

IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

THE CHURCH OF THE HOLY LIGHT
OF THE QUEEN, et al.,

CV 08-3095-PA

Plaintiffs

V.

MICHAEL B. MUKASEY, et. al.,

Defendants

**AMENDED WITNESS STATEMENT
OF
JACQUELYN PRESTIDGE**

My name is Jacquelyn Prestidge. I am a 63 year old wife of 30 years, mother and stepmother of 6, grandmother of 17. I have a Bachelors of Science from UCLA and a Certificate of Physical Therapy from Stanford University. I was raised in the Episcopal Church.

I retired from my physical therapy practice 10 years ago. Besides all of the activity a large family generates, and my many sports and out of door pursuits, I am on the Board of Directors of CHLQ and reside in Bend, OR where we have a provisional church which is a small congregation directly under the authority of CHLQ Ashland and it's board of directors. I have been a member of the church since 2004.

Even though I am somewhat safe in Oregon to practice my religion as I choose due to the ruling of the Oregon Pharmacy Board and the Oregon Attorney General in 2002, the threat of arrest from the federal government is still a real and incipient threat that colors my religious practice and everyday life in a very significant way. I haven't

been able to tell all of my family about my form of Christian worship and spiritual connection because of concern for some family members not keeping our conversations to themselves. I have the shame and embarrassment that my religious practice, though legal, is treated as illegal in the eyes of the federal government who act as though members of our church are common criminals. That is the real shame.

Most importantly, I am in constant fear that being named a plaintiff exposes me to additional risk since my membership in the Santo Daime Church will be made public. Jonathan's description of agents with guns breaking into his home and arresting him in front of his family is never far from my mind, and it causes grave concern.

I am a model citizen, wife, mother and grandmother. I am highly respected in my community. I am deeply loved and respected by my large family. I am the one in our family and among friends who everyone comes to for listening to their problems, for holding their confidences close to my heart, and for giving advice when asked. Integrity is a quality many attribute to me, but I feel this description is compromised by my conviction to worship in the manner that resonates the most for me and the failure of the government to recognize my religious freedom to do so.

We are a serious religious community which holds the utmost respect and love for our sacrament which embodies the Christ. It is a very precious gift. Our complaint and witnesses will address that there is complete long-term safety in drinking the tea and that all of the tea is accounted for with a chain of custody procedure. The Supreme Court has ruled that the government was wrong in seizing the hoasca from the UDV and that the UDV can practice their religion. We are asking for the same rights with the Daime tea.

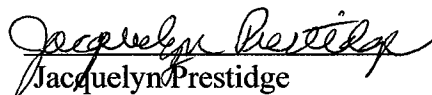
As noted in the Declarations of my sisters and brothers in the church, we have all lived in fear for years and have finally gotten up the courage to come forward and seek to be legitimized by this Court. We have had to choose between abandoning our religion or practicing underground with the fear of arrest and prosecution. We choose to be legitimate.

Since filing the case and placing our names out in public, many of the Church members' fears have increased greatly, and the sense of peril has become heightened. Unless we obtain protection from the Court, it is my belief that we will lose most or all of our members as we will have to abandon the central practice of our religion, the taking of the holy Daime tea. The Church will no longer exist if it cannot engage in its religious services and practices.

We are asking for relief from government persecution as stated in our complaint.

Pursuant to 28 USC Section 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 31st day of October, 2008.


Jacquelyn Prestidge

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing AMENDED WITNESS STATEMENT
OF JACQUELYN PRESTIDGE on:

Eric Joseph Beane / Brigham J. Bowen / Julie Straus / Lily Farel
Civil Division, Federal Programs Branch
U.S. Department of Justice
P.O. Box 883, Room 7124
Washington, DC 20044
Attorneys for Defendants

by mailing a copy thereof in a sealed, first-class postage prepaid envelope,
addressed to each attorney's last-known address and depositing in the U.S. mail at Portland,
Oregon on the date set forth below;

by causing a copy thereof to be hand-delivered to said attorneys at each
attorney's last-known office address on the date set forth below;

by sending a copy thereof via overnight courier in a sealed, prepaid envelope,
addressed to each attorney's last-known address on the date set forth below;

by faxing a copy thereof to each attorney's last-known facsimile number on
the date set forth below; or

by filing electronically via the court's CM/ECF system.

DATED this 1st day of December, 2008.

TONKON TORP LLP

By *Don H. Marmaduke*

Don H. Marmaduke
OSB No. 530727
Direct Dial: 503.802.2003
Direct Fax: 503.972.2003
Email: don.marmaduke@tonkon.com
Attorneys for Plaintiffs