Jeffrey B. Smith GARLINGTON, LOHN & ROBINSON, PLLP 350 Ryman Street • P. O. Box 7909 Missoula, MT 59807-7909 Telephone (406) 523-2500 Telefax (406) 523-2595 jbsmith@garlington.com Attorneys for Defendant, Lee Enterprises, Inc.

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA MISSOULA DIVISION

MICHAEL E. SPREADBURY,

Cause No. CV-11-064-M-DWM

Plaintiff,

٧.

AFFIDAVIT OF STACEY MUELLER

BITTERROOT PUBLIC LIBRARY, CITY OF HAMILTON, LEE ENTERPRISES,INC., and BOONE KARLBERG P.C.,

Defendants.

Stacey Mueller, first being duly sworn, deposes and says:

- 1. I am currently employed as the Publisher of the Missoulian, a newspaper owned by Defendant, Lee Enterprises, Inc. ("Lee Enterprises"), and located in Missoula, Montana.
  - 2. My current duties as Publisher include overseeing the Ravalli

Republic, a newspaper owned by Lee Enterprises, and located in Hamilton, Montana.

- 3. I have personally reviewed the articles published by the Ravalli Republic and the Missoulian regarding the charges brought against Plaintiff, Michael Spreadbury. None of these articles contain opinions. Rather, these articles report facts in the cases Mr. Spreadbury has been involved with, according to official Ravalli County documents.
- The Ravalli Republic is located at 232 Main Street, Hamilton,
   Montana. Mr. Spreadbury is not allowed into the offices in which Ravalli
   Republic is located, because he was verbally abusive to Ravalli Republic staff.
- 5. Mr. Spreadbury was sent a certified letter notifying him that he was not allowed in the Ravalli Republic offices. The certified letter was not accepted after being sent the maximum three times. The letter was also sent to the Hamilton Police Department.
- 6. I have personally notified Mr. Spreadbury by letter that he is not allowed to enter the Ravalli Republic because of his past abusive behavior.
- 7. At no time was there ever an agreement between the Ravalli Republic

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and the government to conspire against Spreadbury in any manner.

I declare under penalty of perjury that the foregoing is true and correct.

Further Affiant sayeth not.

DATED this  $20^{11}$  day of June, 2011.

Stacey Mueller

Signed and sworn to before me on the <u>John</u> day of June, 2011, by Stacey Mueller.

(Type or print name)

NOTARY PUBLIC FOR THE STATE OF MONTANA

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My commission explired Residing at Missoula
My Commission Expires: 8/20/2013