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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

PRISON LEGAL NEWS, a project of the
HUMAN RIGHTS DEFENSE CENTER,
Plaintiff,

No. 3:12-CV-71-SI

v.

COLUMBIA COUNTY; COLUMBIA
COUNTY SHERIFF'S OFFICE; JEFF
DICKERSON, individually and in his capacity
as Columbia County Sheriff,
Defendants.

DECLARATION OF JESSE WING IN
SUPPORT OF PLAINTIFF'S REPLY IN
SUPPORT OF MOTION FOR PARTIAL
SUMMARY JUDGMENT ON
DEFENDANTS' FAILURE TO MITIGATE
AFFIRMATIVE DEFENSE

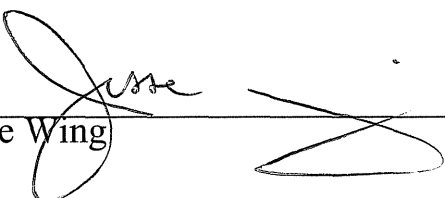
I, Jesse Wing, declare as follows:

I am one of the attorneys for Plaintiff Prison Legal News. I am over the age of 18, and am competent to testify.

1. Exhibit 1 is a copy of excerpts from the deposition of Andrew Moyer taken July 6, 2012.

I declare under penalty of perjury of the laws of the United States of America and the State of Washington that the foregoing is true and correct.

DATED this 22nd day of October, 2012, at Seattle, Washington.



Jesse Wing

CERTIFICATE OF SERVICE

I hereby certify that on October 23, 2012, I electronically filed the foregoing to the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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/s/ Jesse Wing

JESSE WING, *Pro Hac Vice* Admission
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EXHIBIT 1
TO
DECLARATION OF JESSE WING
IN SUPPORT OF PLAINTIFF'S
REPLY IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT
ON DEFENDANTS' FAILURE TO
MITIGATE AFFIRMATIVE DEFENSE

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF OREGON
3 PORTLAND DIVISION

4
5 PRISON LEGAL NEWS, a project
6 of the Human Rights Defense
7 Center,

No. 3:12-CV-71-SI

8 Plaintiff,

9 v.

10 COLUMBIA COUNTY; COLUMBIA
11 COUNTY SHERIFF'S OFFICE; JEFF
12 DICKERSON, individually and
13 in his capacity as Columbia
14 County Sheriff,
15 Defendants.

16
17
18
19
20 DEPOSITION OF ANDREW MOYER
21 Taken in behalf of Plaintiff
22 July 6, 2012
23
24
25

1 mentioned.

2 MR. WING: Okay. I have no more questions
3 right now. All right. Thanks.

4 (Brief pause.)

5 Q. BY MR. WING: Undersheriff Moyer, I asked you
6 earlier in the deposition whether you could
7 think of any situation in which the sheriff's
8 department has changed its policy because of a
9 grievance or a complaint. Do you remember that
10 question?

11 A. Yes.

12 Q. And you could not think of one then. Can you
13 think of one now?

14 A. I can't. I think that's a very important
15 question and it's the type of thing that myself
16 or Sheriff Dickerson would do, which is why I'm
17 certain that we probably have an example of it.
18 But I can't think of it. And I think I'll do
19 some research on that.

20 MR. WING: Okay. Thank you for your time.

21 (Recess at 5:34.)

22 * * *

23

24

25

1 C E R T I F I C A T E
2

3 I, Aleshia K. Macom, CSR No. 94-0296, do
4 hereby certify that ANDREW MOYER personally
5 appeared before me at the time and place
6 mentioned in the caption herein; that the
7 witness was by me first duly sworn on oath, and
8 examined upon oral interrogatories propounded by
9 counsel; that said examination, together with
10 the testimony of said witness, was taken down by
11 me in stenotype and thereafter reduced to
12 typewriting; and that the foregoing transcript,
13 Pages 1 to 238, both inclusive, constitutes a
14 full, true and accurate record of said
15 examination of and testimony given by said
16 witness, and of all other proceedings had during
17 the taking of said deposition, and of the whole
18 thereof, to the best of my ability.

19 Witness my hand at Portland, Oregon, this
20 18th day of July, 2012.



Aleshia K. Macom

Aleshia K. Macom
CSR No. 94-0296