

1 perjury has the same force and effect as an affidavit. Hess v. Multnomah County, 211 F.R.D.
2 403, 406 (D. Or. 2001). However, a declaration that is not signed under penalty of perjury is
3 merely hearsay evidence and cannot be considered for the truth of the statements within. Finch v.
4 Barnhart, 463 F.Supp.2d 1002, 1003 n.2 (C.D. Cal. 2006).

5 Accordingly, Defendants motion to strike the declaration of Renee Ritter is HEREBY
6 GRANTED and the declaration of Renee Ritter, filed December 20, 2013, is STRICKEN FROM
7 THE RECORD.

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9 IT IS SO ORDERED.

10 Dated: February 18, 2014


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UNITED STATES MAGISTRATE JUDGE