

2014 WL 4721055 (Mo.Cir.) (Trial Pleading)
Circuit Court of Missouri.
Jackson County

Jane Doe LK and John Doe GK an individual, Plaintiffs,
v.
REVEREND STANLEY ARNOLD ARCHIE, and Christian Fellows Baptist Church, Defendants.

No. 1216-CV00292.
August 1, 2014.

Jury Trial Demanded

Plaintiff's Second Amended Petition for Damages

Randles, Mata & Brown, LLC, [Rebecca M. Randles](#), MO#40149, 406 West 34th Street, Suite 623, Kansas City, MO 64111, rebecca@rmblawyers.com, (816) 931-9901; (816) 931-0134 (Fax), for plaintiffs.

COME NOW Plaintiffs, Jane Doe LK and John Doe GK, and for their causes of action against Defendants alleges as follows:

JURISDICTION AND VENUE

1. This Court has jurisdiction over the causes of action asserted herein and over the parties to this action. Plaintiff asserts claims under Missouri common law. This Court has jurisdiction because Defendants including but not limited to, owned and operated Christian Fellowship Baptist Church in Kansas City, Missouri, is licensed to do business or transact business in Missouri and has obtained the benefits of the laws of the State of Missouri and the benefits of the Missouri location. Finally, all of the wrongful acts described herein occurred in the State of Missouri.

2. Venue is proper in Jackson County, Missouri under [R. S. Mo. § 508.010 \(2002\)](#), inasmuch as this is the location of Defendant Church's principal place of business and the injuries occurred in Jackson County..

PARTIES

3. Plaintiff Jane Doe LK is an adult woman and a resident of the State of Missouri.

4. Plaintiff John Doe GK is an adult man and a resident of the State of Missouri.

5. At all times material, Defendant Christian Fellowship Baptist Church (hereinafter "Church") was and continues to be a corporation doing business in Missouri with its principal place of business located at 4509 Troost Avenue, Kansas City, MO.

6. Defendant Reverend Stanley Arnold Archie is a resident of Kansas City, Missouri during the misconduct alleged herein. Defendant Archie is now a minister at the Christian Fellowship Baptist Church in Kansas City, Missouri.

7. At all times material hereto, Reverend Archie was under the direct supervision, employ and control of the Church.

8. At all times, Defendant Archie acted upon the authority of and at the request and / or permission of the Defendant Church.

9. Defendant Archie performed much of his work on the premises owned by Defendant Church and almost all of the misconduct alleged herein took place upon Church owned and controlled premises.

BACKGROUND FACTS APPLICABLE TO ALL COUNTS

10. Plaintiff was a member of the congregation of the Church from approximately 1995 until approximately 2007.

11. After becoming a member of the Church, Reverend Archie became very close to plaintiff, her husband and children.

12. Plaintiff held various offices in the church including Vice President of the Women's Leadership Team from 1996 -- 2000.

13. In approximately 2000, Defendant Archie asked Plaintiff to become his assistant. By that time, he had become very involved in the lives of Plaintiff and her children.

14. She was told that the current assistant was going to become a youth worker instead, a representation that later proved to be false.

15. She accepted the position.

16. Thereafter, the Defendant Archie began violating boundaries. He began calling her every morning at approximately seven thirty. Even after being told that she did not like the calls and they were upsetting her husband, he continued.

17. On one occasion, Archie was renewing his vows. After the ceremony, he told Plaintiff he needed to go back to church with her. During that time, he told her that he believed she needed to have counseling.

18. Plaintiff revealed to him that she did not trust men due to her history of sexual abuse as a child.

19. Reverend Archie indicated that he would help her overcome her lack of trust and began a counseling and pastoral relationship with Plaintiff.

20. Reverend Archie began regular "counseling" sessions with Plaintiff in his office. Each of the conversations he had with her ended up in a discussion of sexual matters.

21. He discovered Plaintiff's deepest vulnerabilities and began to **exploit** them for his own gratification.

22. She began to emotionally crash, becoming deeply depressed and withdrawn.

23. As a result, her relationship with her husband and family began to suffer.

24. Archie began making more and more demands on Plaintiff's time and began crossing boundaries with her.

25. At all times, Archie told Plaintiff that he was her pastor and mentor and nothing they were doing was wrong. He represented to her that he was engaging in spiritual and psychological counseling with her that would help her overcome her emotional issues.

26. Archie gave plaintiff gifts and a surprise party; he took her out of town with him on speaking engagements for her to assist him there.

27. Over time, he began hugging her and became more and more physically affectionate. He also played on her sense of compassion, requiring her to attend his allergy doctor appointments with him.

28. He also began telling plaintiff of increasingly personal information that included what Plaintiff understood as implicit threats of violence.

29. He told her of his own abuse as a child and indicated he had been a pimp, engaged in criminal activity and being a member of a mob or gang of some kind.

30. Plaintiff and Defendant Archie became involved in a sexual relationship that arose from the "counseling" he provided and was enforced by the fear Defendant Archie knew that Plaintiff exhibited.

31. At the time that Defendant Archie had sexual contact with Plaintiff, Defendant falsely represented to Plaintiff that he was providing spiritual counseling, comfort, mentor and advice to Plaintiff. Archie told the emotionally vulnerable and depressed woman that he was her spiritual advisor and next to God. He made the sexual acts a Holy thing. Because of his position of power and the duress he created, Plaintiff was incapable of consenting to the sexual conduct.

32. The actions of Defendant Archie were outrageous and utterly repugnant to a civilized society.

33. Defendant Church knew or should have known of Defendant Archie's propensity to use his position as Pastor to access women as part of his official duties. Defendant Church had received reports of impropriety regarding Archie that involved an unreasonable risk of causing emotional distress to Plaintiff and other similarly situated individuals.

34. The Church's actions in allowing Defendant Archie to continue holding himself out as a priest and father figure to the church women with whom he came into contact, were outrageous and utterly repugnant to a civilized society. Defendants acted with depraved hearts knowing harm would occur, including the damages to Plaintiff described herein and other similarly situated vulnerable adults. Defendants knew or should have known this outrageous behavior would cause emotional distress to the victims, including Plaintiff.

35. After learning of Defendant and other agents' wrongful conduct, Defendant Church, by and through its agents, ratified the wrongful conduct described herein by failing to warn prospective congregants, their families, victims, and the public. Further, Defendants' conduct communicated to Plaintiff and other victims that their conduct was proper and that legal action was not necessary. Therefore, Defendants knew or should have known, that their actions would silence Plaintiff and other victims, prevent them from discovering their injuries, their complaints or possible other complaints or victims, and ultimately exacerbate their emotional distress and trauma. Defendants' should therefore be estopped from asserting any defense that Plaintiff's action is not timely because Defendants individually and in concert with each other, fraudulently concealed the wrongfulness of Defendant's conduct and the causal relationship of the harm suffered by Plaintiff.

36. In approximately 2007, plaintiff ended her relationship with Defendant Archie. Thereafter, the defendant began a campaign of harassment and defamation that has continued to problems that prevent her from knowing truth from falsity, embezzled funds and engaged in the present including telling church members and others that Plaintiff is a liar, has mental problems that prevent her from knowing truth from falsity, embezzled funds and engaged in other defamatory actions that have continued to the present.

37. As a direct result of Defendants' wrongful conduct, Plaintiff has suffered and continues to suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; was prevented and will continue to be prevented from performing her daily activities and obtaining the full enjoyment of life; has sustained loss of earnings and earning capacity; and/or has incurred and will continue to incur expenses for medical and psychological treatment, therapy, and counseling.

COUNT I

INTENTIONAL FAILURE TO SUPERVISE CLERGY DEFENDANT CHURCH

38. Plaintiff incorporates all paragraphs of this Petition as if fully set forth herein.

39. At all times material, Defendant Church was the supervisor and employer of Defendant Archie.

40. Upon information and belief, Defendants were aware of previous sexual misconduct by clergy within its boundaries, including Defendant Archie, and that future harm was certain or substantially certain to result without proper supervision. Defendants caused Defendant Archie to be transferred from earlier assignments because of his inappropriate sexual contact with parishioners.

41. Defendants disregarded the known risk of sexual abuse.

42. Defendants' inaction caused injury to Plaintiff.

43. Plaintiff was sexually abused on the property owned and operated by Defendant Church.

44. Defendants knew or should have known that inappropriate touching of parishioners by their employees and / or designated agents would cause or was substantially certain to cause those individuals harm.

45. Despite the risk posed by Defendant Archie, Defendants continued to place Defendant Father Archie in positions in which he would have daily contact and counseling with vulnerable members of the congregation.

46. Despite the risk posed by Defendant Archie, Defendants ratified his actions.

47. By engaging in these actions, Defendants disregarded the risk posed by Defendant Archie to Plaintiff and similarly situated females.

48. Defendant's actions and / or inactions were willful, wanton and reckless for which punitive damages and / or damages for aggravating circumstances are appropriate.

49. As a result of Defendants' failure to properly supervise Defendant Archie, Plaintiff was injured and has suffered, and continues to suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; was prevented and will continue to be prevented from performing her daily activities and obtaining the full enjoyment of life; has sustained loss of earnings and earning capacity; and/or has incurred and will continue to incur expenses for medical and psychological treatment, therapy, and counseling.

COUNT II

FRAUD AND CONSPIRACY TO COMMIT FRAUD ALL DEFENDANTS

50. Plaintiff incorporates all paragraphs of this Petition as if fully set forth herein.

51. At the time that Defendant Archie had sexual contact with Plaintiff, Defendant falsely represented to Plaintiff that he was providing spiritual counseling, comfort, mentor and advice to Plaintiff. Archie told the emotionally vulnerable and depressed

woman that he was her spiritual advisor and next to God. He made the sexual acts a Holy thing. Because of his position of power and the duress he created, Plaintiff was incapable of consenting to the sexual conduct.

52. Defendant Archie revealed information gained in counseling sessions using it publicly to brand Plaintiff as emotionally disturbed, crazy and incapable of telling the truth. He falsely told the **Elder** Board “she has on many occasions demonstrated evidence of instability, a need to be consistent with her medication that keeps her emotionally balanced...” He admits he engaged in counseling with her then purports to reveal the “fact” she was on medication to keep her stable.

53. Defendants knew or should have known of the sexual misconduct and other inappropriate behavior of their agents, including Defendant Archie, as described herein. Defendant Church knew or should have known of Defendant Archie's propensity to use his position as Pastor to access women as part of his official duties. Defendant Church had received reports of impropriety regarding Archie that involved an unreasonable risk of causing emotional distress to Plaintiff and other similarly situated individuals.

54. Defendants misrepresented, concealed or failed to disclose information relating to sexual misconduct of their agents as described herein.

a. Tommy Smith, a pastor at CBF admitted to Plaintiff John Doe GK that Rev. Archie had been involved in a sexual relationship with a counselee prior to Kim Logan coming to him.

b. The **Elders** had put procedures in place to prevent this from happening again. Smith also indicated that the **Elders** had determined that this matter would be kept strictly confidential.

c. After learning of Defendant and other agents' wrongful conduct, Defendant Church, by and through its agents, ratified the wrongful conduct described herein by actively concealing and hiding the known propensity of Rev. Archie to abuse women, then claiming each of them were crazy, mentally ill or morally unfitting to be church members

d. The Church did this with a woman named Valerie Woods after she complained of Rev. Archie's sexual misconduct.

e. Cory Scholes husband went to the Church to confront Rev. Archie about having an affair with his wife and was branded a trouble maker and crazy. Archie accused him of being crazy and going to other churches to defame defendant Archie.

f. John Dean has suffered similar actions by the Church.

g. Rev. Archie also accused Lavera Fleeks of being crazy and needing counseling after she stated she was having an affair of the heart with Defendant Archie.

h. A letter from Glenda Runnell about Plaintiff indicates that Plaintiff is a liar and has mental issues as well as the “fact” that a complete investigation occurred and found that Plaintiff had fabricated her allegations against Stan Archie establishing that the Church propagated these false allegations to the members and public at large despite actual knowledge that Archie had abused women counsels in the past. The allegations made by Glenda Russell are found in the supposedly “confidential” memorandum from the **Elders** to Plaintiff.

i. In approximately 2007, plaintiff ended her relationship with Defendant Archie. Thereafter, the defendant began a campaign of harassment and defamation that has continued to the present including telling church members and others that Plaintiff is a liar, has mental problems that prevent her from knowing truth from falsity, embezzled funds and engaged in other defamatory actions that have continued to the present

55. Defendants knew that it misrepresented, concealed or failed to disclose information relating to sexual misconduct of their agents as it knew of the abuse allegations made by Valerie Woods, Cory Scholes and others prior to Plaintiff's relationship with Defendant but engaged in a pattern of defamation to cover up the Pastor's improprieties.

56. Both Defendant Archie and Defendant Church told the entire congregation that an "investigation" had been made into allegations against Rev. Archie and they were found false. The defendants also told the entire congregation that certain leaders were required to step down because they were not leading lives appropriate for leadership making it clear they meant the plaintiffs.

57. Defendant Archie also sent a letter to all members of Christian Baptist Fellowship indicating that the Plaintiffs have "consistently threatened to 'destroy CFBC, along with its leadership' -- making the part in quotations appear to be a quote. The letter also exhorts members that plaintiffs are spreading vicious lies.

58. In January 2010, Defendant Archie also told Damon Horton, the pastor of the church that Plaintiffs attended immediately following CBF, that Plaintiff LK was unstable and that the plaintiffs were going from church to church to defame Rev. Archie.. Archie made the very same allegation against Cory Scholes husband.

59. After the Plaintiffs left CBF, they were sent a letter that holds many misrepresentations including g that the plaintiffs were engaging in scurrilous and false attacks on the **Elders** and Pastor of CFB and that they had threatened harm. The letter also threatens legal action against the Plaintiffs. This letter is a clear attempt to intimidate the plaintiffs.

60. The fact that Defendants' agents had in the past and/or would in the future be likely to commit sexual misconduct with another vulnerable counselee at Defendant Church was a material fact in Plaintiff's and her family's decision whether or not to allow Plaintiff to attend and participate in activities at Church and with Defendants' agent - Defendant Archie.

61. Defendants, in concert with each other, as shown by its actions toward plaintiff and the other counsels with whom Archie engaged in sexual misconduct, with the intent to conceal and defraud, conspired and came to a meeting of the minds whereby they would misrepresent, conceal or fail to disclose information relating to the sexual misconduct of Defendants' agents. By so concealing, Defendants committed at least one act in furtherance of the conspiracy.

62. Defendants' actions and / or inactions were willful, wanton and reckless for which punitive damages and / or damages for aggravating circumstances are appropriate.

63. As a direct result of Defendants' fraud and conspiracy, Plaintiff has suffered, and continues to suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; was prevented and will continue to be prevented from performing her daily activities and obtaining the full enjoyment of life; has sustained loss of earnings and earning capacity; and/or has incurred and will continue to incur expenses for medical and psychological treatment, therapy, and counseling.

COUNT III

INVASION OF PRIVACY

ALL DEFENDANTS

64. Plaintiff incorporates all paragraphs of this Petition as if fully set forth herein.

65. Defendant Archie gave publicity to Plaintiff's private life by reviewing private information gained through the course and scope of her counseling relationship with him, using it to place her in a false light before the public.

66. Defendant Archie published private information of Plaintiff which included but was not limited to the following:

- a. plaintiff's childhood sexual abuse issues;
- b. plaintiff's use of antidepressant medication;
- c. plaintiff's grief concerning the death of her mother and brother;
- d. the imprisonment of plaintiff's youngest brother
- e. plaintiff's marital issues
- f. plaintiff's use of psychotropic medication

67. Defendant Archie published the private information of Plaintiff to the **elders** and other members of the public.

68. Defendant Archie placed Plaintiff in a false light to the public by branding her as "crazy," mentally ill, unstable for many years, erratic in her behavior, "satanic," "demon possessed," and a pathological liar.

69. Defendant CFB Church published and continued to publish private information of Plaintiff in a false light as set forth above.

70. The false light in which Plaintiff was placed was highly offensive to her and to a reasonable person.

71. Defendants had knowledge of or acted in reckless disregard as to the falsity of the publicized matter and the false light in which Plaintiff was placed.

72. Defendants intentionally intruded upon the seclusion of Plaintiff Jane Doe LK by publishing information concerning Plaintiff's private affairs.

73. Defendants did so by publishing private information of Plaintiff which included but was not limited to the following:

- a. plaintiff's childhood sexual abuse issues;
- b. plaintiff's use of antidepressant medication;
- c. plaintiff's grief concerning the death of her mother and brother;
- d. the imprisonment of plaintiff's youngest brother
- e. plaintiff's marital issues
- f. plaintiff's use of psychotropic medication

74. The intrusion upon seclusion of Plaintiff was highly offensive to her and to a reasonable person.

75. As a direct result of the invasion of privacy described herein, plaintiff has suffered and continues to suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of self esteem, disgrace, humiliation, loss of enjoyment of life; was prevented and will continue to be prevented from performing her daily

activities, and obtaining the full enjoyment of life, has sustained loss of earnings and earning capacity; and/or has incurred and will continue to incur expenses for medical and physiological treatment, therapy and counseling

COUNT IV

DEFAMATION

76. Plaintiff incorporates all paragraphs of this Petition as if fully set forth herein.

77. After learning of Defendant and other agents' wrongful conduct, Defendant Church, by and through its agents, ratified the wrongful conduct described herein by actively concealing and hiding the known propensity of Rev. Archie to abuse women, then claiming each of them were crazy, mentally ill or morally unfitting to be church members.

78. The Church did this with a woman named Valerie Woods. It also happened to Cory Scholes husband who went to the Church to confront Rev. Archie about having an affair with his wife. Archie accused him of being crazy and going to other churches to defame defendant Archie. John Dean has suffered similar actions by the Church.

79. Rev. Archie also accused Lavera Fleeks of being crazy and needing counseling after she stated she was having an affair of the heart with Defendant Archie.

80. A letter from Glenda Runnell about Plaintiff indicates that Plaintiff is a liar and has mental issues as well as the "fact" that a complete investigation occurred and found that Plaintiff had fabricated her allegations against Stan Archie. These allegations are found in the supposedly confidential memorandum from the **Elders** to Plaintiff.

81. In approximately 2007, plaintiff ended her relationship with Defendant Archie. Thereafter, the defendant began a campaign of harassment and defamation that has continued to the present including telling church members and others that Plaintiff is a liar, has mental problems that prevent her from knowing truth from falsity, embezzled funds and engaged in other defamatory actions that have continued to the present.

82. Defendant Archie violated Plaintiffs privacy in her counseling sessions by revealing the information gained in those sessions then using them publicly to brand her as emotionally disturbed, crazy and incapable of telling the truth. He falsely told the **Elder** Board "she has on many occasions demonstrated evidence of instability, a need to be consistent with her medication that keeps her emotionally balanced..." He admits he engaged in counseling with her then purports to reveal the "fact" she was on medication to keep her stable.

83. Both Defendant Archie and Defendant Church invaded both Plaintiffs privacy by revealing to the entire congregation that an "investigation" had been made into allegations against Rev. Archie and they were found false.

84. The defendants also told the entire congregation that certain leaders were required to step down because they were not leading lives appropriate for leadership. As only plaintiff and her husband were required to step down, these announcements clearly identified the plaintiffs, invading their privacy and placing them in a false light in the eyes of those who had heard him.

85. Defendant Archie also sent a letter to all members of Christian Baptist Fellowship indicating that the Plaintiffs have "consistently threatened to 'destroy CFBC, along with its leadership' -- making the part in quotations appear to be a quote. The letter also exhorts members that plaintiffs are spreading vicious lies.

86. In January 2010, Defendant Archie also told Damon Horton, the pastor of the church that Plaintiffs attended immediately following CBF, that Plaintiff LK was unstable and that the plaintiffs were going from church to church to defame Rev. Archie.

87. Archie made the very same allegation against Cory Scholes husband.

88. After the Plaintiffs left CBF, they were sent a letter that holds many misrepresentations including that the plaintiffs were engaging in scurrilous and false attacks on the **Elders** and Pastor of CFB and that they had threatened harm.

89. The letter also threatens legal action against the Plaintiffs. This letter is a clear attempt to intimidate the plaintiffs.

COUNT V

LOSS OF CONSORTIUM

90. Plaintiff incorporates all paragraphs of this Petition as if fully set forth herein.

91. Plaintiff at all relevant times is and has been the spouse of Jane Doe LK and they were lawfully wed to each other.

92. As a result of the actions of defendant as set forth in Counts I through XII above, Plaintiff has lost the care, society, companionship and consortium of her spouse, John Doe LG.

WHEREFORE Plaintiff prays judgment against defendant for an amount in excess of \$75,000.00 for loss of consortium as herein alleged, for damages as determined by a fact finder, for his costs and attorneys' fees herein incurred, and for such other and further relief as the Court deems just and proper.

JURY TRIAL DEMANDED

Plaintiff demands a trial by jury on all issues triable in this case.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff asks that this Court award judgment against defendants as follows:

1. Awarding compensatory, statutory, punitive and treble damages in favor of plaintiff against defendants for damages sustained as a result of the wrongdoings of defendants, together with interest thereon;
2. Awarding plaintiff her costs and expenses incurred in this action, including reasonable allowance of fees for plaintiff's attorneys, experts, and reimbursement of plaintiff's and counsel's expenses;
3. Granting such other and further relief as the Court deems appropriate and just.

Respectfully Submitted,

RANGLES, MATA & BROWN, LLC

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