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**UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK**

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SAFFLANE HOLDINGS LTD., and  
 ROBERT WYLDE,

Plaintiff, **AFFIDAVIT OF JOHN GOOD  
 IN SUPPORT OF  
 DEFENDANT’S MOTION TO  
 DISMISS THE COMPLAINT**

-against-

GAGOSIAN GALLERY, INC.,

11 Civ. 1679 (DLC)

Defendant.

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John Good, being duly sworn, deposes and says:

1. My name is John Good and I am employed by Gagolian Gallery, Inc. as a Director. I have been an employee of Gagolian Gallery since 1998. I respectfully submit this affidavit to place before the Court information referred to in plaintiffs’ Complaint.

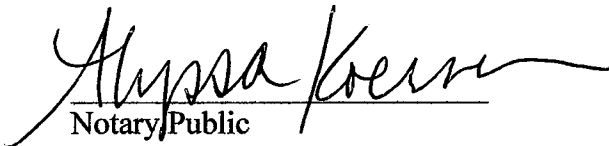
2. After Robert Wylde (“Wylde”) expressed an interest in purchasing Mark Tansey’s painting, *The Innocent Eye Test* (the “Painting”), I arranged for Wylde to view the Painting, so that the representation Charles Cowles (“Cowles”) had made to me that he owned the Painting could be confirmed for Wylde. If the Painting was in Cowles’ gallery, then, for Wylde, it validated the fact that Cowles was the owner of the Painting, and could sell it.

3. On or about July 27, 2009, Wylde and I went to view the Painting hanging in Cowles' gallery. While there, I asked Cowles in front of Wylde, pointing to the Tansey Painting, "So, this is yours?" Cowles replied, "Yes, this is mine. It's a great painting." After walking around looking at other things Cowles was offering for sale, Wylde, looking at the Tansey, asked Cowles, "So this is yours to sell?" Cowles answered, "Yes."

4. In Paragraph 18 of the Complaint, plaintiffs refer to communications between Wylde and me. Attached hereto as Exhibit A is a true and correct copy of an email exchange I had with Wylde, the subject line of which read, "[P]romised gift of [C]harles [C]owles in [H]onour of [W]illiam [S.] [L]ieberman."

  
John Good

Subscribed and sworn to before me  
on this 11<sup>th</sup> day of May, 2011

  
Notary Public

ALYSSA KOERNER  
Notary Public, State of New York  
No. 02BE6123029  
Qualified in New York County  
Commission Expires February 28, 2012