1		The Honorable Marsha J. Pechman
2		
3		
4		
5	·	
6		
7		
8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON	
10	CITY OF SEATTLE, a first-class charter city, )	
11	Plaintiff, )	No. C07-1620MJP
12	v. )	DECLARATION OF CHRIS WALTERS
13 14	THE PROFESSIONAL BASKETBALL CLUB,) LLC, an Oklahoma limited liability company,	
15	Defendant.	
16	Chris Walters declares as follows:	
17	1. I am a partner of McKinsey& Company, in McKinsey's New York office. I have	
18	personal knowledge of and am competent to testify to the matters stated herein.	
19	2. Attached hereto as Exhibit 1 is a true and correct copy of the New	
20	Orleans/Oklahoma City Hornets Review, dated March 18, 2008.	
21	3. Attached hereto as Exhibit 2 is a true and correct copy of the Oklahoma City vs.	
22	Seattle Market Comparison Report, dated March 18, 2008.	
23	4. McKinsey & Company provided consulting services relating to the documents	
24	attached as Exhibits 1 and 2.	
25		
26		
	DECLARATION OF Chris Walters (C07-1620MJP) - 1	BYRNES & KELLER ILP 38th Floor 1000 SECOND AVENUE SEATTLE. WASHINGTON 98104 (206) 622-2000

- 5. As part of its business, and in the ordinary course of its business, I helped prepare the Oklahoma City vs. Seattle Market Comparison Report and the New Orleans/Oklahoma City Hornets Review for the National Basketball Association.
- 6. The copies attached hereto as Exhibits 1 and 2 are maintained by McKinsey & Company in its business records as part of its normal record keeping procedures.

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

DATED at 1100, New Jordethis 13 day of June, 2008.



## **CERTIFICATE OF SERVICE**

I hereby certify that on the 17th day of June, 2008, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Thomas A. Carr (thomas.carr@seattle.gov)
Gregory C. Narver (gregory.narver@seattle.gov)
Seattle City Attorney
600 Fourth Avenue, 4th Floor
P.O. Box 94769
Seattle, WA 98124-4769

Slade Gorton (slade.gorton@klgates.com)
Paul J. Lawrence (paul.lawrence@klgates.com)
Jeffrey C. Johnson (jeff.johnson@klgates.com)
Michelle Jensen (michelle.jensen@klgates.com)
K&L Gates
925 4th Avenue, Suite 2900
Seattle, WA 98104

/s/ Steven C. Minson

Steven C. Minson, WSBA #30974 Byrnes & Keller LLP 1000 Second Avenue, 38th Floor Seattle, WA 98104 Telephone: (206) 622-2000

Facsimile: (206) 622-2522 ptaylor@byrneskeller.com

DECLARATION OF CHRIS WALTERS (C07-1620MJP) - 3

BYRNES & KELLER LLP
38TH FLOOR
1000 SECOND AVENUE
SEATTLE. WASHINGTON 98104
(206) 622-2000

## EXHIBITS 1 & 2 FILED UNDER SEAL PURSUANT TO PROTECTIVE ORDER DATED 3/13/08