

EXHIBIT 4

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SAINT LOUIS UNIVERSITY,)	
a Missouri benevolent corporation,)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:07CV1733 CEJ
)	
AVIS MEYER,)	
)	
Defendant.)	
)	
)	
)	

AFFIDAVIT OF LOUIS GALLI, JR.

COMES NOW the undersigned affiant, Louis Galli, Jr., being duly sworn under oath and of legal age and for his Affidavit in this matter, states as follows:

1. My name is Louis Galli, Jr. I am Assistant General Counsel for Saint Louis University and have worked at the University since 2003.
2. I have personal knowledge of the matters set forth herein.
3. Plaintiff Saint Louis University (“SLU”) is a Missouri benevolent corporation duly organized and existing under the laws of the State of Missouri with its principal place of business located at 221 North Grand Blvd., St. Louis, Missouri 63103.
4. I am aware from my employment at SLU that since in or about 1921, SLU has published a campus newspaper. Since at least 1931 the newspaper has been titled “The University News.” The caption on the publication reads “A Student Voice of Saint Louis University Since 1921.” Due to this longstanding use, among other things, SLU has established

secondary meaning and therefore acquired trademark rights in both the title of the paper and the related caption.

5. In addition, the caption incorporates SLU's federally registered "SAINT LOUIS UNIVERSITY" mark, U.S. Trademark Registration No. 1,729,449.

6. All of these trademark rights, among others, are valuable to SLU in its operations as a University and a Missouri Benevolent entity.

7. As part of my general duties as Assistant General Counsel, I have on occasion monitored the use of SLU's trademarks. I have also conducted routine searches of the Missouri Secretary of State website to monitor SLU's corporate status.

8. In or about May or June of 2007, during one such routine search for entities incorporating SLU's SAINT LOUIS UNIVERSITY mark or otherwise registered by SLU, I identified an entity, incorporated under the laws of Missouri, that was registered under the name "The University News, a Student Voice Serving Saint Louis University Since 1921." According to the Missouri Secretary of State, this entity was incorporated by Defendant Avis Meyer ("Defendant") on March 16, 2007.

9. Based upon my knowledge of SLU policies and procedures, I knew that SLU had not authorized Avis Meyer, or any other person, to use its intellectual property to create a non-profit entity or otherwise register a corporation under the name "The University News, a Student Voice Serving Saint Louis University Since 1921."

10. Knowing that persons outside the Office of the General Counsel would not be as familiar with SLU's policies and procedures and based upon my personal knowledge and experience with trademark registrations and intellectual property, I believe that the filings submitted by Meyer, which are publicly available on the Secretary of State's website, create

