Ciampi v City of Palo Alto, et al
Doc. 53 Att. 1

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

JOSEPH CIAMPI, Plaintiff, v. CITY OF PALO ALTO, a government entity; LYNNE JOHNSON, an individual; CHIEF DENNIS BURNS, an individual; OFFICER KELLY BURGER, an individual; OFFICER MANUEL TEMORES, an individual; OFFICER APRIL WAGNER, an individual; AGENT DAN RYAN; SERGEANT NATASHA POWERS, individual, Defendants.	Case No.: 10-CV-02655-LHK DECLARATION OF JUDGE LUCY H. KOH

I, Lucy H. Koh, hereby declare as follows:

1. I am the judge assigned to this case. I make the following declaration to address certain allegations of facts contained in Plaintiff's Letter in Brief and Declaration Requesting Judge Disqualification filed on August 27, 2010, and Declaration of Plaintiff in Support of Plaintiff's Motion for Order for New Judge and to Vacate and Reset Case Deadlines and Schedule filed on September 2, 2010.

Dockets.Justia.com

2. I first met Mr. Michael Gennaco when I joined the U.S. Attorney's Office in the Central District of California in 1997. I have not seen or communicated with Mr. Gennaco since I left the U.S. Attorney's Office in 2000.

3. From 1997 through 2000 when I overlapped with Mr. Gennaco in the U.S. Attorney's Office, Mr. Gennaco and I did not work in the same section of the U.S. Attorney's Office, did not work on any case together, and did not socialize together.

4. Mr. Gennaco's participation in this case will not affect my ability to be fair and impartial in this case.

5. Plaintiff's other allegations regarding bias and prejudice are false.

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

Executed this 13th day of September, 2010, in San Jose, California.

Lucy H. Koh

LUCY H. KOH
United States District Judge