

AFFIDAVIT OF ROBERT J. HUDOCK

I, Robert J. Hudock, an employee of Epstein, Becker, & Green, P.C., of full age and competent to testify as to the matters set forth below, depose under penalty of perjury as follows:

1. On October 13, 2000, I listened to a special recorded two-hour broadcast of KPFA's Sunday Salon hosted by Larry Bensky. The recorded broadcast is a RealAudio™ file found on <http://www.savepacifica.com>. The host Larry Bensky described the five lawsuits against Pacifica as a political struggle.
2. In the first hour of the program, Tomas Moran was described as "a stalwart" defender of the traditions of Pacifica. Mr. Moran summarized how Pacifica financed armed guards and a public relations firm. Mr. Moran contended that the problem with Pacifica's finances (and KPFA) is from "within", where the Foundation Board is using, he claimed, "an accounting manipulation" to finance these expenses. Further, Mr. Moran expressed discontent that Pacifica is becoming a "highly centralized organization."
3. In the second hour Carol Spooner, Sherry Gendelman (*Adelson* lawsuit), and Kenneth Frucht (attorney for Robinson and Kriegel) discussed their general legal strategy. For example, Kenneth Frucht highlighted that he may move to consolidate the cases. Gendelman indicated her agreement with the consolidation of the cases. Spooner discussed the possibility of "getting a preliminary injunction". Frucht indicated "that through these lawsuits" we will have access to Pacifica's financial records. Mr. Frucht discussed the possible consequences if Robinson and Kriegel were "kicked off" the Foundation Board (whether the directors would still have standing). Frucht, Spooner, and

Gendelman discussed the scope of Pacifica's insurance policy, and whether it covers the directors.

4. Further, Spooner, Gendelman, and Frutch responded to listeners questions about the cases. For example, one listener asked what would happen if Pacifica Foundation dissolved itself as a California Corporation. Another listener, who apparently had been sending "negative" emails, raised concerns about possible legal consequences (i.e. a defamation suit.)

5. Spooner highlighted that there are three lawsuits to support now, its time for listeners to "Pony Up!"; she hoped that an umbrella organization would be setup to finance all three suits.

Robert Hudock
ROBERT J. HUDOCK

Oct 14, 2000
DATE

Washington DC

Sworn to and subscribed before me this 14th day of October, 2000.

Joseph Timothy Smith
NOTARY PUBLIC

My Commission Expires 2/14/02