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10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 ROBERT JACOBSEN, an individual,)
14)
Plaintiff,)
15 v.)
16)
MATTHEW KATZER, an individual, and)
17 KAMIND ASSOCIATES, INC., an Oregon)
corporation dba KAM Industries,)
18)
Defendants.)
19)
20 _____)

No. C06-1905-JSW
DECLARATION OF MICHELE SWIGGERS
Courtroom: 2, 17th Floor
Judge: Hon. Jeffrey S. White
Date: Friday, Jan. 18, 2008
Time: 9:00 a.m.

21 I, MICHELE SWIGGERS, hereby declare:

- 22 1. I am an employee of Theresa’s Messenger Service in San Francisco, California. I state all
23 facts herein are of my own firsthand personal knowledge, and if called as a witness, I could
24 and would competently testify thereto.
25 2. Victoria K. Hall, the attorney of record in the above-captioned case, called me on July 20,
26 2007, and asked me to order a transcript of the January 19, 2007 hearing.
27 3. On or before July 24, 2007, I contacted the court reporter, Jim Yeomans, to order the
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transcript.

4. I faxed a transcript order to Jim Yeomans on July 24, 2007.

5. I left a message for him about a week later.

6. When I did not hear from Mr. Yeomans, I contacted him again on August 9, 2007. He told me that he was leaving because of a family emergency, and that I should fax the transcript order again. I faxed the order to him. I did not hear back from him.

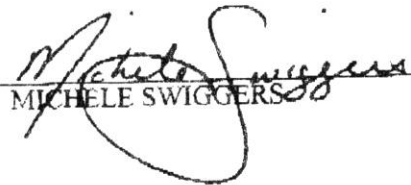
7. I called on a roughly weekly basis to follow up on the transcript order, and the amount the transcript would cost.

8. I did not hear from him again. In mid-September, Ms. Hall told me that she would contact Mr. Yeomans directly for the transcript.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 19th day of November, 2007, in San Francisco, California.

DATED: November 19, 2007

By


MICHELE SWIGGERS