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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

WORLD SERVICE OFFICE, INC. : CIVIL ACTION

vs.

DAVID MOORHEAD

: NO. 90-7631

PHILADELPHIA, PENNSYLVANIA
January 4, 1991
BEFORE HONORABLE LOUIS H. POLLAK, J.

APPEARANCES:

FOR THE PLAINTIFF:

SYNNESTVEDT & LECHNER
BY: JOHN T. SYNNESTVEDT, ESQUIRE
SCOTT J. FIELDS, ESQUIRE
2600 One Reading Center
1101 Market Street
Philadelphia, Pennsylvania 19107

FOR THE DEFENDANT:

DAVID MOORHEAD,
Pro Se

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SYNNESTVEDT & LECHNER	
ATTN:	ITS/SJF

1 (Whereupon, the Court began the proceedings at
2 9:45 a.m.)

3 MR. SYNNESTVEDT: The parties have carefully
4 followed Your Honor's instructions and have worked
5 together long and diligently and have reached an
6 agreement.

7 THE COURT: That's very gratifying.

8 MR. SYNNESTVEDT: It's one that finally disposes
9 of this matter, subject to Your Honor's entry of an
10 order, that we worked out the language of, and I'd like
11 at this time to hand up a copy of the agreement that the
12 parties entered into. Attached as Exhibit A is a copy of
13 the proposed form of order.

14 THE COURT: Let me take a moment to look at
15 this.

16 MR. SYNNESTVEDT: I'm sorry, I didn't have an
17 opportunity to get it down to Your Honor earlier this
18 morning. We made the last revisions after 9 o'clock.

19 THE COURT: Obviously, you have been working
20 very intensively.

21 (Pause.)

22 Well, that sounds like a very constructive
23 agreement, indeed, that you've arrived at, and I
24 congratulate you. I call your attention to a couple of
25 very minor typographical matters I think you might want

1 to amend.

2 On page two, fifth line from the bottom -- well,
3 I think the last word of that line should be "either the"
4 or "a," but not both of them. That is, "either entered
5 the preliminary hearing," or "entered a preliminary
6 hearing."

7 MR. SYNNESTVEDT: I think the word "the" should
8 be stricken, Your Honor.

9 THE COURT: All right. Suppose we make the
10 changes and have the parties who are here with us in the
11 court today initial the changes. I would think that
12 would make good sense.

13 In the same line, my first name is L-O-U-I-S.

14 MR. SYNNESTVEDT: Sorry about that, Your Honor.

15 THE COURT: No apologies are necessary. I
16 routinely have my name misspelled, but it's usually my
17 last name.

18 On page three, in the fourth line of motion two,
19 I think you mean "its" without an apostrophe; do you
20 not?

21 MR. SYNNESTVEDT: Yes, Your Honor.

22 THE COURT: And I would, in the same vein, I
23 would suggest that on page four, the various times where
24 you refer to RSRs, that you probably don't want an
25 apostrophe there, either. It's just an ordinary plural,

1 isn't it?

2 MR. SYNNESTVEDT: Yes, I think that's correct,
3 Your Honor.

4 THE COURT: The second line of the first full
5 paragraph where it says, "four RSRs," and then down on
6 the seventh line, the last word of the line is --

7 MR. SYNNESTVEDT: On the third line, too, Your
8 Honor.

9 THE COURT: On the third line, correct, and the
10 third line. And, finally, I guess it's the 12th line,
11 the third word, "by the RSRs," again you probably would
12 not want the apostrophe. I'm sure you really didn't want
13 me to be your proofreader, but it's very hard for me to
14 read without a pen in my hand.

15 I'm certainly entirely satisfied to enter the
16 Order which you are requesting me to enter by consent.

17 MR. SYNNESTVEDT: Thank you, Your Honor. I have
18 the original typed version here.

19 THE COURT: You and Mr. Moorhead want to agree
20 on and initial the changes in the agreement.

21 MR. SYNNESTVEDT: Mr. Moorhead has requested an
22 opportunity to address the Court.

23 THE COURT: I'd be delighted to hear from Mr.
24 Moorhead before I sign this Order.

25 MR. MOORHEAD: Your Honor, our Society of

1 Narcotics Anonymous is only a microcosm of society at
2 large, and we are thankful for the insight and the
3 direction that you have offered us. We have many things
4 to learn as individuals and human beings, and we must
5 remain open to instructive, sound, wise admonishments
6 that help redirect us in our endeavors.

7 Your patience and your tolerance for the
8 proceedings that were in front of you the other day, and
9 your admonishments to us at the end, were the catalyst
10 that brings us to the point where we are today, putting
11 seven years of deviousness and hurt feelings and
12 diversion from our societal purposes behind us. This is
13 truly, in my mind, and in minds of all who have attended
14 and participated thus far, a truly momentous day in the
15 history of not only Narcotics Anonymous, but perhaps it
16 may have further far-reaching implications for society as
17 a whole.

18 I would beg Your Honor, if there is ever a time
19 that someone comes before your court that is in need of
20 an organization such as ours, that you not hesitate to
21 call upon me personally or any one of the people who were
22 here in this courtroom, because, quite frankly, sir, we
23 will go to the mat for them, and we're going to the mat
24 for you, too. Thank you.

25 THE COURT: Well, I thank you, Mr. Moorhead, for

1 what you have said. And I thank all of you for the very
2 constructive spirit in which you have approached this
3 matter.

4 There are lots of lawsuits that come to a
5 federal court ranging all over the canvass, civil and
6 criminal alike, and most people don't come to court
7 unless there's considerable trouble. There are
8 occasional times when one feels that a judicial
9 intervention serves some constructive purpose. There are
10 many times when one feels that all a court can do is
11 contribute an orderly framework for the disposition of a
12 problem and determine what the society's response must be
13 where people are unable to resolve disagreements for
14 themselves. But, not infrequently, one feels not a great
15 sense of accomplishment besides registering society's
16 verdict and establishing the discipline framework.

17 One doesn't feel a great sense of accomplishment
18 in the sense that too often one is not very sanguine that
19 constructive things will follow. This litigation is an
20 exception, and an enormously gratifying exception to that
21 generalization.

22 On the basis of what you, Mr. Synnestvedt, and
23 you, Mr. Moorhead, have said, and on the basis of the
24 text of the agreement you've arrived at, and the Order of
25 which you are asking me to sign, and which I very happily

1 do sign, I feel that the auspices are very good for
2 moving forward in a constructive way, with efforts which
3 obviously are of enormous consequence to the society.
4 And I'm most gratified to the extent that our efforts
5 here, the day before yesterday and this morning, have led
6 in this proper direction.

7 I certainly will bear in mind, Mr. Moorhead, as
8 I continue to do my work here, that we are in some
9 significant sense institutionally working in parallel
10 ways for these very important common purposes. And I
11 will look forward to hearing, I hope -- perhaps the
12 parties will favor me with letting me know what happens
13 to accomplish the ends which are identified in your
14 agreement, most particularly what provisions are
15 ultimately determined by the processes which are
16 contemplated for further consideration by the
17 Conference.

18 I should add that I am gratified at the thought
19 that the parties have felt that something useful might be
20 accomplished by publishing what I had to say in court on
21 January 2. I will have to tell you that after that
22 hearing, I was a little concerned, perhaps more exigent
23 in my censure and less appreciative of your various
24 efforts than I should have been. But I am glad that some
25 positive message came through, and that in response to

1 it, you were able to work so successfully together.

2 So I have signed this Order, and I will ask if
3 you will, that you -- will you undertake to file this,
4 Mr. Synnestvedt?

5 MR. SYNNESTVEDT: Yes, Your Honor.

6 THE COURT: Perhaps if you would kindly return a
7 copy of the agreement to my chambers.

8 MR. SYNNESTVEDT: Yes, Your Honor. The
9 agreement is to be modified slightly by those
10 typographical corrections. Thank you, Your Honor.

11 THE COURT: Thank you all. Unless there's
12 anything further, we are in recess.

13 (Whereupon, the Court adjourned the proceedings
14 at 10:00 a.m.)

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