

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**DAVID RUDOVSKY and
LEONARD SOSNOV,**

Plaintiffs,

v.

**WEST PUBLISHING CORPORATION,
WEST SERVICES INC., AND
THOMSON LEGAL AND REGULATORY
INC. t/a THOMSON WEST**

Defendants.

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: **CIVIL ACTION –**
: **JURY TRIAL DEMANDED**

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: **NO. 09-CV-727**
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DECLARATION OF NOAH H. CHARLSON, ESQUIRE

NOAH H. CHARLSON, hereby declares under penalty of perjury:

1. I am a shareholder in the firm of Bazelton Less & Feldman, P.C., attorneys for plaintiffs in this action. I make this Declaration in opposition to Defendants’ Motion for Summary Judgment.

2. Attached hereto as Exhibit A is a true and correct copy of excerpts from the March 3, 2010 deposition of Karen Earley.

3. Attached hereto as Exhibit B is a true and correct copy of excerpts from the March 3, 2010 deposition of Catherine Smith.

4. Attached hereto as Exhibit C is a true and correct copy of a February 11, 2008 email from Catherine Smith to Teri Kruk, produced by defendants in this litigation.

5. Attached hereto as Exhibit D is a true and correct copy of excerpts from the March 3, 2010 deposition of Sarah Redzic.

6. Attached hereto as Exhibit E is a true and correct copy of West's Instruction Lines Guide, produced by defendants in this litigation.

7. Attached hereto as Exhibit F is a true and correct copy of excerpts from the transcript of the April 14, 2009 Preliminary Injunction Hearing in this matter.

8. Attached hereto as Exhibit G is a true and correct copy of excerpts from the February 22, 2010 deposition of Leonard Sosnov.

9. Attached hereto as Exhibit H is a true and correct copy of a February 3, 2009 letter to West from plaintiffs' counsel.

10. Attached hereto as Exhibit I is a true and correct copy of West's March 24, 2009 Letter to Subscribers.

11. Attached hereto as Exhibit J is a true and correct copy of the Upkeep Agreement between West and Chris Gimeno, produced by West in this litigation.

12. Attached hereto as Exhibit K is a true and correct copy of a March 30, 2009 email from Jerome Kahnke to Chris Gimeno, produced by West in this litigation.

13. Attached hereto as Exhibit L is a true and correct copy of an April 13, 2009 U.S. Post Office Receipt.

14. Attached hereto as Exhibit M is a true and correct copy of is a true and correct copy of West time records produced by West in this litigation.

15. Attached hereto as Exhibit N is a true and correct copy of the June, 2007 Agreement between plaintiffs and West.

16. Attached hereto as Exhibit O is a true and correct copy of the Court's April 23, 2009 Memorandum Opinion in this case.

17. Attached hereto as Exhibit P is a true and correct copy of West's invoice sent to subscribers for the 2008-09 Supplement.

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

Dated: May 12, 2010



NOAH H. CHARLSON