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Attorneys for Defendant Life Insurance  
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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION**

JOYCE WALKER, KIM BRUCE  
HOWLETT, and MURIEL SPOONER, on  
behalf of themselves and all others  
similarly situated,

Plaintiffs,

vs.

LIFE INSURANCE COMPANY OF THE  
SOUTHWEST, a Texas corporation, and  
DOES 1-50

Defendant.

Case No.: CV 10-9198-JVS(RNBx)

**DECLARATION OF JOEL FLEMING  
IN SUPPORT OF LSW'S  
OPPOSITION TO PLAINTIFFS'  
MOTION TO COMPEL AND FOR AN  
ORDER REGARDING DEPOSITIONS**

**DECLARATION OF JOEL FLEMING**

I, Joel Fleming, declare as follows:

1. I am an attorney duly licensed to practice law in the Commonwealth of Massachusetts, the state of California and before this Court. I am an Associate at the law firm of Wilmer Cutler Pickering Hale and Dorr LLP, counsel for Defendant Life Insurance Company of the Southwest (“LSW”) in the above-entitled action. I have personal knowledge of the facts stated herein and, if called as a witness, I could and would testify competently thereto.

2. Attached hereto as Exhibit A is a true and accurate copy of an April 26, 2012 letter sent by counsel for LSW to counsel for Plaintiffs.

3. Attached hereto as Exhibit B is a true and accurate copy of excerpts of the transcript of the deposition of Susan Rusnock.

4. Attached hereto as Exhibit C is a true and accurate copy of a June 7, 2012 letter sent by counsel for LSW to counsel for Plaintiffs.

5. Attached hereto as Exhibit D is a true and accurate copy of excerpts of the transcript of the deposition of Victoria McDonald.

6. Attached hereto as Exhibit E is a true and accurate copy of excerpts of the transcript of the deposition of Stephanie Burmester.

7. Attached hereto as Exhibit F is a true and accurate copy of excerpts of the transcript of the deposition of Joyce Walker.

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8. Attached hereto as Exhibit G is a true and accurate copy of excerpts of the transcript of the second day of deposition of Kim Bruce Howlett.

9. Attached hereto as Exhibit H is a true and accurate copy of excerpts of the transcript of the first day of deposition of Kim Bruce Howlett.

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

Executed this 11th day of December, 2012, at Boston, Massachusetts.

*By: /s/ Joel Fleming*  
Joel Fleming