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1. On or about February 20, 2001, I requested all files from the police department regarding Lieutenant Kirby that I had not previously requested including, but not limited to, his pre-hire file.

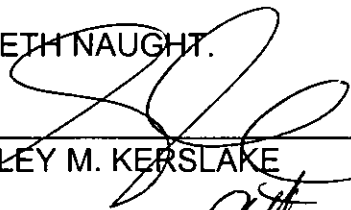
2. That I received all other personnel files, except the pre-hire file, and was told that Lieutenant Kirby was protesting its release.

3. That in Lieutenant Kirby's affidavit in support of his response to this Motion for Protective Order, he testified that he had to be ordered to release the file by the Deputy Chief of Police; thus, he presumably had the file in his possession.

4. That when I finally received a copy of the file, the pre-hire psychological material was not contained in the file, as it is in every other pre-hire file that I have reviewed.

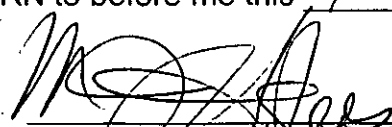
5. That I had Deputy Chief Darland look through the file again, and he could not located said material.

FURTHER YOUR AFFIANT SAYETH NAUGHT.



SHELLEY M. KERSLAKE

SUBSCRIBED and SWORN to before me this 9th day of January, 2002.



Printed Name: M. Kerlake
NOTARY PUBLIC in and for the State of - WA
Washington, residing at Tacoma, WA
My commission expires: 11-11-03

