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17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

19 CAROL LOEB SHLOSS,

20 Plaintiff,

21 v.

22 SEAN SWEENEY, in his capacity as trustee of
the Estate of James Joyce, and THE ESTATE
23 OF JAMES JOYCE

24 Defendants.

No. C 06 3718 JW HRL

**DECLARATION OF ROBERT SPOO IN
SUPPORT OF PLAINTIFF'S OPPOSITION
TO DEFENDANTS' MOTION TO DISMISS**

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DECLARATION OF ROBERT SPOO

1 I, ROBERT SPOO, declare as follows:

2 1. I am an attorney with the law firm of Howard, Rice, Nemerovski, Canady, Falk &
3 Rabkin, PC, Three Embarcadero Center, San Francisco, California. I serve as co-counsel to Plaintiff
4 Carol Loeb Shloss ("Shloss") in this matter and have been admitted to practice before this Court *pro*
5 *hac vice*. I make this declaration in support of Shloss's Opposition to the Defendants' Motion to
6 Dismiss. I have personal, firsthand knowledge of the following facts, and if called as a witness, I
7 could and would testify to them.

8 2. In February 2000, I received a letter from Robert (Bob) Joyce, a great-nephew of the
9 author James Joyce and then Chief Executive of the James Joyce Centre in Dublin, Ireland—a
10 registered charity that promotes awareness of James Joyce and his writings. Mr. Joyce's letter had
11 been forwarded to me in New York, New York—where I was practicing as an attorney—by the
12 English Department of the University of Tulsa, in Tulsa, Oklahoma, where I had formerly been
13 employed as a faculty member.

14 3. The letter from Mr. Joyce, which is dated February 4, 2000, discusses the 1998 lawsuit
15 filed by the James Joyce Estate in the Irish High Court against the Irish Distillers Group PLC and
16 The Irish Times Ltd. (Case No. 1998 6968P) concerning those entities' sponsorship of a celebratory
17 Bloomsday webcast reading from James Joyce's *Ulysses*. ("Bloomsday" is celebrated every year
18 throughout the world on June 16—the day on which the fictional adventures of *Ulysses* and its hero,
19 Leopold Bloom, take place.). Mr. Joyce's letter, a true and correct copy of which is attached hereto
20 as Exhibit 1, contained certain newspaper clippings, including:

21 (a) "Bloomsday Blues as writs fly over Ulysses on Internet," *London Independent*,
22 January 16, 2000.

23 (b) Peter Carty, "Bloomsday," *London Independent*, January 12, 2000. True and
24 correct copies of these two clippings are attached hereto as Exhibits 2 and 3, respectively.

25 4. Attached hereto as Exhibit 3 is a true and correct copy of the June 19, 2006 New Yorker
26 article entitled *Injustice Collector*.

