

# **EXHIBIT A**

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RYAN MCFADYEN, *et al.*,

*Plaintiffs,*

*v.*

1:07-CV-953

DUKE UNIVERSITY, *et al.*,

*Defendants.*

**AFFIDAVIT OF BRECK BERNARD  
ARCHER**

BRECK ARCHER being duly sworn, deposes and says:

1. I am more than eighteen years old, and I am otherwise competent to testify. I am a Plaintiff in the above-entitled action. I was deposed in the above-entitled action on April 19, 2012.
2. During my deposition on April 19, 2012, I testified to the full extent of my personal knowledge regarding Matthew Drummond's knowledge, as of June 2, 2006, that DukeCard information of any members of the 2005-2006 Duke Men's Lacrosse Team had been given to Durham police.
3. Besides the information that I testified about during my deposition, and without waiving any applicable privileges, including the attorney-client privilege and work product privilege of my counsel, I have no other personal knowledge of facts regarding whether Matthew Drummond knew, as of June

2, 2006, that DukeCard information of any members of the 2005-2006 Duke Men's Lacrosse Team had been given to Durham police.

4. Without waiving any applicable privileges, I have not withheld any personal knowledge of facts in providing the statements in paragraph 2 and 3, above, on the basis of the attorney-client privilege.

FURTHER, THE AFFIANT SAYETH NOT.

---

Breck Bernard Archer

Sworn to and subscribed before me on

this the \_\_\_\_\_ day of June 2012.

-----  
Notary Public

My Commission expires on \_\_\_\_\_.