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8 Attorney for Plaintiffs,
9 Dr. Wiley S. Drake and
10 Markham Robinson

11 **UNITED STATES DISTRICT COURT**
12 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
13 **SANTA ANA (SOUTHERN) DIVISION**

14 CAPTAIN PAMELA BARNETT,) CIVIL ACTION NO:
15 et al.,) SACV09-00082-DOC (Anx)
16 Plaintiffs,) **DECLARATION OF DR. WILEY**
17 v.) **DRAKE IN SUPPORT OF**
18 BARACK HUSSEIN OBAMA, et) **PLAINTIFFS' MOTION FOR**
19 al.,) **SEVERANCE**
20 Defendants) DATE: October 5, 2009
21) TIME: 8:30 a.m.
22) CTRM: 9D
23) Hon. David O. Carter

24 I, DR. WILEY DRAKE, hereby testify as follows:

25 1 That I am a Plaintiff herein, that I was the Vice Presidential candidate
26 of the American Independent Party for the 2008 election, on the
27 California State Ballot, and that, if called upon to do so, I could, and
28 would, competently testify as follows:

1 That, on September 8, 2009, I was present for the meeting that Federal
District Court Judge Carter ordered between Dr. Taitz and Gary Kleep
in the hallway of the United States District Court, Central District of
California, on that date.

2 That, during the meeting, Dr. Taitz said that, if Federal District Court

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Judge Carter allowed Markham Robinson and I to reenter the case, with Mr. Kreep representing us, she would appeal that decision to the Ninth Circuit Court of Appeals.

I declare under the penalty of perjury under the laws of the State of California that the forgoing declaration is true and correct.

Executed this 30th day of September 2009, at Buena Park, California.

Signature via fax

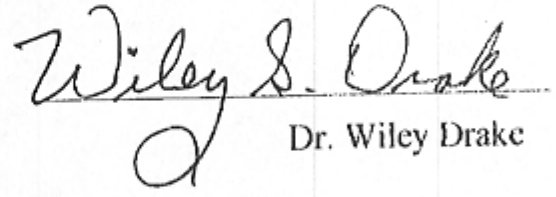
Dr. Wiley Drake

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with Mr. Kreep representing us, she would appeal that decision to the Ninth Circuit Court of Appeals.

I declare under the penalty of perjury under the laws of the State of California that the forgoing declaration is true and correct.

Executed this 30th day of September 2009, at BUENA PARK, California.


Dr. Wiley Drake