

1 RICHARD C. EYMANN
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5 STEPHEN L. NORDSTROM
 6 Nordstrom & Nees, P.S.
 7 323 South Pines Road
 8 Spokane, WA 99206
 (509) 924-9800

9 Attorneys for the Plaintiff

10 UNITED STATES DISTRICT COURT
 11 FOR THE EASTERN DISTRICT OF WASHINGTON

12 THOMAS A. WAITE,)
 13 Plaintiff,)

14 vs.)

15 CORPORATION OF THE PRESIDING)
 16 BISHOP OF THE CHURCH OF JESUS)
 17 CHRIST OF LATTER DAY SAINTS, a)
 18 Utah corporation; CORPORAITON OF)
 19 THE PRESIDENT OF THE CHURCH OF)
 20 JESUS CHRIST OF LATTER DAY)
 21 SAINTS, a Utah corporation; DONALD C.)
 FOSSUM; and STEVEN D. BRODHEAD,)

22 Defendants.)
 23)
 24)
 25)
 26)
 27)

Case No.: CV-05-399-EFS

**SECOND DECLARATION OF
 STEPHEN L. NORDSTROM IN
 SUPPORT OF PLAINTIFF'S
 OPPOSITION TO
 DEFENDANT'S MOTION TO
 COMPEL**

1 I, Stephen L. Nordstrom, declare under penalty of perjury under the laws of the
2 State of Washington that the following is true and correct:

3 1. That I am one of the attorneys for the Plaintiff in the above-entitled
4 matter, and make this Declaration from my own personal knowledge.
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6 2. That I reiterate that I was not present nor privy to any of the
7 discussions between Mr. Rekofke and Mr. Eymann regarding contact with the
8 missionaries who were eyewitnesses to the motor vehicle collision at issue in this
9 matter, nor would I have ever agreed to the premise that Plaintiff's counsel were
10 prohibited from contacting these missionary witnesses once they were released from
11 their missions.
12

13 DATED this 11th of May, 2007.
14

15
16 s/Stephen L. Nordstrom
17 STEPHEN L. NORDSTROM
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2 CERTIFICATE OF SERVICE

3 I, Richard C. Eymann, hereby certify that on the 11th day of May, 2007, I
4 electronically filed the foregoing with the Clerk of the Court using the CM/ECF System
5 which will send notification of such filing to the following participants:

6 Brian T. Rekofke
7 Witherspoon Kelley Davenport & Toole
8 422 W. Riverside Avenue, Suite 1100
9 Spokane, WA 99201-0302

10 Andrew C. Smythe
11 Paine Hamblen Coffin Brooke & Miller
12 717 W. Sprague Avenue, Suite 1200
13 Spokane, WA 99201-3503

14 s/Richard C. Eymann
15 RICHARD C. EYMANN
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