

1 Daniel Robert Bartley, SBN 79586
Bartley Law Offices
2 Post Office Box 686
Novato, CA 94948-0686
3 Tel 415/898-4741 · Fax 415/898-4841
E-mail DanielBartleyLaw@aol.com
4
5 Attorney for Plaintiffs
6

7 SUPERIOR COURT OF THE STATE OF CALIFORNIA
8 COUNTY OF ALAMEDA
9 GENERAL JURISDICTION (UNLIMITED)

10 THE PEOPLE OF THE STATE OF
11 CALIFORNIA, *ex rel.* CAROL SPOONER,
et al.,
12
13 Plaintiffs,
14 vs.
15 PACIFICA FOUNDATION, a California
non-profit public benefit corporation and
charitable trust, et al.,
16 Defendants

CASE NO. 821252-3

DECLARATION OF DANIEL ROBERT
BARTLEY IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
INJUNCTION PROHIBITING NOMINAL
DEFENDANT PACIFICA FOUNDATION
FROM ADVANCING DEFENSE
EXPENSES ON BEHALF OF
INDIVIDUALLY NAMED DEFENDANTS
WITHOUT AN UNDERTAKING

Hearing Date: May 8, 2001
Hearing Time: 9:00 a.m.
Judge: Hon. Judith Ford
Department: 31

1 I, Daniel Robert Bartley, do declare:

2 1. I am the attorney for plaintiffs in this action, and have been so from its inception. I
3 am admitted to practice before this Court.

4 2. Attached as "Exhibit A" and incorporated by this reference is a true and correct
5 copy of a letter I sent by FAX and First Class Mail on February 17, 2001, to defendants' legal
6 counsel, Daly D. E Temchine, and Daniel Rapaport.

7 3. Attached as "Exhibit B" and incorporated by this reference is a true and correct
8 copy of Mr. Temchine's reply letter which I received by FAX on February 22, 2001.

9 4. I have been informed by the respective legal counsel for defendants Rob Robinson,
10 Aaron Kriegel, Tomas Moran, Peter Bramson, and Leslie Cagan, that nominal defendant
11 Pacifica Foundation is not advancing litigation expenses on behalf of those defendants.

12 I declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true of my own personal knowledge, and that I am willing and competent to
14 testify to these facts if called upon to do so.

15

16 Executed at Novato, California, this ___ day of April, 2001.

17

18 DANIEL ROBERT BARTLEY
19 Attorney for Plaintiffs/Relators

20

21

22

23

24

25

26

27

28