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FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

A.M. DEC 9 - 2002 P.M.

BOB SAN BOUNGIE
COUNTY CLERK
BY _____ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF PIERCE

JOSEPH J. KIRBY and DEBORAH A.
KIRBY, husband and wife,

No. 99-2-13911-4

Plaintiffs,

AFFIDAVIT OF SHELLEY M.
KERSLAKE IN SUPPORT OF
DEFENDANTS' MOTION FOR
PARTIAL SUMMARY JUDGMENT
REGARDING PLAINTIFF'S
DISABILITY DISCRIMINATION
CLAIM

v.

NOTED FOR:
January 3, 2003

THE CITY OF TACOMA, a municipal
corporation; RAY CORPUZ and "JANE
DOE" CORPUZ, husband and wife;
PHILIP ARREOLA and "JANE DOE"
ARREOLA, husband and wife; WILLIAM
WOODARD and CATHERINE
WOODARD, husband and wife;
RAYMOND ROBERTS and "JANE DOE"
ROBERTS, husband and wife; DAVID
BRAME and "JANE DOE" BRAME,
husband and wife; and JAMES
HAIRSTON and "JANE DOE"
HAIRSTON, husband and wife,

ASSIGNED:
Judge Katherine M. Stolz

Defendants.

ORIGINAL

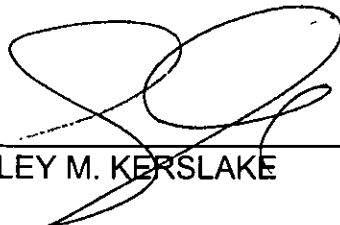
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STATE OF WASHINGTON)
) ss.
COUNTY OF PIERCE)

SHELLEY M. KERSLAKE, being first duly sworn on oath, deposes and states as follows:

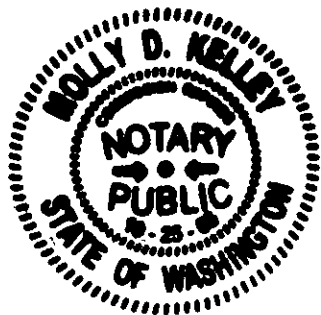
1. That I am the attorney of record for the defendants in the above captioned action, and am over the age of eighteen and competent to testify herein.
2. That attached to the Motion and Memorandum in Support of Defendant's Motion for Summary Judgment, and marked as Exhibit "1", is a true and accurate copy of deposition excerpts of Joseph Kirby, Volume I, taken on February 15, 2001.
3. That attached to the Motion and Memorandum in Support of Defendant's Motion for Summary Judgment, and marked as Exhibit "2", is a true and accurate copy of the oral reprimand given to Joseph Kirby on May 19, 1999.

FURTHER YOUR AFFIANT SAYETH NAUGHT.



SHELLEY M. KERSLAKE

SUBSCRIBED and SWORN to before me this 3rd day of December, 2002.



Molly D. Kelley
 Printed Name: Molly D. Kelley
 NOTARY PUBLIC in and for the State of
 Washington, residing at: Pierce County
 My commission expires: 10.25.06