And so I started pouring more into that.

And then a few months later he told me about the Journey into Manhood weekend, which was coming to Texas. And I signed up for that one that was in October of 2009. I wasn't totally sure yet whether I wanted to change, so to speak, which I was still thinking of it -- even though everyone was telling me the opposite, I kept still thinking of it in terms of going from a hundred percent homosexual to a hundred heterosexuality. And so I knew that -- I wasn't quite sure if that would work for me, but I knew everything else was sort of positive about it. And everybody kept telling me, "Don't -- don't worry about that part. You

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know, focus on just the emotional healing part and see what you want to do after that."

Q So Dr. Nicolosi, Jr. referred you to Jim?

A Yes.

Q And how did that weekend impact you?

A It was really powerful. I found a lot of breakthroughs just in terms of how I related to other men. Before that, I think I'd always kind of classified men based on their physical appearance, not just in terms of attractiveness, but I just had all these ideas about it, each person I saw, and I just put that on everybody. And I think it really broke that for me. It really helped me start seeing way past that and opened up a new world to me in terms of relating to other men.

Right about that time, I found a guy's bible study group here locally and made a lot of really close friends there and was able to open up to them. I felt like the sense of shame around my past behaviors and everything else just was starting to dissipate. And I felt equal to them probably for the first time ever, the first time I felt equal to other men everywhere. Like it didn't matter whether they were stronger than me or more successful than me or anything, I felt equal to them as another man.

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2 Q I want to talk a little bit about the exercises
3 that you were --

4 A Uh-huh.

5 Q -- involved in at JiM. Did you participate in
6 any body imaging work that involved nudity?

7 A Partial. Because my biggest wound was around my
8 gynecomastia. That was the female-like breasts I had.
9 So some of my work involved I took off my shirt, and that
10 was the extent of that part of it. And that was helpful
11 being able to face that fear and realizing that other
12 people could see me as a man and see me, you know,
13 affirming.

14 Q Did you do that at Journey into Manhood?

15 A Yes, uh-huh.

16 Q Okay. How about anger transfer exercises, such
17 as hitting pillows or punching bags?

18 A I did that later on at another weekend. I
19 wasn't really in touch with anger at that time, at
20 Journey into Manhood.

21 About two or three years later, it was -- I
22 think it was in early November 2011, I went to Noble Man.
23 It's a weekend -- a different organization completely,
24 but it's a weekend run by women for men. And it's not
25 really around same-sex attraction or anything like that,

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2 but I knew a lot of friends from JONAH that had gone to
3 it and had benefited a lot. And they addressed a lot of
4 issues or projections men may have towards women because
5 of women in their past or other things. And so -- as
6 well as just other issues around emotional charges that
7 we had towards other people. So there was an opportunity
8 to do that there and that's the first time I really got
9 into that and did the hitting of the pillow and
10 everything like that and all the screaming and lost my
11 voice for a while. But I found a lot of healing from
12 that, like, in terms of relating to my mother and my
13 sisters, like -- and both of them can be -- or my two
14 sisters and my mother can be a little controlling
15 sometimes, really manipulative, but I don't react to that
16 anymore. It's sort of like I just have a lot of empathy
17 and compassion for them so I can see the real person.

18 But the anger transference was towards the
19 messages that I was receiving not towards an effigy of
20 them as a person but towards just the message. And so I
21 was able to concur that message, and it no longer had
22 that power over me.

23 Q What about GUTS work, including the gauntlet;
24 did you participate in any of that?

25 A Yeah. I think the first time I participated in

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2 that, the gauntlet part was at New Warriors. It's a
3 another weekend for men. It's actually a gay-affirming
4 weekend. But, yeah, that was the first time I
5 participated in that. And it was pretty cool. It was a
6 breakthrough for -- that one actually was the messages
7 that I had taken on from when my dad was gone for a year
8 that I'd been telling myself. So those were the messages
9 that was breaking through there.

10 And I think in -- and, yeah, then later I
11 took a training course on GUTS work from New Warriors.
12 And it was actually led by an openly gay man. And he
13 taught me the gauntlet process and a lot about that.

14 Q Did you attend that before JiM or after JiM?

15 A After JiM.

16 Q Okay.

17 A About six months later.

18 Q Why did you attend New Warriors?

19 A Well, I heard about it through JiM originally.
20 I knew a lot of guys who had gone to JiM and then gone to
21 that, and they felt like it was a good way to build on
22 that experience.

23 Q Did you participate in any processes that
24 involved psychodrama or therapeutic role playing?

25 A Yes, uh-huh, yeah.

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2 times better than I ever was before, and that's just
3 opened up a whole world for me. And now I'm able to
4 share that with other men and help them on this journey
5 as well.

6 Q Do you believe you were born gay?

7 A No, huh-uh.

8 Q Did this process that you went through help you
9 try to understand what the root causes of your same-sex
10 attraction might be?

11 A It never -- I don't think that anybody ever
12 said, "This is the root cause" or "This is it," but I
13 think it definitely helped me address the emotional
14 issues that were driving it. So it helped me -- and I
15 don't know what the root causes are. There may be
16 genetic factors that influence it. There may be other
17 things, but it helped me get to where I want to be in my
18 life. So it helped me in a lot of ways. It helped me
19 just address the root -- I wouldn't say "root cause," but
20 root issues of the -- what the same-sex attraction was
21 looking for. It was --

22 Q What do you believe those to be?

23 A I think it was -- for me, a lot of it was
24 connection with my peers, because I had missed out on
25 that growing up. And I also had a lot of sense of

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2 rejection from my peers, from other men. So it's
3 definitely helped me heal from that and get past that.
4 I've been able to forgive that and really see a
5 transformation in that area.

6 Q Have you started dating women?

7 A Yes, uh-huh. Yeah, I've dated three girls now,
8 and the -- yeah, it's been kind of slow. I just took it
9 gradual and getting to know them. And I was very open
10 and up-front with them about my past and about the
11 same-sex attraction. And they've been very supportive,
12 so -- so the last relationship ended because she wasn't
13 quite ready to start a relationship yet, so she asked for
14 some time on that. She was a recovering alcoholic
15 herself.

16 Q Are you a practicing Catholic?

17 A Yes, uh-huh.

18 Q Do you think that plays a role in the way you
19 view your opposite-sex attraction?

20 A Yes. Uh-huh, yeah.

21 Q How so?

22 A Well, I view it in terms of a vocation, in terms
23 of if I have a vocation to marriage, it's going to be to
24 one woman for the rest of my life and for a sacramental
25 marriage. And if I have a vocation to a chaste life or a

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2 Q What do you mean by appreciate the opposite sex?

3 A Being able to recognize their attractiveness,
4 understanding -- seeing them as different from myself,
5 because I think that's the biggest part. In the past I
6 saw -- you know, almost saw them as my peers and didn't
7 really appreciate who they were as the opposite of me.

8 Q So at this time, you didn't view women, you
9 viewed women as your peers?

10 A During that time, yeah. Mostly the friends I
11 had -- I sort of related to them as a peer at that time.

12 Q Can you be sexually attracted to a peer?

13 A No, not -- I couldn't, no.

14 Q You weren't sexually attracted to your same-sex
15 peers at that time?

16 A I didn't see them as peers. I saw them as
17 either -- as different from being one way or the other,
18 and that's what I was attracted to. So either I saw them
19 as a lot stronger than me or I saw them as a lot more
20 masculine than me or I saw them -- I was focused on the
21 differences when I was attracted to them, whatever I
22 thought the differences were, and I usually exaggerated
23 those.

24 Q And what did you mean by the
25 complementariness --

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2 same-sex attraction was diminished drastically to where I
3 could go two or three weeks without even having a thought
4 like that, not thinking anything like that. Occasionally
5 there will be a spike in that, but it's not a compulsion
6 to act out. It's not controlling my life anymore.

7 Q Were there any other processes besides the
8 visualization you described for us that you did with
9 Dr. Nicolosi?

10 A Yeah. We did EMDR.

11 Q What's EMDR?

12 A Eye movement, desensitization and reprocessing.
13 It's used for trauma. And we did a lot around the trauma
14 that I had when I was younger when I was being picked on
15 by the other kids.

16 Q Any other traumas that that was used to address?

17 A That was primarily -- we did a lot around that.
18 And that was also to help stop the compulsive acting out,
19 because a lot of that was driven, it seemed like, as a
20 reenactment of some of that because I had gotten into
21 masochism and things like that before -- well, before I
22 started seeing Dr. Nicolosi.

23 Q How was that tied to your bullying as a child?

24 A It definitely -- that seemed to have a lot to do
25 with the fantasies that I had that I was acting out with,

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2 trying to connect with people who were aggressive and
3 mean and tried to hurt me.

4 Q When you were young, how were you bullied
5 physically?

6 A I'd be kicked and spit on and called names
7 pretty much every day for a while, for at least a year or
8 so.

9 Q And what age was that?

10 A That was around 11 and 12.

11 Q And did you raise that with your parents?

12 A No. At the time, my dad was gone for about a
13 year for work. And I didn't really know how to address
14 that with my mother. And also, I felt at the time that
15 it was my fault because -- what they were picking on me
16 for was this physical problem, and I just felt a whole
17 lot of shame about it, so I just -- and plus, I think I
18 mainly wanted them to like me, so getting them in trouble
19 wasn't going to help. So I didn't say anything. I just
20 kind of groveled to them.

21 Q Okay. Other than EMDR and visualization you've
22 talked about, was there any other processes that you
23 engaged in with Dr. Nicolosi?

24 A No.

25 Q So the rest of it was talk therapy?

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2 similar things in terms of the -- a lot of churches look
3 at SSA the same way that they would look at a man lusting
4 after women. And some of the advice that's given to men
5 to regular men that don't have SSA or regular OSA men is
6 to look away or to just avoid the temptation. And
7 there's a few nuances, though, with guys who have
8 unwanted same-sex attraction, and that's that we all have
9 a need for male connection and a need for interaction
10 with other men. So we can't avoid other men in order to
11 try to avoid the acting out.

12 And then also, from what I've seen, a lot
13 of same-sex attraction seems to be driven by shame. So
14 a lot of men that I know that have SSA, myself included,
15 are easily prone to shame, so I think it's important to
16 avoid anything that could be shaming and also to address
17 the core needs first. Instead of focusing on the
18 behavior, focus on the needs and, you know, affirming the
19 person building up their self-esteem.

20 Q So you don't think it's constructive to shame a
21 man who is experiencing unwanted SSA?

22 A Never. I don't think it's constructive to shame
23 anybody for any reason.

24 Q So you would also say it would be inappropriate
25 to try to shame, for instance, or create shame around

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2 A Never.

3 In fact, People Can Change, because I had
4 talked to them before, they wanted to make sure that I
5 did not tie them to any of my more stern beliefs about --
6 you know, because I was asked about my beliefs about
7 homosexual relationships and things like that. They
8 wanted to make sure that I did not indicate that they
9 agreed with that. So when I was talking about them and
10 promoting them on my blogs and things, they wanted to
11 make sure that I distinguish that that's not something
12 they would say or that they would...

13 Q Would you agree with the statement that an
14 unchanging variable with respect to the development of
15 homosexuality is a poor relationship with fathers?

16 A I've seen that a lot. I've seen that in a lot
17 of ways. It's not necessarily anybody's fault. It
18 doesn't mean that there was abuse. It could be just a
19 disconnect that occurred in some way or another. But
20 I've seen that pretty frequently.

21 Q Do you think that an overly close relationship
22 with a different sex parent or poor sibling relationships
23 or other family dysfunction can be a precipitating factor
24 that can cause home homosexuality?

25 A Yes. That's been pretty common that I've seen.