

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION**

E. KWAN CHOI, individually and on behalf of )  
URANTIA FOUNDATION, URANTIA )  
CORPORATION, URANTIA BROTHERHOOD )  
ASSOCIATION, and ANDITE CORPORATION, )

Plaintiff, )

v. )

K. RICHARD KEELER, GEORGES )  
MICHELSON-DUPONT, MO SIEGEL, GARD )  
JAMESON, AND JAMES RYAN, not individually )  
But as Illinois Attorney General, )

Defendants. )

Case No. 02 CH 4053

Judge Sofia Hall

**DEFENDANTS' MOTION FOR JUDGMENT ON THE PLEADINGS**

NOW COME Defendants K. RICHARD KEELER, GEORGES MICHELSON-DUPONT, MO SIEGEL, and GARD JAMESON (collectively, the "Controlling Trustees" or "Defendants"), by their attorneys, Gardner, Carton & Douglas, and pursuant to Section 2-615(e) of the Illinois Code of Civil Procedure, hereby move this Court to enter judgment in their favor as to Plaintiff E. Kwan Choi's Complaint. In support of this Motion, Defendants state as follows:

1. Plaintiff E. Kwan Choi brings this action for declaratory and injunctive relief against Defendants, the Controlling Trustees of the Urantia Foundation, an Illinois charitable trust, challenging his suspension and pending removal as Trustee from the Urantia Foundation. Plaintiff was suspended as a Trustee by unanimous vote of the Defendants on September 7, 2001. At the next two quarterly meetings held on November 10, 2001 and January 19, 2002, the Controlling Trustees again unanimously voted to remove Plaintiff as a Trustee. A unanimous vote for removal at the next meeting scheduled for April 20, 2002, followed by the certification and recordation of the removal, will complete the removal process.

2. Plaintiff asks this Court to declare that the Controlling Trustees have no reason to remove Plaintiff as a Trustee and to order that Controlling Trustees be enjoined from completing the removal process and that Plaintiff be reinstated as a Trustee.<sup>1</sup>

3. As demonstrated in the attached Memorandum in Support, Defendants are entitled to entry of judgment on the pleadings in their favor. The Declaration of Trust creating the Urantia Foundation expressly and unambiguously authorizes the Trustees to remove an individual Trustee "for *any reason* by a unanimous vote of the remaining Trustees." (Declaration of Trust, Section 7.5) (emphasis added). Thus, the Declaration of Trust provides to the Controlling Trustees plenary authority to remove Trustees from the Foundation. In short, Plaintiff has not and cannot establish entitlement to declaratory or injunctive relief.

WHEREFORE, for the reasons stated in the attached Memorandum in Support, Defendants respectfully request that this Honorable Court enter judgment on the pleadings in Defendants' favor.

**DEFENDANTS K. RICHARD KEELER,  
GEORGES MICHELSON-DUPONT,  
MO SIEGEL, AND GARD JAMESON**

By: Wallace C. Solberg  
One of their Attorneys

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<sup>1</sup> Plaintiff also purports to bring this action on behalf of the Foundation, the Urantia Corporation, the Andite Corporation, and the Urantia Brotherhood Associations (collectively, the "Corporations"), which are all not-for-profit corporations organized under the laws of Illinois. As set forth *infra*, Plaintiff has no standing to represent the Corporations.