

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

MORRISON & FOERSTER LLP  
JACQUELINE C. CHARLESWORTH (*pro hac vice*)  
JCharlesworth@mofocom  
CRAIG B. WHITNEY (CA SBN 217673)  
CWhitney@mofocom  
TANIA MAGOON (*pro hac vice*)  
TMagoon@mofocom  
1290 Avenue of the Americas  
New York, New York 10104  
Telephone: 212.468.8000  
Facsimile: 212.468.7900

PAUL GOLDSTEIN (CA SBN 79613)  
PGoldstein@mofocom  
559 Nathan Abbott Way  
Stanford, California 94305-8610  
Telephone: 650.723.0313  
Facsimile: 650.327.0811

Attorneys for Plaintiffs  
DON HENLEY, MIKE CAMPBELL and DANNY  
KORTCHMAR

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

DON HENLEY, MIKE CAMPBELL  
and DANNY KORTCHMAR,

Plaintiffs,

v.

CHARLES S. DEVORE and  
JUSTIN HART,

Defendants.

Case No. SACV09-0481 JVS (RNBx)

**DECLARATION OF JACQUELINE  
CHARLESWORTH IN SUPPORT OF  
PLAINTIFFS' MOTION *IN LIMINE*  
NO. 2**

Pretrial Conference Date: July 19, 2010  
Time: 11:00 a.m.  
Ctvm: Hon. James V. Selna

Trial Date: August 3, 2010

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

I, Jacqueline C. Charlesworth, pursuant to 28 U.S.C. § 1746, hereby declare:

1. I am a member of the Bar of the State of New York and am admitted *pro hac vice* before this Court. I am an attorney at the law firm Morrison & Foerster LLP, counsel for Plaintiffs Don Henley, Mike Campbell and Danny Kortchmar. This declaration is being submitted in support of Plaintiffs' motion *in limine* and to place certain documents before the Court. I have personal knowledge of and could and would competently testify about the matters stated herein.

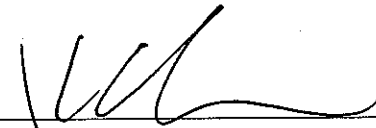
2. Attached hereto as Exhibit 1 is a true and correct copy of relevant excerpts from the transcript of the June 1, 2010 hearing on the parties' cross-motions for partial summary judgment in this case.

3. Attached hereto as Exhibit 2 is a true and correct copy of Defendants' Initial Disclosures in this case, dated July 27, 2009.

4. Attached hereto as Exhibit 3 is a true and correct copy of Defendants' Amended Initial Disclosures in this case, dated August 7, 2009.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 28th day of June, 2010.

  
\_\_\_\_\_  
Jacqueline C. Charlesworth