

**UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT**

**SCOTT SIDELL**

**Plaintiff,**

**v.**

**STRUCTURED SETTLEMENT INVESTMENTS,  
LP, PLAINTIFF FUNDING HOLDING, INC.  
(D/B/A "LAWCASH"), DENNIS SHIELDS,  
HARVEY HIRSCHFELD, RICHARD PALMA,  
and SCOTT YUCHT**

**Defendants.**

**3:08-cv-710 (VLB)**

**June 19, 2009**

**AFFIDAVIT IN SUPPORT OF  
PLAINTIFF'S RESPONSE TO ORDER TO SHOW CAUSE**

**I, Russell A. Green, being duly sworn, depose and state as follows:**

**1. I am over the age of 18 and understand the obligation of an oath.**

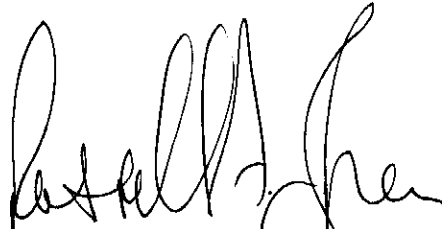
**2. I am an attorney with the law firm of Hurwitz, Sagarin, Slossberg & Knuff, LLC, counsel for the Plaintiff, Scott Sidell, who is also the Claimant in the underlying arbitration (the "Arbitration") pending before JAMS in New York against the Respondents, Structured Settlement Investments, LP; Structured Settlements, LLC (f/k/a Lawcash Structured Settlements, LLC); SSI-GP Holding, LLC; Plaintiff Funding Holdings, Inc. (d/b/a "LawCash"); Plaintiff Funding Corporation; Richard Palma; Harvey Hirschfeld; Selig Zises; Dennis Shields; Jason Younger; and Marc Waldman.**

**3. In Defendants' Opposition to Plaintiff's Response to Order to Show Cause (the "Opposition") dated June 10, 2009, the Defendants claim that**

Sidell should demonstrate to the Court that he has paid his JAMS retainer in full.

4. Following my receipt of the Opposition, I contacted the JAMS Administrator, Melanie O’Harra, and asked her to confirm that Sidell had paid in full his JAMS retainer, which she did by email dated June 10, 2009. See Ms. O’Harra’s e-mail, a true and accurate copy of which is attached hereto as Exhibit A. In her email, which was sent to counsel for all parties, Ms. O’Harra stated: “Just to put everyone’s mind to rest, we wish to let you know that advance payments have been received from both sides. We hope and expect that these retainer amounts will be sufficient to carry us through the end of this arbitration.”

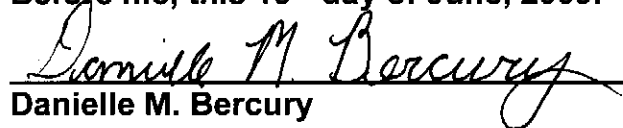
5. By Decision dated June 15, 2009, Arbitrator Miller ruled on the parties’ Motions to Dismiss. In her Decision, a true and accurate redacted copy of which is attached as Exhibit B, Arbitrator Miller denied the Respondent’s Motion to Dismiss Sidell’s tortious interference with contractual relations claim (Sidell’s Third Cause of Action) and Sidell’s claims for violations of the Electronic Communications Privacy Act (Eighth Cause of Action) and violations of the Stored Communications Act (Ninth Cause of Action). Moreover, the Respondents did not move to dismiss Sidell’s breach of contract claims against SSI, so that claim was always going to proceed to Arbitration. Therefore, several claims against these Defendants will proceed to Arbitration.

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Russell A. Green

Subscribed and sworn to  
Before me, this 19<sup>th</sup> day of June, 2009.

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Danielle M. Bercury  
Commissioner of the Superior Court

**CERTIFICATE OF SERVICE**

I hereby certify that, on June 19, 2009, a copy of the foregoing Affidavit in Support of Plaintiff's Motion to Show Cause was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Russell A. Green