EXHIBIT 41

Exhibit A

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS
(EASTERN DIVISION)

THE NATIONAL SPIRITUAL ASSEMBLY OF THE BAHA'IS OF THE UNITED STATES OF AMERICA UNDER THE HEREDITARY GUARDIANSHIP, INC. a Not-for Profit Corporation under the laws of New Mexico, Plaintiff	
vs	64 C 1878
THE NATIONAL SPIRITUAL ASSEMBLY OF THE BAHA'IS OF THE UNITED STATES OF AMERICA, INC., describing itself as the "elected administrative body of the Baha'i religious community of the United States", unincorporated, Defendant	

AMENDED COMPLAINT

THE NATIONAL SPIRITUAL ASSEMBLY OF THE BAHA'IS OF THE UNITED STATES OF AMERICA, UNDER THE HEREDITARY GUARDIANSHIP, INC., a NOT-FOR-PROFIT CORPORATION UNDER THE LAWS OF NEW MEXICO, by its Attorney, DONALD S. FREY, hereby alleges as follows:

COUNT ONE

(1) That the plaintiff is a religious not-for-profit corporation incorporated under the laws of New Mexico, with its principal office in the state of New Mexico.

(2) That the defendant is unincorporated but consisting of nine individuals claiming to have been properly "elected by adults in the United States who are believers in the Baha'i Faith" and responsible for the affairs and properties

of the believers in the Baha'i Faith.

(3) That a major property or real estate holding of the real believers of the Baha'i Faith is a temple and other offices later described in this complaint located at the Village of Wilmette, County of Cook, State of Illinois, and the value of this particular property is in excess of 3 million dollars.

(4) That the defendant assumes the responsibility and physical control of the abovesaid property in Wilmette, Illinois, and all other property located in the United States.

(5) That the plaintiff corporation seek an injunction from this court to prevent the continued trespass by the defendant of real property which the corporation owns and which is located within the jurisdiction of this court.

(6) That the said plaintiff corporation consists of the members of the Baha'i World Faith resident within the United States of America who have expressed their belief in all the tenets of the said faith, including the principle known as "the hereditary guardianship".

(7) That the said corporation is the national administrative institution for the world religious body known as the "Baha'i World Faith" and which at the world level has twin institutions - THE HEREDITARY GUARDIAN (as the supreme spiritual head) and the UNIVERSAL HOUSE OF JUSTICE (of which the HEREDITARY GUARDIAN is the President for life.

(8) That these twin institutions are based upon the following quotation: "The succession of Guardian in the

Institution of the Guardianship is hereditary in that the living Guardian must appoint his successor in his own lifetime, and he is for life the head of the Universal House of Justice which must be elected by universal suffrage, that is, by the believers." - (From The Will and Testament of Abdul'll'ah, page 14.)

(9) That SHOGHI EFFENDI (First Guardian of the Faith) on January 9, 1951, declared that the INTERNATIONAL BAHA'IS COUNCIL (newly formed in Haifa, Israel) was "the embryonic Universal House of Justice, destined to evolve into that body" and on March 2, 1951, SHOGHI EFFENDI publicly announced the appointment of one MASON REMEY as President of that Council, thereby evidencing his intention to have MASON REMEY become the Second Guardian of the Faith.

(10) That when the First Guardian of the Baha'i World Faith (SHOGHI EFFENDI) died suddenly in London, England, in 1957, a group of individuals, "The Hands of the Faith" (whom the said First Guardian had appointed to serve his needs and obey him (wrongfully announced and illegally sought to abolish the Guardianship institution and to elect a Universal House of Justice without a duly appointed President.

(11) That the "Hands of the Faith", acting without the Guardian, acting without authority, in 1958 succeeded in gaining physical control of the real estate and personal property of

the "Baha'i Faith" located in the United States and in several other countries of the world, claiming that a GUARDIAN for the Baha'i Faith no longer exists and that an improperly elected Universal House of Justice exists without its rightful President or Head, the GUARDIAN of the Faith.

(12) That MASON REMEY (the Second Guardian of the Faith) firmly declared in April, 1960, his authority as Guardian to all the members of the Baha'i Faith in various national and regional bodies throughout the world, but said "The Hands of the Faith" (directing the action of the defendant herein) have refused to cancel the improper action they have taken and have continued to use property belonging to the true and orthodox believers in the Baha'i World Faith under the HEREDITARY GUARDIANSHIP principle.

(13) The plaintiff therefore is the actual owner of the following described real estate in the Village of Wilmette, County of Cook, State of Illinois:

> Lot One (1) (except the West One Hundred Twelve (112) feet thereof) and except that part of Lot One (1) described as follows: Commencing at the Southeast corner of Lot One (1) thence running West along the South line of said Lot One (1) One Hundred Eleven (111) feet eight and three-eights (8 3/8) inches; thence running North Fifty-nine (59) feet; thence running East One Hundred Eight (108) feet, four and one-half (4 1/2) inches to the East line of said lot; thence running South to the place of beginning) in Block Seventeen (17) in Lake Shore Addition to Wilmette, being a Subdivision of the Southeasterly One Hundred Sixty (160) acres of the North section of Quilmette Reserve in Township 42 North, Range 13, East of the Third Principal Meridian.

and well and fully responsible for all other properties originally acquired by Baha'is in the United States.

(14) That the incorporation of the plaintiff as a religious body is filed with the United States Secretary of State, and the principal place of business as aforestated is in New Mexico, with the executive officer being Mr. Rex King, whose offices are at Las Vegas, N.M.

(15) That this action by the plaintiff is authorized by the said highest legal authority of the said religious body, namely MASON REMEY, duly recognized under the by-laws of the said plaintiff corporation as "The Second Guardian of the Baha'i World Faith", and the said MASON REMEY is currently a resident of Florence, Italy.

(16) That the said plaintiff corporation represents all the believers in the BAHA'I WORLD FAITH located in the U.S.A. whether or not the believers believe in the Guardianship principle, and in the "continuation of the administrative order as given to the believers by SHOGHI EFFENCI" (quoted from the Articles of Incorporation, Certificate No. 50,834) on file with the State Corporation Commission of the State of New Mexico).

(17) That the present chairman of the Board of Directors of the said plaintiff corporation is A. S. PETZOLDT, who resides at 2500 Vermont Street, Quincy, Illinois, and the powers of the Board of Directors include the management of the business affairs of the corporation, including the management of all real estate owned by the BAHA'I WORLD FAITH in the United States, this authority based upon a Declaration of Trust of

the believers of the Faith which head in the U.S.A. "shall constitute the sole electoral body of the U.S. in the formation of the Universal House of Justice provided for in the Sacred writings of the Baha'i Cause". (Quoted from Article VIII of the Declaration.)

(18) That the Declaration of Trust under which the said corporation plaintiff was organized declares clearly in Article XVI that all decisions in "matters pertaining to the activities and affairs of the Baha'i Cause in the United States... shall be subject in every instance to ultimate review and approval by the GUARDIAN of the Cause or the Universal House of Justice."

COUNT TWO

(19) That paragraphs (1) through (18) be incorporated as part of this Count Two.

(20) That this count by the plaintiff is pursued for the purpose of requiring specific performance from those individuals possessing and controlling the properties in Wilmette, Illinois, described as MASHRIQU'L-ADHKAR.

(21) That the persons in specific control of the books, magazines and newspapers and institutions and edifices for humanitarian service be required to publish and discuss openly and fully the essential nature of the Hereditary GUARDIANSHIP principle as part of the Baha'i World Faith.

(22) That the "promotion of the oneness of mankind" (Art. VIII of the Declaration of Trust) cannot be carried forward where the defendant seeks to maintain the said real properties and temples in violation of the basic principle of HEREDITARY Guardianship.

COUNT THREE

(23) That the previous allegations of Paragraphs (1) through (18) inclusive be incorporated as part of this Count.

(24) That this count is to declare a breach of trust of the "Declaration of Trust" first established by SHOGHI EFFENDI under which those believers in the Baha'i World Faith believe themselves to be bound and request the court to name a RECEIVER to take control of all the real properties of the Baha'i World Faith in the United States until such breach is corrected and the properties are restored to those believers who are the properly constituted authorities "according to the principles of Baha'i affiliation and administration created and established by BAHA'U'LLAH". (Quoted from said Declaration of Trust.)

(25) That the corporation has reason to believe that pursuant to Article II (b) of the Declaration of Trust, the Baha'i World Faith is receiving since 1958 various gifts, devises and bequests of money or other property and is itself the beneficiary of other trust, all of which property and income rightly belongs to the plaintiff in view of the

plaintiff representing the true and orthodox belief representing the true and orthodox believ in "the life and utterances of BAHA'U'LLAH", and that these gifts and income located within the United States are believed to aggregate a sum of money in excess of one million dollars.

COUNT FOUR

(29) That the previous allegations of Paragraphs (1) through (18) inclusive be incorporated as part of this Count.

(30) That this count is to declare certain compensatory damages suffered by the believers in the BAHA'I WORLD FAITH by reason of the improper conduct of the above-described "Hands of the Faith" represented by the defendant that sought to abolish the institution of the GUARDIANSHIP and to elect a Universal House of Justice without a duly appointed President or head.

(31) That the plaintiff has been placed to considerable expense to maintain and to educate people on the essential character of the Institution of HEREDITARY GUARDIANSHIP made necessary by the defendant's conduct.

(32) That the plaintiff and all of the believers in the Hereditary Guardianship principle have been denied access to temples of universal worship already constructed by the believers in the faith and hence have been placed to other expenses to

improvise temporary places of worship and assemble.

W H E R E F O R E PLAINTIFF PRAYS:

As to COUNT ONE:

(1) That this Court issue immediately an injunction preventing any trespass on all of the real property owned by the plaintiff by any individual pretending to be a believer in the BAHA'I WORLD FAITH but actually denying the principle of the Hereditary Guardian.

(2) A further order requiring delivery of possession of all of the real property occupied by representatives of believers in the BAHA'I WORLD FAITH but who deny the HEREDITARY GUARDIANSHIP to the plaintiff corporation.

As to COUNT TWO:

(1) That an order be entered requiring the defendants to specifically perform in accordance with all of the tenets of the BAHA'I WORLD FAITH and particularly to teach and publish documents with reference to the principle of Hereditary Guardianship.

(2) And further, to specifically perform their functions as custodians of temples for worship and all other buildings associated with the BAHA'I WORLD FAITH to reveal and believe in the principle of Hereditary Guardianship and full obedience to interpretations of that faith by the present Guardian.

As to COUNT THREE:

(1) A breach in the declaration of trust established by SHOGHI EFFENDI be ruled and the parties responsible for the breach be restrained from performing any further in violation of said declaration of trust.

(2) A ruling restoring to the plaintiff all monies and other property and income from other trusts that were to be delivered only to parties or agencies complying with all of the principles of the declaration of trust established by SHOGHI EFFENDI.

As to COUNT FOUR:

(1) That a judgment be entered awarding to the plaintiff the sum of $100,000 (One Hundred Thousand Dollars) to compensate for costs and attornies' fees incurred by the illegal action on the part of the defendant in compelling the plaintiff corporation to incur considerable expense, embarrassment, and considerable confusion and loss of confidence.

A. S. PETZOLDT, Chairman of the Board
The National Spiritual Assembly of the
Baha'is of the United States of America
under the Hereditary Guardianship, Inc.

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

A. S. PETZOLDT, being duly sworn, deposes and says that he has read the foregoing ten pages of the Amended Complaint on

behalf of THE NATIONAL SPIRITUAL ASSEMBLY OF THE BAHA'IS OF THE UNITED STATES OF AMERICA UNDER THE HEREDITARY GUARDIANSHIP, INC., and that the facts stated therein are true.

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SUBSCRIBED AND SWORN TO
before me this
day of
A.D., 1965.

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NOTARY PUBLIC