

EXHIBIT 1

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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10
11 LIBERTY MEDIA HOLDINGS LLC,
12 A Corporation,

13 Plaintiff,

14 v.

15 CARY TABORA,

16 Defendant.

Case No. 11-CV0651 IEG JMA

**DECLARATION OF DEFENDANT
CARY TABORA IN SUPPORT OF
HIS MOTION TO DISMISS**

17
18 **DECLARATION**

- 19
- 20 1. I, Cary Tabora, declare as follows under penalty of perjury:
- 21 2. I am Defendant in this case and have personal knowledge of the facts herein and could
- 22 competently testify to their veracity.
- 23 3. I am a graduate student and have resided in the State of New York, City of New York,
- 24 for the past four years.
- 25 4. After graduate school I intend to work and live in New York.
- 26 5. I have never visited California and have had no meaningful contact with any entity
- 27 there.
- 28

- 1 6. If necessary I intend to call as a witness in this case a Mr. Whetstone who, at all
2 relevant times, was my roommate and has knowledge of material facts related to the
3 case. He is also a resident of New York.
- 4 7. At no time before the commencement of this case did I have any idea that Liberty
5 Media or Corbin Fisher had a principal place of business in San Diego.
- 6 8. At no time did I sign a contract or agree in any way to legal venue in San Diego.

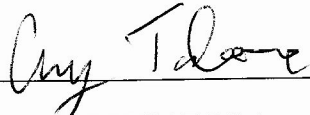
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8 I declare under penalty of perjury that the foregoing is true and correct.

9 Executed on August 16, 2011.

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12 
13 CARY TABORA