

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 07-21221-CIV-ALTONAGA/BROWN

RENEE BLASZOWSKI, *et al.*,
individually and on behalf of
others similarly situated,

Plaintiffs,

vs.

MARS, INCORPORATED, *et al.*,

Defendants.

**DECLARATION OF ROBERT C. MARDIAN III IN SUPPORT OF DEFENDANT
NATURA PET PRODUCTS, INC.'S MOTION REGARDING THE
SUFFICIENCY OF ANSWERS AND OBJECTIONS TO DEFENDANT NATURA
PET PRODUCTS, INC.'S FIRST SET OF REQUESTS FOR ADMISSION TO
PLAINTIFF PATRICIA DAVIS**

1. I, Robert C. Mardian III, am over the age of 18 and have personal knowledge of the facts set forth herein or know of such facts from my review of the case files for this action, which are maintained by my office in the normal course of business. I am counsel for defendant Natura Pet Products, Inc., and admitted *pro hac vice* in this action.

2. On September 24, 2008, Natura took the depositions of plaintiff Patricia Davis. True and correct copies of the following excerpts of the deposition of Ms. Davis are attached hereto as Exhibit A: 34:15-36:2.

3. Subsequent to her deposition, Natura served Ms. Davis with its First Set of Requests for Admission.

4. Plaintiffs requested extensions within which to respond to discovery. Natura agreed so long as plaintiffs promised to provide substantive responses to each request.

5. Attached hereto as Exhibit B is a true and correct copy Natura's First Set of Requests for Admission to Patricia Davis dated October 17, 2008.

6. Attached hereto as Exhibit C is a true and correct copy of Plaintiff Patricia Davis' Responses to Defendant Natura Pet Product's First Set of Request for Admissions dated November 24, 2008.

I declare the above under penalty of perjury under the laws of the United States of America on this 29th day of December, 2008 in Rancho Santa Fe, California.



Robert C. Mardian III

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

-----+
RENEE BLASZKOWSKI, et al., |

Plaintiffs, |

vs. |

MARS, INCORPORATED, et al., |

Defendants. |
-----+

Case No.

07-21221-CIV

ALTONAGA/BROWN

Videotaped Deposition of PATRICIA DAVIS

Washington, D.C.

September 24, 2008

9:00 a.m.

Reported by: Michele E. Eddy

1 Videotaped Deposition of
2 PATRICIA DAVIS

3

4 Held at the offices of:

5 WILLIAMS & CONNOLLY
6 725 Twelfth Street, Northwest
 Washington, D.C. 20005

7 (202) 434-5000

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16 Pursuant to Notice, before Michele E. Eddy,
17 Registered Professional Reporter, Certified Realtime
18 Reporter, and Notary public in and for the District of
19 Columbia.

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A P P E A R A N C E S

ON BEHALF OF THE PLAINTIFFS:

EDGAR R. NIELD, ESQUIRE
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ON BEHALF OF THE DEFENDANT NATURA PET PRODUCTS, INC:

KRISTEN E. CAVERLY, ESQUIRE
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Telephone: (858) 756-6342

ALSO PRESENT:

Terry Michael King, Videographer

1 EXAMINATION INDEX

2 PAGE

3 EXAMINATION BY MS. CAVERLY6

4

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6

7

E X H I B I T S

8

(Attached to the Transcript)

9 DEPOSITION EXHIBIT PAGE

10 Exhibit 1 Timeline 38

11 Exhibit 2 Amended and Supplemental Responses 80

12 to Natura Pet Products' First Set

13 of Interrogatories

14 Exhibit 3 Amended and Supplemental Responses 97

15 to Mars' interrogatories

16 Exhibit 4 First responses to Mars' 103

17 interrogatories

18 Exhibit 5 Interrogatories 114

19 Exhibit 6 Natura Products report 140

20 Exhibit 7 Export Tox Reports 141

21 Exhibit 8 Dr. Ganz records 212

22

23

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09:14:29 1 THE VIDEOGRAPHER: Here begins videotape
09:14:30 2 number 1 in the deposition of Patricia Davis in the
09:14:33 3 matter of Renee Blaszkowski, et al. versus Mars,
09:14:37 4 Incorporated, et al., in the U.S. District Court,
09:14:42 5 Southern District of Florida, Miami Division, Case
09:14:46 6 Number 07-21221-CIV.

09:14:53 7 Today's date is September 24th, 2008. The
09:14:57 8 time on the video monitor is 9:15 a.m. The video
09:15:03 9 operator today is Terry Michael King on behalf of
09:15:04 10 Kramm & Associates.

09:15:07 11 This video deposition is taking place at
09:15:10 12 Williams & Connolly, 7125 12th Street, Northwest,
09:15:15 13 Washington D.C. Counsel please voice identify
09:15:21 14 yourselves and state whom you represent.

09:15:22 15 MS. CAVERLY: Kristen Caverly, Natura Pet
09:15:25 16 Products, Inc.

09:15:26 17 MR. NIELD: Ed Nield. I represent the
09:15:28 18 plaintiffs and Miss Davis here today.

09:15:31 19 THE VIDEOGRAPHER: The court reporter today
09:15:32 20 is Michele Eddy on behalf of Kramm & Associates.

09:15:36 21 Will the reporter please swear in the
09:15:38 22 witness.

09:15:46 23 P R O C E E D I N G S

09:15:46 24 PATRICIA DAVIS,
09:15:46 25 having been duly sworn, testified as follows:

09:52:09 1 Q And is that the same for Lilly?

09:52:11 2 A That's his sister, yes.

09:52:17 3 Q When did you get Bobo and Lilly?

09:52:21 4 A August of '07 we found them.

09:52:31 5 Q To your knowledge, have either Bobo or Lilly

09:52:35 6 ever been fed products manufactured or distributed by

09:52:39 7 Natura Pet Products?

09:52:39 8 A No, they haven't.

09:52:43 9 Q You mentioned a new pet, Oreo?

09:52:46 10 A Oreo.

09:52:47 11 Q What kind of animal is that?

09:52:48 12 A It's a black and white short-haired cat.

09:52:53 13 Q When did you get Oreo?

09:52:55 14 A April '08.

09:52:58 15 Q As far as you know, Oreo has never been fed

09:53:01 16 a product manufactured or distributed by Natura,

09:53:09 17 correct?

09:53:10 18 A Correct.

09:53:18 19 Q Going back to Arnold, has Arnold ever been

09:53:26 20 fed a product manufactured or distributed by Natura

09:53:29 21 Pet Products?

09:53:31 22 A Yes.

09:53:32 23 Q What products manufactured or distributed by

09:53:36 24 Natura Pet Products has Arnold been fed?

09:53:40 25 A To the best of my memory, it was Innova

09:53:43 1 Senior.

09:53:53 2 Q How many occasions did you feed Arnold

09:53:57 3 Innova Senior?

09:53:58 4 A How many occasions. I couldn't tell you how

09:54:08 5 many times I fed him.

09:54:09 6 Q You got free samples, correct?

09:54:11 7 A Yes.

09:54:11 8 Q You have never purchased a product

09:54:14 9 manufactured or distributed by Natura Pet Products,

09:54:15 10 correct?

09:54:16 11 A No. Never bought them. Is that what you

09:54:19 12 asked me? I'm sorry.

09:54:20 13 Q Yes. Let me ask again so we make sure we

09:54:22 14 don't have double negatives.

09:54:24 15 Is it correct that you have never purchased

09:54:26 16 a product manufactured or distributed by Natura Pet

09:54:28 17 Products?

09:54:30 18 A Not that I can recall.

09:54:32 19 Q And is it correct that to your knowledge no

09:54:34 20 one in your family has ever purchased a product

09:54:37 21 manufactured or distributed by Natura Pet Products?

09:54:41 22 A In my family that I'm living with?

09:54:43 23 Q Yes.

09:54:44 24 A Not that I can recall.

09:54:47 25 Q The Innova Senior that you fed Arnold were

09:54:51 1 free samples, correct?

09:54:53 2 A Correct.

09:54:53 3 Q How many free samples did you receive of
09:54:57 4 Innova Senior?

09:54:58 5 A I think it was on two occasions, I went into
09:55:01 6 the feed store, and I believe on two occasions I
09:55:05 7 picked up two packages. So it would be four packages,
09:55:11 8 as best I can remember. It might have been three
09:55:13 9 occasions. I don't think I ever got more than two
09:55:16 10 packages because I didn't want to be greedy. The lady
09:55:20 11 was saying, oh, take as many as you want, but, you
09:55:22 12 know, I didn't want to be greedy about it.

09:55:28 13 Q When you say the lady said take as many as
09:55:30 14 you want, do you know who that lady is?

09:55:33 15 A There's five or six that work in there and I
09:55:35 16 was trying to remember the other night and I really
09:55:38 17 couldn't tell you which one.

09:55:41 18 Q Can you describe to me any physical
09:55:43 19 attributes that the woman has that you spoke to about
09:55:46 20 the Natura products that you got as free samples?

09:55:51 21 A I just don't remember which one of them it
09:55:53 22 was.

09:55:58 23 Q On neither of the two occasions where you
09:56:00 24 took free samples can you remember anything about the
09:56:05 25 woman who talked to you; is that correct?

EXHIBIT B

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 07-21221-CIV-ALTONAGA/BROWN

RENEE BLASZOWSKI, *et al.*,
individually and on behalf of
others similarly situated,

Plaintiffs,

vs.

MARS, INCORPORATED, *et al.*,

Defendants.

**DEFENDANT NATURA PET PRODUCT'S FIRST SET OF REQUESTS FOR
ADMISSION TO PLAINTIFF PATRICIA DAVIS**

Defendant Natura Pet Products, Inc, by their undersigned attorneys, present to Plaintiff Patricia Davis the following requests for admission and request that they be answered separately, fully, and under oath within thirty days of service pursuant to Federal Rule of Civil Procedure 36.

REQUESTS FOR ADMISSION

1. Admit that you did not see any brochures published by Natura Pet Products, Inc., prior to your alleged use of products manufactured or distributed by Natura Pet Products, Inc.
2. Admit that prior to April 30, 2008, you had not spoken to or corresponded with anyone who works for or represents Natura Pet Products, Inc.
3. Admit that you have never purchased a product manufactured or distributed by Natura Pet Products, Inc.
4. Admit that the Innova® pet food you fed to your pet(s) identified "chicken meal" as an ingredient on the packaging.

5. Admit that from July 2006 through November 2006, Natura Pet Products, Inc.'s website contained the words:

"Chicken meal is the dry rendered (cooked down) product from a combination of clean flesh and skin with or without accompanying bone, derived from the parts of whole carcasses of chicken – exclusive of feathers, heads, feet, or entrails.

Chicken meal is considered to be the single best source of protein in commercial pet foods. Natura uses high quality, low ash chicken meal extensively. This ingredient is very digestible, very palatable, and very expensive."


6. Admit that from July 2006 through November 2006, Natura Pet Products, Inc.'s website contained the words:

"Meat meal is the rendered product from mammal tissues, exclusive of any added blood, hair, hoof, horn hide trimmings, manure, stomach and rumen contents except in such amounts as may occur unavoidably in good processing practices.

Most people associate this ingredient with beef. The truth is, that unless specified, it can come from any mammal: pigs, goats, horses, rabbits, rendered animals from shelters, and dead animals found on roads. Natura uses only lamb and chicken meal in our products which are simply the lamb and chicken meat with the moisture removed."

Date: October 17, 2008

Respectfully submitted,



Robert C. Mardian III

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*Attorneys for Defendant Natura Pet
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing was sent via electronic mail to all counsel on the attached service list on October 17, 2008.



Robert C. Mardian III

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EXHIBIT C

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 07-21221 CIV ALTONAGA/Brown

RENEE BLASZKOWSKI, *et al.*,
individually and on behalf of
others similarly situated,

Plaintiffs/Class Representatives,

vs.

MARS INC., *et al.*

Defendants.

**PLAINTIFF PATRICIA DAVIS' RESPONSES TO DEFENDANT NATURA PET
PRODUCT'S FIRST SET OF REQUEST FOR ADMISSIONS**

Pursuant to Rule 36(a) of the Federal Rules of Civil Procedure, Plaintiff Patricia Davis ("Plaintiff") hereby responds to Defendant Natural Pet Products, Inc. ("Natura") First Set of Request for Admissions, as follows:

GENERAL RESPONSES

1. Plaintiff's response is made to the best of Plaintiff's present knowledge, information, and belief. The investigation and discovery of Plaintiff's claims are ongoing, and consequently, the parties may learn additional facts presently unknown, or may locate additional documents presently not identified, which may alter or invalidate or require the supplementation of this response. This response is at all times subject to such additional or different information that discovery or further investigation may disclose and, while based on the present state of Plaintiff's recollection, is subject to such refreshing of recollection, and such additional knowledge of facts, as may result from further discovery or investigation.

2. Plaintiff reserve all objections or other questions as to the competency, relevance, materiality, privilege or admissibility as evidence in any subsequent proceeding in or trial of this or any other action for any purpose whatsoever of this response and any answer or document or thing identified or produced in response to the Natura's requests for admissions.

3. Plaintiff reserve the right to object on any ground at any time to such other or supplemental requests for admissions as the Natura may at any time propound involving or relating to the subject matter of these requests for admissions.

4. Plaintiff will respond to each request for admissions with documents and information currently in their possession.

GENERAL OBJECTIONS

Plaintiff make the following general objections, whether or not separately set forth in response to each and every request for documents, to each and every definition, and to each and every request for admissions made in Natura's first set of requests for admissions as follows:

1. Plaintiff object to all requests for admissions insofar as any such request seeks identification of documents or information protected by the attorney-client privilege and the attorney-client work product doctrine. Such documents or information will not be produced in response to Natura's requests for documents, and any inadvertent production thereof shall not be deemed a waiver of any privilege with respect to such documents or information or of any work product doctrine which may attach thereto.

2. Plaintiff object to all requests for admissions to the extent that they are unreasonably cumulative, duplicative and/or disproportionate subjecting Plaintiff to unreasonable and undue annoyance, oppression, burden, and expense.

3. Plaintiff object to all requests for admissions to the extent that they seek production of all documents, all witnesses or all information in support of Plaintiff's claims and contentions at this stage of the litigation of this action subjecting Plaintiff to unreasonable and undue annoyance, oppression, burden, and expense.

4. Plaintiff object to the introductory definitions and instructions to Natura's requests for admissions to the extent said definitions or instructions purport to enlarge, expand, or alter in any way the plain meaning and scope of any specific interrogatory on the ground that such enlargement, expansion, or alteration renders said interrogatory vague, ambiguous, unintelligible, unduly broad, and uncertain, and beyond the scope of discovery established by Federal Rules of Civil Procedure. As a result, Plaintiff will not accept any specialized meanings or definitions ascribed by Natura in these requests for admissions, and will interpret all words in their ordinary and customary meanings.

5. Plaintiff object to all instructions, definitions and requests for admissions to the extent that they seek production of documents or information not currently in Plaintiff's possession, custody or control, or refer to persons, entities or events not known to Plaintiff, on the grounds that such instructions, definitions, or requests for documents seek to require more of Plaintiff than any obligation imposed by law, would subject Plaintiff to unreasonable and undue annoyance, oppression, burden, and expense, and

would seek to impose upon Plaintiff an obligation to investigate or discover information or material from third parties or sources who are equally accessible to the Natura.

6. Plaintiff object to all instructions, definitions and requests for admissions to the extent they seek identification of documents or information on a continuing basis, on the grounds that such instructions, definitions and requests seeks unilaterally to impose an obligation to provide supplemental information greater than the required by the Federal Rules of Civil Procedure, seeks information that is beyond the scope of permissible discovery (not relevant to the subject matter or likely to lead to discovery of admissible evidence), and would subject Plaintiff to unreasonable and undue annoyance, oppression, burden, and expense. Therefore, all such instructions, definitions and requests for admissions will not be regarded as continuing in nature.

7. Plaintiff objects to all definitions, instructions, and requests for admissions to the extent they seek to require Plaintiff to search for and identify documents or information no longer in existence or in its possession, custody or control, on the grounds that said instruction is overly broad, would subject Plaintiff to undue annoyance, oppression, burden, and expenses, and seeks to impose upon Plaintiff an obligation to investigate information or materials from third parties or services who are equally accessible to the Natura.

SPECIFIC OBJECTIONS AND RESPONSES TO REQUESTS FOR ADMISSIONS

Without waiving or limiting in any manner any of the foregoing General Responses and General Objections, but rather incorporating them into each of the following responses to the extent applicable, Plaintiff respond to the specific requests for admissions of Natura's first set of requests for admissions as follows:

Request for Admission No. 1:

Admit that you did not see any brochures published by Natura Pet Products, Inc., prior to your alleged use of products manufactured or distributed by Natura Pet Products, Inc.

Response to Request for Admission No. 1:

Plaintiff objects to this request on the grounds that it is vague, ambiguous and overly board. Plaintiff further objects that the terms "brochure" is so vague, ambiguous, and unintelligible that Plaintiff cannot, in good faith, frame an intelligent reply. Notwithstanding these specific objections, Plaintiff admits the request to the extent the meaning of the term "brochure" is "Nutritional Philosophy brochure" marked as an exhibit to the deposition transcript of Peter Atkins taken on November 5, 2008. As previously testified to in her deposition Plaintiff she read and relied and was deceived by Natura's deceptive advertisements. Specifically, Plaintiff testified that she obtained samples of Innova Senior from Ocala Breeders & Supply for her dog (Jack Russel Terrier) Arnold. (Deposition of Patrick Davis, taken on September 24, 2008 (hereinafter "Davis Depo.", 34:19-35:1.) Her dog's health was declining and she thought, based on

the advertising and the ingredients, that the new food might help him improve and make him stronger. (Davis Depo., 95:7-10; 202:12-23.) Although she thinks the samples were all for Innova Senior, there may have been other Natura brand samples she tried. (Davis Depo., 62:4-17.) She went there two times and picked up at least two Natura pet food samples. (Davis Depo., 36:3-12.)

Although she was familiar with Natura pet food products, the first time she considered buying a Natura product was when she read Natura's in-store advertisement and obtained samples at Ocala Breeders & Supply. (Davis Depo., 50:21 to 51:9.) The in-store advertisement said there was nothing in Natura's Pet Food that you wouldn't eat yourself because it's like human grade or quality food. (Davis Depo., 51:16- 21.) That, along with the price, made her think that if this is human food, then it's coming through human food suppliers and inspected under human quality standards. (Davis Depo., 51:16-52:2.) The Natura's in-store advertisement was a pre-printed glossy type manufacturing sign sitting on the shelf that compared Natura Pet Products pet food (as opposed to any particular brand) to human food. (Davis Depo., 52:7-19.) The sample packaging contained both a list of ingredients and nutritional analysis, which she reviewed. (Davis Depo., 57:3-16.) Because she is a vegetarian, she is a compulsive label reader. (Davis Depo., 63:10-19.) She looked at Natura dog and pet food packages prior to taking the samples. (Davis Depo., 164:16-21.) The sales lady encouraged her to try the samples. (Davis Depo., 57:17-21.) Her overall impression was that if Natura wouldn't sell any pet food that they would not eat themselves, then it has to be good stuff. (Davis Depo., 53:2-5.) To her, human grade means "it's inspected by the same people and bought from the same suppliers as you would feed it to yourself or your kids." (Davis Depo., 89:14-19.) She also thinks human grade "meant that people could eat it." (Davis Depo., 210:16-20.) The reference to "human grade" or "that people could eat the food" was on the sign, but not on the packaging. (Davis Depo., 211:3-18.) She also reviewed Natura's website in September 2008 (Davis Depo., 62:18-63:1) and recently conducted other research and communicated on pet food blogs. (Davis Depo., 63:2-9.)

She was unhappy to learn that the Innova Senior products with chicken meal contained rendered product, what she also describes as "not just the meat part." (Davis Depo., 153:23-155:5.) She would never intentionally feed "bad parts of the chicken" to her dog. (Davis Depo., 154:6-11.)

Request for Admission No. 2:

Admit that prior to April 30, 2008, you had not spoken to or corresponded with anyone who works for or represents Natura Pet Products, Inc.

Response to Request for Admission No. 2:

Admit.

Request for Admission No. 3:

Admit that you have never purchased a product manufactured or distributed by Natura Pet Products, Inc.

Response to Request for Admission No. 3:

Plaintiff objects to this request on the grounds that it is vague, ambiguous and overly board. Plaintiff further objects that the phrase "a product manufactured or distributed by Natura Pet Products, Inc." is so vague, ambiguous, and unintelligible that Plaintiff cannot, in good faith, frame an intelligent reply. Notwithstanding these specific objections, Plaintiff admits the request to the extent the meaning of the phrase "a product manufactured or distributed by Natura Pet Products, Inc." means California Natural Chicken and Brown Rice, California Natural Lamb Meal and Rice, California Natural Salmon and Sweet Potato, Innova Dry Dog Food, Innova Senior Dry Dog Food and Mother Nature-Beef Stew Recipe Dog Biscuits.

Request for Admission No. 4:

Admit that the Innova® pet food you fed to your pet(s) identified "chicken meal" as an ingredient on the packaging.

Response to Request for Admission No. 4:

Plaintiff objects to this request on the grounds that it is vague, ambiguous and overly board. Plaintiff further objects that the phrase "the Innova® pet food you fed to your pet(s)" is so vague, ambiguous, and unintelligible that Plaintiff cannot, in good faith, frame an intelligent reply. Notwithstanding these specific objections, Plaintiff admits the request to the extent the meaning of the phrase "the Innova® pet food you fed to your pet(s)" means Innova Senior Dry Dog Food.

Request for Admission No. 5:

Admit that from July 2006 through November 2006, Natura Pet Products, Inc.'s website contained the words:

"Chicken meal is the dry rendered (cooked down) product from a combination of clean flesh and skin with or without accompanying bone, derived from the parts of whole carcasses of chicken – exclusive of feathers, heads, feet, or entrails.

Chicken meal is considered to be the single best source of portion in commercial pet foods. Natura uses high quality, low ash chicken meal extensively. This ingredient is very digestible, very palatable, and very expensive."

Response to Request for Admission No. 5:

Plaintiff objects to this request on the grounds that it seeks information previously discussed during her deposition of September 24, 2008 and is therefore cumulative, oppressive, burdensome and harassing. Without waiving these objections, Plaintiff responses as follows:

Plaintiff has insufficient information to either admit or deny this request since Natura still has not yet produced all of the documentation requested by the Plaintiff concerning the marketing of Natura's products during the relevant class period, including prior versions of its website, and Plaintiff cannot specifically recall whether the web site stated this information during the time period referenced but the document will speak for itself.

Request for Admission No. 6:

Admit that from July 2006 through November 2006, Natura Pet Products, Inc.'s website contained the words:

"Meat meal is the rendered product from mammal tissues, exclusive of any added blood, hair, hoof, horn hide trimmings, manure, stomach and rumen contents except in such amounts as may occur unavoidably in good processing practices.

Most people associate this ingredient with beef. The truth, is that unless specified, it can come from any mammal: pigs, goats, horses, rabbits, rendered animals from shelters, and dead animals found on roads. Natura uses only lamb and chicken meal in our products which are simply the lamb and chicken meat with the moisture removed."

Response to Request for Admission No. 6:

Plaintiff objects to this request on the grounds that it seeks information previously discussed during her deposition of September 24, 2008 and is therefore cumulative, oppressive, burdensome and harassing. Without waiving these objections, Plaintiff responds as follows:

Plaintiff has insufficient information to either admit or deny this request since Natura still has not yet produced all of the documentation requested by the Plaintiff concerning the marketing of Natura's products during the relevant class period, including prior versions of its website, and Plaintiff cannot specifically recall whether the web site stated this information during the time period referenced but the document will speak for itself.

Dated: November 24, 2008

Law Offices of Edgar R. Nield



Edgar R. Nield, Esq.
Attorney for Plaintiffs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 07-21221 CIV ALTONAGA/Brown

RENEE BLASZKOWSKI, *et al.*,
individually and on behalf of
others similarly situated,

Plaintiffs/Class Representatives,
vs.

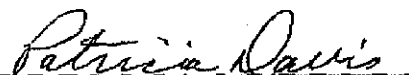
MARS INC., *et al.*

Defendants.

VERIFICATION

I, Patricia Davis, declare and state foregoing responses to first set of requests for admissions are true and correct under penalty of perjury.

Executed on November 24, 2008.


Patricia Davis