

MOUNT PLEASANT BAPTIST CHURCH TRUSTEES INFORMATION MEETING AND UPDATE-INJUNCTION

March 26, 2024

The Trustees are elected under the Church Bylaws and empowered by those Bylaws to be custodians of all Church property, including the funds that you faithfully submit to support the Church's message and daily operations.



**MOUNT PLEASANT
BAPTIST CHURCH**

God's World, Our Mission Field

DISCLAIMER: The Information Provided by
the MPBC Trustees Is For Informational
Purposes Only.

July 21, 2020

Agenda

- **Objective**
- **Background**
- **Why Are We Here-Pastor Donalson**
 - **Illegal Use of the Church Funds-2016-Present**
 - **Violation of the Church Bylaws and Credit Card Policy and IRS 501(3)c Regulations**
 - ✓ **Fraudulent Use Credit Card for Personal Use**
 - ✓ **Commitment of MPBC Funds without Membership Approval**
 - **Hon. Richard E. Gardiner Judge, Fairfax County Circuit Court Ruling (s)**
 - ✓ **Breach of Fairfax Ruling**
 - ✓ **Post Ruling Meetings to Reconcile**
- **Conclusion**
- **Questions**

Objective

Mt. Pleasant Baptist Church Trustees provide information that led to the injunction against the Senior Pastor Reverend Kevin E. Donalson, Sr. (not the Church).

- **Outline repeated Misuse of company credit cards thefts (not misuse after first time) from 2016 to present.**
- **Discuss repeated violation of the Approved Church's budget'**
- **Discuss Judge's ruling against Donaldson's not the church.**
- **Outline continued violations after court ruling.**
- **Discuss loss of the church 501(c)3.**
- **Discuss the Status Post Rulings with Church Leadership.**

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Misuse of MPBC Credit Card

- Pastor's misuse of MPBC Credit Card for his Personal Use is illegal and a Violation of the MPBC Credit Card Policy and Bylaws.
- Since 2016, the Senior Pastor has used the Church's credit card/church's funds as a personal piggy bank for his own benefit.
- Misappropriation of funds is a white-collar theft crime similar to embezzlement.
- His repeated misuse of the MPBC credit card has been intentional.
- For example, he has used his card for rental cars, gas, lunches, and travel that did not involve the church business.
- It is not only a breach of fiduciary duty and also unlawful. For one thing, according to the IRS, personal expenses are not eligible as business expense deductions.

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-**MPBC Credit Card Policy**

PURPOSE

- The purpose of the Mount Pleasant Baptist Church (MPBC) Credit Card Policy and Procedures is to provide authorized MPBC employees with the rules governing the purchasing and reconciliation of goods and services specific to MPBC Ministry.
- MPBC credit cards will be issued to Directors and staff only upon approval of the Trustee Ministry and Accounting Staff, based solely on the needs of MPBC Ministry.
- Cardholders will be required to sign this agreement indicating their acceptance of these terms. Individuals who do not adhere to these policies and procedures will risk revocation of their credit card privileges and/or disciplinary action.
- Pastor Donalson has had over 30 (+) **Credit Card Violations since 2016.**

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

Since 2016, Senior Pastor has knowingly misused his church's credit card. The violations are:

Number	Date	Example Of Violations	Amount	Comment
1	4/3/2017	Towing Service	\$ 115.00	No
2	2/26/2017	Bag Fee/Golf Clubs	\$ 80.00	No
3	4/20/2017	Uber Used For Vacation	\$ 58.84	No
4	4/20/2017	Uber Used For Vacation	\$ 67.11	No
5	4/20/2017	Southwest Baggage Fee	\$ 30	Reimbursed
2017-# of Violations-28		Total	\$1402.94	

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

Number	Date	Example Of Violations	Amount	Comment
6	10/4/2018	Rev Donalson & Kimberly Donalson Bag Fee (American Airline)	\$50	No
7	10/24/2018	Kimberly Donalson's Grandmother Homegoing	\$376.40	No
8	10/25/2018	Kimberly Donalson's Grandmother Homegoing	\$376.40	No
9	10/26/2018	Kimberly Donalson's Grandmother Homegoing	\$260.00	No
10	11/4/2018	BWI Daily Parking	\$24.00	No
2018-# of Violations-9		Total	\$1162.80	

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

Number	Date	Example Of Violations	Amount	Comment
11	1/10/2020	Marriot Bethesda MD	\$ 111.87	Reimbursement /Check
12	4/13/2020	Amazon Prime	\$ 119.00	No/Church has an account
13	3/26/2020	Prime Video	\$ 3.99	Reimburse w Personal Check
14	8/8/2020	SW Airplane Ticket Aunt's Funeral	\$ 193.46	No Reimbursement
15	8/13/2020	Hotel Aunt's Funeral	\$ 216.46	No Reimbursement
16	8/13/2020	Rental Car Aunt's Funeral	\$ 256.47	No Reimbursement
2020-# of Violations-17		Total	\$1466.25	

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

Number	Date	Example Of Violations	Amount	Comment
17	4/29/2021	American Airline Burt Clark Funeral	\$ 344.11	
18	5/8/2021	Budget Rental Car Funeral	\$ 144.22	
19	6/10/2021	Rental Car Personal	\$ 202.99	Yes
20	7/28/21 - 8/6/21	Uber Charges	\$ 242.29	Yes
21	8/19/2021	AIRBNB	\$ 967.13	No Reimbursement
2021-# of Violations-20		Total	\$ 2,209	

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

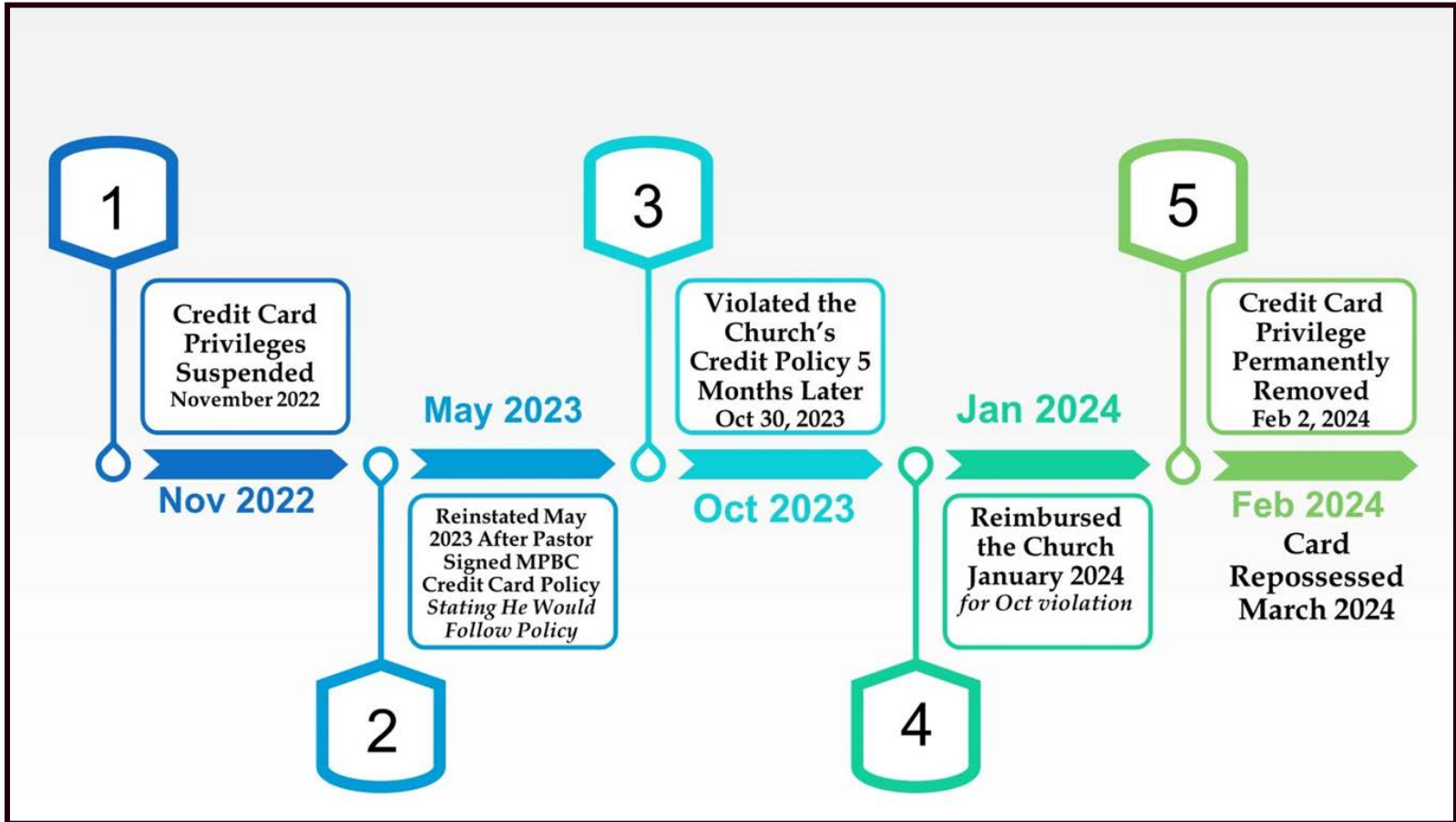
Number	Date	Example of Violations	Amount	Comment
22	1/7/2022	Urban One	\$600.00	
23	6/21/2022	American Airline	\$ 348.71	
24	6/24/2022	Transport	\$ 76.00	
25	6/24/2022	Transport	\$ 72.00	
26	6/24/2022	DCA-Reagan Parking	\$ 27.00	
2022-# of Violations-13		Total	\$ 1433.81	

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Pastor Donalson History of Fraudulent Use of His Credit Card

Number	Date	Example of Violations	Amount	Comment
Dec - May 2023 (Credit Card Suspension Period)				
27	10/30/2023	Hertz Rental Car, Atlanta GA	\$ 234.51	Reimbursement Jan 2, 2024
28	10/30/2023	Rodney Scotts	\$ 75.15	
2023-#of Transaction-2		Total	\$309.66	
Pastor Credit Card Privilege Permanently Canceled				
2016-Present: 89 Violations; Total: \$7984.46				

Why Are We Here-Breaches of the MPBC and Federal, State and Local Laws (Cont.)-Credit Card

The Pastor in direct violation of law charged over \$7984.46 since 2016 on the Church Credit Card. Actions taken below outlined the results of the misuse.



Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Enforce Credit Card Compliance

Did the Trustees Enforce Compliance and Attempt to Notify the MPBC leadership and Church **Prior to the Injunction?**

- 1. Yes, on 18 June 2020 Trustees (Rev. Johnson, Deacon Hassell), Rev Pinkney and the Diaconate Leadership met with Pastor Donalson in the Crying Room Reference using his MPBC credit card for Personal reasons. He was presented an Information Paper, titled: Information Paper - 18 June 2020 Trustee Meeting (Posted On Trustee Website).**
- 2. Yes, Trustees met with the MPBC Diaconate Leadership and members in a formal meeting in church on Jan.12, 2023. The Trustees provided a PowerPoint Presentation and Information Paper to the Head of the Diaconate and several Diaconate members who attended. The issues were dismissed and not brought to the church membership.**

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Enforce Credit Card Compliance

Did the Trustees Enforce Compliance and Attempt to Notify the MPBC leadership and Church **Prior to the Injunction?**

3. **Yes**, the Trustees provided the Senior Pastor a PowerPoint Presentation on March 3, 2023 (Posted On Trustee Website) in the Crying Room. It outlined the misuse of the Church Credit Card and the use of Church funds to hire a family member for a project without a formal announcement to the church. The issues were dismissed and not brought to the church membership.

In all meetings, the Pastor and Diaconate was informed that his actions are jeopardizing the church's 501(c)3.

Matthew 18:15-17 (NIV)

"If your brother or sister sins, go and point out their fault, just between the two of you. If they listen to you, you have won them over. But if they will not listen, take one or two others along, so that 'every matter may be established by the testimony of two or three witnesses.' If they still refuse to listen, tell it to the church; and if they refuse to listen even to the church, treat them as you would a pagan or a tax collector."

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-**Jeopardizing 501 (c)(3) Tax Exempt Status**

All IRC Section 501(c)(3) organizations, including churches and religious organizations, must abide by certain rules:

- Churches and religious organizations, like all exempt organizations under IRC Section 501 (c)(3), are prohibited from engaging in activities that result in inurement of the church's or organization's income or assets to insiders (such as persons that have a personal and private interest in the activities of the organization). Insiders could include the minister, church board members, officers, and in certain circumstances, employees.
- For example, the MPBC members the hiring a lawyer to represent the Pastor against itself (Church and its Trustees) jeopardized its Church's 501(c)3. Private Benefit-An IRC Section 501 (c)(3) organization's activities must be directed exclusively toward charitable, educational, religious, or other exempt purposes. The organization's (Church) activities may not serve the private interests of any individual or organization.
- The "Remedy" for violating the IRC states: A disqualified person (the Pastor) corrects an excess benefit transaction by making a payment in cash or cash equivalents equal to the correction amount to the applicable tax-exempt organization.

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Unauthorized Notification Expenditure of Payroll Funds

Breach of the Bylaws and MPBC Approved Budget

Within the last 30 days, the Trustees discovered a minister in the church has been working full (40 Hours) time in a school while they are contracted by the church membership to work in the church at the same time for more than a year. After an initial investigation, it was determined the Pastor and others may have authorized the person to do so without notifying the church membership. This was not authorized in the Church's Budget.

This is a violation of the Bylaws and budget the membership approved. Again, the Church Membership must be notified. **The cost to the church/harm is estimated to be approximately more than \$38,500K.**

Trustees are conducting a detailed investigation. We don't know who knows about the incident.

Malachi 3:8-9 (NIV)

"Will a mere mortal rob God? Yet you rob me. But you ask, 'How are we robbing you?' In tithes and offerings. You are under a curse—your whole nation—because you are robbing me." This passage speaks to the priests not using the offerings for the purposes they were intended, essentially "robbing" God.

Hon. Richard E. Gardiner Judge, Fairfax County Circuit Court Ruling (s)

1. **Mount Pleasant Baptist Church: Board of Trustees et. al., Plaintiffs, v. Dr. Kevin E. Donalson Defendant (not the Church).** Case No.:CL-2023-0016807.

2. **Hon. Richard E. Gardiner Judge, Fairfax County Circuit Court :**
 - *Ruled against Senior Pastor's Lawyer to demurrer (request to dismiss) the Trustee's Complaint.* He ruled that the court accepts **the factual assertions provided from the Trustees complaint (who IAW the MPBC bylaws 3.2 G are Representatives of Church) as true and a formal hearing will be held in the court to hear the complaint.**

 - **Senior Pastor cannot:**
 - 1) *Expending or directing others to expend any moneys not expressly allocated in the Mount Pleasant Baptist Church budget, as ratified in the Church's annual business meeting, or as such budget is amended in a congregational meeting properly held pursuant to the Church's Bylaws.*

 - 2) *Taking any actions to remove any individual Trustees except that Dr. Donalson, in his role as Senior Pastor, may recommend said removal (in conjunction with the Trustees) pursuant to the process articulated under Section 3.2 (F) of the Church's Bylaws.*

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-Repetitive Bad Behavior****

MOST RECENT BREACH-VIOLATION OF HON. RICHARD E. GARDINER JUDGE, FAIRFAX COUNTY CIRCUIT COURT

- **Pastor Donalson committed the church to collect funds for his fellow peer's Leesburg school. Once the funds are collected by the MPBC, then he committed MPBC church to write a check for the Leesburg school.**
- **This event is not a budget item, and it would require another special call meeting, to modify the budget to permit a check to be written for this purpose.**
- **The Bylaws require him to “Administers church affairs by securing the cooperation of the members and gains his objective by reason and persuasion, rather than attempting to force compliance by authoritative dictation.”**

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws-**Repetitive Bad Behavior**

MOST RECENT BREACH-VIOLATION OF HON. RICHARD E. GARDINER JUDGE, FAIRFAX COUNTY CIRCUIT COURT

Pastor Donalson illustrates his disregard for the law. His proposal is a direct violation of the **COURT ORDER CASE NO.:CL-2023-0016807** below.

The Judge also saw through his hypocrisy. He stated in his transcript that, " The evidence yesterday was that on at least one or two occasions, the defendant (Rev Donalson) did expend funds that were not in the -- approved in the budget and subsequently that was approved by the -- by the congregation. But I think it's --it -- it -- it's equitable to the plaintiffs (Trustees) that the -- that the congregation shouldn't have to be organized or -- or convened, I should say, every few months to -- to clean up what the defendant (Rev Donalson) has done that he's not authorized to do. So, I am issuing the -- the preliminary - preliminary injunction on that basis with regard to church funds."

Why Are We Here-Breaches of the MPBC Bylaws and Federal, State and Local Laws Laws-**Repetitive Bad Behavior**

Most Recent Breach-Violation of Hon. Richard E. Gardiner Judge, Fairfax County Circuit Court

Before the Pastor can commit the Church and its resources, he is required to meet **with the church leadership and the church membership** and get their approval Bylaws and Robert's Rule of Order.

The Pastor doesnot own the church and its monies; tithes and offerings are not his to spend as he sees fit.

1 Samuel 2:27-36 (NIV)

The prophet tells Eli that because he did not restrain his sons and honored them above God, judgment would come upon his family. God declares that both of Eli's sons would die on the same day. The priesthood, which was promised to Eli's family forever, would be taken away from them.

The story of Eli serves as a warning about the consequences of negligence and complacency in the face of wrongdoing, especially in positions of leadership and authority. It underscores the importance of holding oneself and others accountable to God's standards of righteousness and justice.

Injunction Resolution

The Trustees have met with a selected MPBC group led By Deacon Best, Deacon Hassell and Rev. Revell and church leadership over the last month to resolve the standoff and the injunction.

Trustees' resolution calls for:

Phase 1. Admit wrong doings to the congregation and

James 5:16 Therefore confess your sins to each other and pray for each other so that you may be healed. The prayer of a righteous person is powerful and effective.

This process outlined by Jesus emphasizes the importance of seeking reconciliation and restoration within the church community. It also highlights the responsibility of each member to address wrongdoing in a loving and constructive manner, with the ultimate goal of bringing the person back to a right relationship with God and the community.

Phase 2. Develop and execute a plan to heal the church which includes members of the congregation.

Conclusion

The Senior Pastor is a compulsive lawbreaker of the Church's Constitution and Bylaws, and he does not respect law and order. He has shown since 2016 that he will not adhere to both internal (MPBC) laws and external laws of the land. He does not even follow the SOPs that he requested and approved for implementation.

Quite simply, the pastor does not recognize the limitations put on him by the Bylaws - instead, he sees the Church as being subject to his personal control in all financial matters.

That is not the case!

Questions

March 26, 2024

MPBC Trustees Update-22