

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Criminal Action No. 09-cr-00266-CMA-03

UNITED STATES OF AMERICA,

Plaintiff,

v.

3. GARY L. WALKER,

Defendant.

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REPORTER'S TRANSCRIPT  
(Re-Sentencing Hearing)

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Proceedings before the HONORABLE CHRISTINE M. ARGUELLO, Judge, United States District Court, for the District of Colorado, commencing at 3:00 p.m. on the 28th day of June, 2017, Alfred A. Arraj United States Courthouse, Denver, Colorado.

A P P E A R A N C E S

**FOR THE PLAINTIFF:**

MATTHEW T. KIRSCH and JAMES C. MURPHY, U.S. Attorney's Office - Denver, 1801 California St., Suite 1600, Denver, CO 80202

**FOR DEFENDANT WALKER:**

PATRICE B. COLLINS and GERALD J. RAFFERTY, Collins & Collins, LLC, 700 17th St., Suite 1820, Denver, CO 80202

1     installment payments ordered herein.

2             Now, Mr. Walker, at your original sentencing I told  
3     you, and I will tell your parents, since they are here  
4     now, that I do take my task of sentencing very seriously,  
5     because I understand how it impacts your life, whatever  
6     sentence I impose. And I want to be fair to you. I want  
7     to be fair to everyone in meting out the justice that is  
8     required for the crime that you committed.

9             On the other hand, I also have an obligation to the  
10    public and to society to protect them from further crimes,  
11    to promote respect for the laws of the United States, to  
12    provide a just punishment, but one that will deter you and  
13    others from committing similar criminal conduct.

14            Now, you indicated to me that it took you more than  
15    2 years to break your allegiance from Pastor Banks and the  
16    Colorado Springs Fellowship and to accept full  
17    responsibility for your actions and your conduct and to  
18    appreciate the economic harm that you caused others by  
19    your conduct.

20            And, I agree with you, you were really fortunate  
21    that you came to see the light and that your questioning  
22    of the morality of the conduct of your co-defendants and  
23    the others involved in this conspiracy, caused Pastor  
24    Banks to put you out of the church and to cut you off from  
25    everyone associated with Colorado Springs Fellowship,

1 because that was the way you were able to escape her  
2 exercise of pervasive influence over all aspects of your  
3 life.

4 And I know it came at a heavy price, in that you  
5 lost your wife and your son and your entire social group,  
6 including the camaraderie of your co-defendants and the  
7 other parishioners, because Pastor Banks forbade them to  
8 have any contact with you.

9 Now, during the evidentiary hearing, there was  
10 evidence demonstrating the extent of the coercion that you  
11 and others were subjected to by Pastor Banks, and your  
12 inability to challenge or evade the directions received  
13 from her as a result of the duress that was imposed.

14 Now, this Court finds it hard to fathom how  
15 someone, who holds yourself out as a prophet of God and as  
16 a Christian, could be as vindictive and mean-spirited as  
17 Pastor Banks. But it is clear that she was doing all she  
18 could to retain her hold on you.

19 In the letter that she wrote to you after you  
20 questioned the authenticity of her claims to have provided  
21 the IRP-6 with directives from God and the morality of  
22 what you and your co-defendants had done, Pastor Banks  
23 wrote that you were a "traitor" and "the king of [her]  
24 enemies." She excommunicated you from the only community  
25 you had known for the past 30 years, and she



1 unconditionally alienated you from your wife and son. She  
2 also went on to vilify and "prophecy" cancer on your  
3 parents, and indicates that she dreams of life in a  
4 wheelchair for you. That is not something that somebody  
5 who is Christian would do or say.

6 She says, "Your dad has cancer in his mouth because  
7 of all the lies he talked about to whoever would listen.  
8 Your mom and dad are quick to believe evil about people  
9 because they are evil. Watch it, your dad and mom will  
10 suffer with cancer and pay the price for what they have  
11 said against me, our family and our church."

12 With respect to you, she says, "The muscle disease  
13 will bring you down and you will acknowledge that you  
14 lied." "God is going to bring you down and people will  
15 look at you and pity you. The muscle condition will  
16 continue to get worse every day. The dream will come  
17 true; you will be in that wheelchair." That is not  
18 something that a Christian person would ever wish on  
19 anyone.

20 Your personal history and the characteristics that  
21 you presented demonstrate that although you have been on  
22 this earth for 54 years, you have lived, with the  
23 exception of this crime, a law-abiding life. You have no  
24 criminal history whatsoever.

25 At your original sentencing, I told you that I

1 found it very sad that you were in this position, because  
2 you are a very bright, intelligent, and personable man who  
3 exhibits a lot of charisma and leadership. And, as I told  
4 you then, based on your representation of yourself at  
5 trial, it is clear to me that you would have made a great  
6 lawyer.

7 Yet, instead of using your God-given gifts and  
8 talents to advance yourself legally, you chose to use them  
9 in a way that was fraudulent and criminal.

10 But after your hearing, I have a better  
11 understanding of why you did what you did. I could see  
12 the hold Pastor Banks had on you. And despite all she has  
13 done to you, to try to control you by isolating and  
14 alienating you from anyone outside the church, including  
15 your parents for 10 years, then after you began to slip  
16 out from under her control when you were in prison, she  
17 sought to punish you by isolating you from your son and  
18 wife and your fellow church members and your co-defendants  
19 when you raised the slightest question about the morality  
20 of the conduct in which you were all involved with in this  
21 fraud.

22 Yet, during your testimony here, you continued to  
23 refer to her in a very respectful and almost reverent  
24 manner, despite all of that. So I advise you to be very  
25 careful.