

# **Exhibit 54**

Michael P. Laffey, Esq. NJ Bar No. 026761986  
Messina Law Firm, P.C.  
961 Holmdel Road  
Holmdel, NJ 07733-2103  
Tel: (732) 332-9300; Fax: (732) 332-9301

Attorneys for Defendants

Michael Ferguson, Benjamin Unger, Sheldon  
Bruck, Chaim Levin, Jo Bruck, Bella Levin,

Plaintiffs,

v.

JONAH (Jews Offering New Alternatives for  
Healing f/k/a Jews Offering New Alternatives  
to Homosexuality), Arthur Goldberg, Alan  
Downing, Alan Downing Life Coaching,  
LLC,

Defendants.

) SUPERIOR COURT OF NEW JERSEY LAW  
) DIVISION - HUDSON COUNTY  
) DOCKET NO. L-5473-12

) Civil Action

) **CERTIFICATION OF ROBERT MORGAN,  
) IN OPPOSITION TO THE PLAINTIFFS  
) MOTION TO ENFORCE PERMENANT  
) INJUNCTION AND DEFAULT  
) JUDGMENT**

I Robert Morgan, Licensed Clinical Social Worker (LCSW) certify as follows.

1. I make this certification on behalf of Arthur Goldberg and Elaine Berk's opposition to a motion to enforce a permanent injunction and default judgment against him.
2. I am fully familiar with the facts set forth herein.
3. I am Licensed Clinical Social Worker (LCSW).
4. The following clients of mine, listed in paragraph 6 of this certification (without names for reasons of client confidentiality) and ordered numerically were all referred to me by M r. Goldberg prior to June 1, 2015. Their therapy continued into 2016. He referred no new clients to

me after June 1, 2015. Pursuant to an agreement with Mr. Goldberg I paid referral fees to JONAH.

4. JONAH had assigned the rights to those referral fees to an organization called the Jewish Institute for Global Awareness (JIFGA).

5. None of the clients that are listed below were being treated for same sex attraction or receiving conversion therapy. I do not practice conversion therapy.

6. The list of clients for which JIFGA received referral fees is as follows:

**Client #1** - Presenting problems: Unresolved childhood trauma witnessing his father hanging by the neck (suicide), anxiety about a lawsuit pending against him, sex addiction, marital problems. Treated for F4 3.22 Adjustment Disorder with Anxiety and Z63 .0 Relationship Distress with spouse

Therapy Used: Cognitive Behavioral Therapy (CBT), Eye Movement Desensitization and Reprocessing Therapy (EMDR/trauma work), Gestalt Therapy, Marital Therapy focused on conflict resolution, encouraged involvement with Sexaholics Anonymous 12 Step Program.

**Client #2** - Presenting problems: Unresolved abandonment trauma concerning father leaving the family when the client was a boy, lack of self-esteem coupled with depression, difficulty forming friendships coupled with anxiety, financial issues.

Treated for: F43.23 Adjustment Disorder with mixed anxiety and depressed mood Therapy Used: CBT, EMDR/trauma work, accessing emotions/grief work.

**Client #3** - Presenting problems: Depression, feelings of hopelessness, unresolved anger at mother, difficulty forming and sustaining relationships with women.

Treated for: F43.21 Adjustment Disorder with depressed mood

Therapy Used: CBT focused on developing boundaries and accessing personal agency, Assertiveness training .

**Client #4** - Presenting problems: unresolved trauma from sexual abuse as a boy, poor self-esteem, sex addiction, marital problems.

Treated for: F4 3.23 Adjustment Disorder with mixed anxiety and depressed mood and Z63.0 Relationship Distress with spouse

Therapy Used: EMDR/trauma work, Gestalt Therapy, CBT, Assertiveness training , accessing emotions/grief work, encouraged involvement with Sexaholics Anonymous 12 step program .

**Client #5** - Presenting problems: Performance Anxiety over entering Medical School, poor self-esteem, difficulty establishing friendships , nervousness, difficulty urinating in public bathrooms.

Treated for: F43.22 Adjustment Disorder with anxiety

Therapy Used: CBT focused on work around cognitive distortions, Assertiveness Training, developing boundaries and accessing personal agency.

**Client #6** - Presenting problems: Anxiety about dating a woman he liked, anxiety about adversarial relationship with a cousin caused by a personal disagreement, worry about the viability of the business he ran.

Treated for:F43.22 Adjustment Disorder with anxiety and 263.0 Relationship Distress with his girlfriend

Therapy Used: CBT focused on the distinction between facts, made up stories, emotions and wants, Assertiveness training, Gestalt Therapy



**Client#7** -Presenting problems: Middle-aged man still living with parents, poor self-esteem, sex addiction, socially withdrawn, depression, anxious over conflict with parents.

Treated for: F43.23 Adjustment Disorder with mixed anxiety and depressed mood

Therapy Used: CBT focused on developing boundaries and accessing personal agency, Assertiveness training, encouraged Involvement in Sexaholics Anonymous 12 step program

**Client #8** Presenting problems: Anxiety about self-perception of not measuring up to others' Intelligence, lacks self-confidence, takes on other peoples' problems, poor personal boundaries.

Treated for: F43.22 Adjustment Disorder with Anxiety

Therapy Used CBT focused on developing self-confidence and personal boundaries, Assertiveness training.

**Client #9** - Presenting problems: Unresolved trauma with feelings of rejection by family members growing up, body shame issues, poor self-esteem, ADHD not medicated, anxiety over lack of money and lack of self-confidence.

Treated for: F43.22 Adjustment Disorder with anxiety

Therapy Used: EMDR/trauma work, CBT focused on developing self-confidence, Assertiveness training, encouraged weight loss program, explored job opportunities, recommended medication for ADHD

7. I certify that the within statements are true I know that if any of the within statements are willfully false I am subject to punishment.

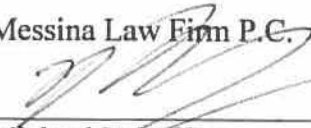
Date *4-27-2018*

*Robert Morgan, LCSW*  
Robert Morgan, LCSW

CERTIFICATION AS TO FACSIMILE SIGNATURE  
PURSUANT TO RULE 1:4-4(C)

I certify that the signature of the certifier is a facsimile of the certifier's original signature and the certifier acknowledged the genuineness of the signature. The original document, or a copy with an original signature affixed, will be filed if requested by the court or a party.

Dated; 4-27-18

Messina Law Firm P.C.  
by:   
Michael P. Laffey

# **Exhibit 55**

**MESSINA LAW FIRM**

A Professional Corporation

961 Holmdel Road  
Holmdel, New Jersey 07733

Michael P. Laffey

Email: mlaffey@messinlawfirm.com

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Phone 732.332.9300  
Direct 732.642.6784  
Fax 732.332.9301

January 30, 2018

James Bromely Esq.  
Cleary, Gottlieb, Steen & Hamilton  
One Liberty Plaza  
New York NY 1006RE: *Ferguson et al. v. JONAH et al.*

Dear Jim,

I am in receipt of your letter of January 19, 2018, regarding the above referenced matter.

I am not aware of any legal authority that would permit you to demand information from an organization that was not part of either the litigation or the settlement agreement. Further there is nothing in the confidential settlement agreement that entitles you to demand information from the parties to that agreement. Finally the request is broad enough that it could be construed as requesting the confidential information of third parties and my client will not produce such confidential information.

That being said, subject to my client's reservation of all rights to refuse to cooperate with any future demands of this nature, in order to avoid further litigation I will, on behalf of my client, provide the following information.

The \$29,618 in gross receipts is broken down as follows:

\$ 11.22- Verizon Settlement Refund  
\$ 214.46- *Light In The Closet* Book Sales  
\$ 1,181.58- Bank of America refund from closed JONAH account  
\$ 28,210.74- received from clients of Robert Vazzo from Robert Morgan.

Mr. Vazzo and Mr. Morgan provide counselling and had referral agreements with JONAH. When JONAH was dissolved these agreements were assigned to JIFGA. These payments were made pursuant to those agreements. Neither of these gentlemen reside in New Jersey nor provide services in New Jersey. None of the referrals are from people who reside in New Jersey and all of the referrals were made prior to the settlement agreement being entered into. While not all of the referrals are for people seeking assistance with "same sex attraction" some most likely are. However these referrals clearly do not fall within the activity prohibited by the settlement agreement as they have no connection with New Jersey and the actual referrals



LAW OFFICES  
**MESSINA LAW FIRM**

James L. Bromely  
January 25, 2018  
Page 2

pre-date the agreement.

With regards to the payments made by JIFGA, payments in the total amount of \$42,549 were made to the following people and entities:

RAIDO Communications \$7,902.26  
Robert Morgan- \$7,513.38  
Robert Vazzo- \$5,710.00  
Steven Olmeda- \$21,428.50

Mr. Olmeda provides bookkeeping services and computer related services to JIFGA. The payments to Mr. Morgan and Mr. Vazzo are related to the above mentioned referral agreements. Some clients send payments to JIFGA (as assignee of JONAH) who then forwards a portion of the payments to Mr. Morgan or Mr. Vazzo as the case may be. The amount of the payments reflect set offs that are owed JIFGA for referral fees on clients who paid Morgan and Vazzo directly. Once again, none of the individuals are in any way connected with New Jersey and these payments pertain to referrals that pre-date the settlement agreement. I have enclosed copies of the 1099's for both Mr. Morgan and Mr. Vazzo. Tax ID numbers have been redacted.

This information should satisfy you that my client has not violated the settlement agreement. Should you have any further questions please feel free to telephone me.

Sincerely



Michael P. Laffey

MPL/hs  
cc: clients

VOID  CORRECTED

PAYER'S name, street address, city or town, state or province, country, ZIP or foreign postal code, and telephone no. <b>Jewish Institute for Global Awareness</b> 80 Grand St. Jersey City, NJ 07302 201-946-9933		1 Rents \$	OMB No. 1545-0115 <b>2016</b> Form 1099-MISC		<b>Miscellaneous Income</b>	
PAYER'S federal identification number 810-950-956		2 Royalties \$	3 Other income \$	4 Federal income tax withheld \$		<b>Copy C For Payer</b>
RECIPIENT'S identification number [REDACTED]		5 Fishing boat proceeds \$	6 Medical and health care payments \$		<b>For Privacy Act and Paperwork Reduction Act Notice, see the 2016 General Instructions for Certain Information Returns.</b>	
RECIPIENT'S name <b>Robert Vazzo</b> Street address (including apt. no.) 1063 Spotted Saddle St. City or town, state or province, country, and ZIP or foreign postal code Henderson, NV 89105		7 Nonemployee compensation \$ 5710-	8 Substitute payments in lieu of dividends or interest \$			
Account number (see instructions)		FATCA filing requirement <input type="checkbox"/>	2nd TIN not. <input type="checkbox"/>	9 Payer made direct sales of \$5,000 or more of consumer products to a buyer (recipient) for resale <input type="checkbox"/>		10 Crop insurance proceeds \$
13a Section 409A deferrals \$		13b Section 409A income \$		11		12
13 Excess golden parachute payments \$		14 Gross proceeds paid to an attorney \$		16 State tax withheld \$	17 State/Payer's state no. \$	
15a Section 409A deferrals \$		15b Section 409A income \$		18 State income \$	18 State income \$	

Form 1099-MISC

www.irs.gov/form1099misc

Department of the Treasury - Internal Revenue Service

VOID  CORRECTED

PAYER'S name, street address, city or town, state or province, country, ZIP or foreign postal code, and telephone no. <b>Jewish Institute for Global Awareness</b> 80 Grand St. Jersey City, NJ 07302 201-946-9933		1 Rents \$	OMB No. 1545-0115 <b>2016</b> Form 1099-MISC		<b>Miscellaneous Income</b>	
PAYER'S federal identification number 810-950-956		2 Royalties \$	3 Other income \$	4 Federal income tax withheld \$		<b>Copy C For Payer</b>
RECIPIENT'S identification number [REDACTED]		5 Fishing boat proceeds \$	6 Medical and health care payments \$		<b>For Privacy Act and Paperwork Reduction Act Notice, see the 2016 General Instructions for Certain Information Returns.</b>	
RECIPIENT'S name <b>Robert Morgan</b> Street address (including apt. no.) 7635 Westwind Lane City or town, state or province, country, and ZIP or foreign postal code Houston, TX 77071		7 Nonemployee compensation \$ 7513.38	8 Substitute payments in lieu of dividends or interest \$			
Account number (see instructions)		FATCA filing requirement <input type="checkbox"/>	2nd TIN not. <input type="checkbox"/>	9 Payer made direct sales of \$5,000 or more of consumer products to a buyer (recipient) for resale <input type="checkbox"/>		10 Crop insurance proceeds \$
13a Section 409A deferrals \$		13b Section 409A income \$		11		12
13 Excess golden parachute payments \$		14 Gross proceeds paid to an attorney \$		16 State tax withheld \$	17 State/Payer's state no. \$	
15a Section 409A deferrals \$		15b Section 409A income \$		18 State income \$	18 State income \$	

Form 1099-MISC

www.irs.gov/form1099misc

Department of the Treasury - Internal Revenue Service

# **Exhibit 56**

**From:** Michael Laffey  
**To:** [Kessler, Thomas](mailto:Kessler.Thomas)  
**Cc:** ["Bruce D. Greenberg"](mailto:Bruce.D.Greenberg); ["David Dinielli"](mailto:David.Dinielli); [scott.mccoy@splcenter.org](mailto:scott.mccoy@splcenter.org); [Bromley, James L.](mailto:Bromley.James.L); [Bensman, Lina](mailto:Bensman.Lina); [Frenkel, Michael](mailto:Frenkel.Michael)  
**Subject:** RE: JONAH default cure documents  
**Date:** Friday, June 15, 2018 12:02:41 PM  
**Attachments:** [replace#9.pdf](#)  
[replace#7.pdf](#)  
[replace #5.pdf](#)

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Tom,  
Attached please find replacement PDF's for numbers 5, 7 and 9.

Thank you for bringing this to my attention.

Michael P. Laffey  
961 Holmdel Road  
Holmdel NJ 07733  
o-732-332-9300  
c- 732 642 6784  
f-732-332-9301

-----Original Message-----

From: Kessler, Thomas [<mailto:tkessler@cgsh.com>]  
Sent: Thursday, June 14, 2018 7:57 PM  
To: Michael Laffey <[mlaffey@messinlawfirm.com](mailto:mlaffey@messinlawfirm.com)>  
Cc: Bruce D. Greenberg <[BGreenberg@litedepalma.com](mailto:BGreenberg@litedepalma.com)>; David Dinielli <[david.dinielli@splcenter.org](mailto:david.dinielli@splcenter.org)>; scott.mccoy@splcenter.org; Bromley, James L. <[jbromley@cgsh.com](mailto:jbromley@cgsh.com)>; Bensman, Lina <[lbensman@cgsh.com](mailto:lbensman@cgsh.com)>; Frenkel, Michael <[mfrenkel@cgsh.com](mailto:mfrenkel@cgsh.com)>  
Subject: Re: JONAH default cure documents

Thanks, Mike. Plaintiffs continue to reserve all rights, including with respect to Defendants' ability to cure and the sufficiency of any attempt to cure.

Separately, we have identified a few instances where information appears not to have been redacted (for example, a name in client #9's file and an email address in client #5's file). We have not endeavored to review all of the files for these issues, but to the extent you would like to provide corrected PDFs for files that require additional redaction, we will be happy to discard the prior versions.

Thanks,  
Tom

> On Jun 14, 2018, at 5:42 PM, Michael Laffey <[mlaffey@messinlawfirm.com](mailto:mlaffey@messinlawfirm.com)> wrote:

>

> Tom,

> There were a total of 9 clients where fees owed to Morgan and Vazzo for counselling services were collected by JIFGA. Attached you will find the payment records for each of those clients. Personal identifiers have been removed and each client has been given a number 1-9. Also attached is a copy of the check and transmittal letter sent to each client as well as the

certified mailing record. Also attached are a copies of checks to Vazzo and Morgan which represents monies they sent to JIFGA for clients that were referred by JONAH.

> JIFGA has refunded all monies received from people receiving counselling from JONAH referred counsellors and all monies received from Counsellors for referrals made. JIFGA no longer receives or has an agreement with any counsellor to receive referral fees of any type.

>

> Arthur Goldberg has cured the alleged breach of the settlement agreement as directed by Judge Bariso.

>

> Should you have any questions please contact me.

>

> Thank you.

>

>

> Michael P. Laffey

> Messina Law Firm

> 961 Holmdel Road

> Holmdel NJ 07733

> o-732-332-9300

> c- 732 642 6784

> f-732-332-9301

>

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> <Mailing and checks.pdf.secure>

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**Attachments Filed  
Under Seal**