

1 Maria K. Nelson (State Bar No. 155,608)
 mknelson@jonesday.com
 2 Anna E. Raimer (State Bar No. 234,794)
 aeraimer@jonesday.com
 3 Antionette D. Dozier (State Bar No. 244,437)
 adozier@jonesday.com
 4 JONES DAY
 555 South Flower Street
 5 Fiftieth Floor
 Los Angeles, CA 90071-2300
 6 Telephone: (213) 489-3939
 Facsimile: (213) 243-2539
 7

8 Attorneys for Defendants
 SEÁN SWEENEY AND THE ESTATE OF JAMES
 JOYCE
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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12

13 **CAROL LOEB SHLOSS,**

14 **Plaintiff,**

15 **v.**

16 **SEÁN SWEENEY, in his capacity as**
trustee of the Estate of James Joyce, and
 17 **THE ESTATE OF JAMES JOYCE,**

18 **Defendants.**

Case No. CV 06-3718 JW (HRLx)

**DECLARATION OF MARIA K.
 NELSON IN SUPPORT OF
 DEFENDANTS' OPPOSITION TO
 PLAINTIFF'S MOTION FOR AN
 AWARD OF ATTORNEYS' FEES
 AND COSTS**

Date: June 4, 2007
Time: 9:00 a.m.
Judge: Hon. James Ware

1 I, Maria K. Nelson, do hereby declare:

2 1. I am an attorney admitted to practice in California and this Court. I represent Seán
3 Sweeney, in his capacity as trustee of the Estate of James Joyce, and The Estate of James Joyce
4 (collectively "Defendants") in the above-captioned matter. Except as otherwise stated, I have
5 personal and first-hand knowledge of the facts set forth herein, and if called as a witness, I could
6 and would testify competently thereto.

7 2. There is little difference between the original Electronic Supplement and Shloss's
8 Book as demonstrated in the Declaration of Anna E. Raimer in Support of Defendants' Reply to
9 Plaintiff's Opposition to Defendants' Motion to Dismiss, or in the Alternative to Strike, Carol
10 Loeb Shloss's Amended Complaint. A true and correct copy of the Raimer Declaration is
11 attached hereto as Exhibit B.

12 3. On information and belief, at least 4 biographies of James Joyce have been
13 published in the last 3 years. These include:

- 14 • Ian Pinder, *James Joyce* (Haus Publishing 2004).
- 15 • Hans-Christian Oeser, *James Joyce* (Suhrkamp 2007).
- 16 • Friedhelm Rathjen, *James Joyce* (Rowohlt Taschenbuch Verlag 2004).
- 17 • Bjørn Tysdahl, *James Joyce Liv Og Diktning* (Cappelen 2003).

18 4. On information and belief, though it may be true that many letters written by
19 James Joyce have surfaced following the publication of volumes of James Joyce's letters, it is my
20 understanding that Defendants have received no requests to publish a compilation of letters in the
21 last 30 years.

22 5. Prior to receiving Shloss's Motion for Award of Attorneys' Fees and Costs,
23 Shloss's counsel never raised the issue of attorneys' fees with me or, to my knowledge, anyone
24 else representing Defendants.

25 6. Excerpts from a true and correct copy of the transcript of the hearing on
26 Defendants' Motion to Dismiss on January 31, 2007, are attached hereto as Exhibit A.

27 7. Attached hereto as Exhibit C is a blog entry written by David Olson on June 16,
28 2006, which was located on the Stanford University website at www.stanford.edu.

1 8. Attached hereto as Exhibit D is an advertisement of a “talk” to be given by Carol
2 Loeb Shloss and her attorneys regarding this case on January 29, 2007, which was located on the
3 Stanford University website at www.stanford.edu.

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5 I declare under penalty of perjury that the foregoing is true and correct. Executed on this
6 14th day of May, 2007 at Los Angeles, California.

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10 By: _____ /s/
Maria K. Nelson