GOLDIN AUCTIONS, LLC v. BRYANT

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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

GOLDIN AUCTIONS, LLC,

Plaintiff,

V.

KOBE BRYANT,

Defendant.

CIVIL ACTION NO.

DECLARATION OF
JEFFREY A. COHEN, ESQUIRE

I, Jeffrey A. Cohen, Esquire, declare under penalty of perjury as follows:

- 1. I am an attorney-at-law in the State of New Jersey and a shareholder of the law firm of Flaster/Greenberg P.C., attorneys for Plaintiff in the above-captioned matter.
- 2. I certify that Pamela Bryant acknowledged the genuineness of her signature on her Certification attached hereto as Exhibit A and the original signature affixed will be filed if requested by the court or a party.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

FLASTER/GREENBERG P.C.

Dated: May 2, 2013

By: Jeffrey A. Cohen, Esquire

Attorney for Plaintiff

EXHIBIT A

CERTIFICATION OF PAMELA BRYANT

- I, PAMELA BRYANT, being of full age, hereby certify as follows:
- 1. I am an adult individual and the mother of Kobe Bryant.
- 2. On December 27, 2012, I contacted Kenneth Goldin of Goldin Auctions and offered for sale items from my son's childhood, high school basketball career and entry into the National Basketball Association. He agreed to offer them for sale by consignment agreement.
- The items include by way of example, the red maroon Lower Merion High School (LMHS) basketball uniform (shorts and jersey) from Kobe Bryant wore his freshmen year, two complete #33 LMHS uniforms (shorts and jersey) worn during his high school career, six rings including: a 1996 High School McDonald's All-American ring, 1996 High School State Championship ring, 1998 and 2000 NBA All-Star rings, a team issued Kobe Bryant 2000 Lakers championship ring, '93-'94, '94-'95 and '95-'96 LMHS MVP plaques, 1996 Gatorade High School Player of the Year plaque, several LMHS practice jerseys, sweat suit tops, warm-up jerseys, multiple LMHS Varsity Letters awarded for basketball, a LMHS Central League Champions jacket, Italian Rieti #44 jersey.
- 4. Most of the sports memorabilia that I consigned to Goldin Auctions was located in my possession for over fifteen years. Approximately five years ago, I put the items in a storage unit in New Jersey after Kobe Bryant indicated to me that he had no interest in these items and that these items were mine.
- 5. On January 2, 2013, I signed a Consignment Agreement with Goldin Auctions and signed Letters of Authenticity certifying that I am the mother of Kobe Bryant and that the items are free of any liens and encumbrances.
 - On January 3, 2013, the sports memorabilia was delivered to Goldin Auctions.

- 7. On January 3, 2013, in accordance with paragraph 12 of the Consignment Agreement, Kenneth Goldin wired \$450,000 to my bank account. Per the Consignment Agreement, the advance is to go toward all monies payable to me under the Consignment Agreement upon sale of the items.
- 8. I am the legal owner of the items to be auctioned and therefore, the auction should continue as planned.
 - 9. I have used the \$450,000 advance to purchase a house in Nevada.
 - 10. My son gave me these items over the years stating "here mom, these are for you".
- 11. When my son would come to Philadelphia to visit me, I asked him if he wanted any of the sports memorabilia, to which he replied "no."
- 12. After my son got married, I asked his wife (approximately 7-8 years ago) if she or Kobe wanted any of the sports memorabilia and she replied that the items were from his past and they did not want them.
- 13. After that discussion, Kobe never discussed the items with me again. I packed up the Items, and paid to store and Insure them at Sinclair Moving in West Berlin, New Jersey, at a cost of \$1,500 per month.
- 14. My son has never demanded the return of any of the items, nor were they in any way improperly taken from him without his permission.

I certify that the above statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Panela Bryant Jant