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**IN COUNTY CLERK'S OFFICE**

**A.M. JAN 6 - 2003 P.M.**

**PIERCE COUNTY, WASHINGTON**  
**KEVIN STOCK, 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,**

**Plaintiffs,**

**v.**

**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**  
**BROME and "JANE DOE" BROME,**  
**husband and wife; and JAMES**  
**HAIRSTON and "JANE DOE"**  
**HAIRSTON, husband and wife,**

**Defendants.**

**No. 99-2-13911-4**

**AFFIDAVIT OF SHELLEY M.**  
**KERSLAKE IN SUPPORT OF**  
**REPLY MEMORANDUM FOR**  
**PARTIAL SUMMARY JUDGMENT**  
**TO DISMISS PLAINTIFF'S AGE**  
**DISCRIMINATION CLAIM**

**NOTED FOR:**  
**January 10, 2003**

**ASSIGNED:**  
**Judge Katherine M. Stolz**

**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 defendants' reply memorandum, and marked as Exhibit "1", is a true and accurate copy of the Personnel Order dated October 15, 1999.

3. That attached to defendants' reply memorandum, and marked as Exhibit "2", is a true and accurate copy of Catherine Woodard's birth certificate.

4. That attached to defendants' reply memorandum, and marked as Exhibit "3", is a true and accurate copy of the Personnel Order dated June 21, 2000.

5. That attached to defendants' reply memorandum, and marked as Exhibit "4", is a true and accurate copy of Mark Langford's birth certificate.

6. That attached to defendants' reply memorandum, and marked as Exhibit "5", is a true and accurate copy of deposition excerpts of Joseph Kirby.

7. That attached to defendants' reply memorandum, and marked as Exhibit "6", is a true and accurate copy of the Intra-Departmental Memorandum dated September 13, 1999, regarding counseling.

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8. That attached to defendants' reply memorandum, and marked as Exhibit "7", is a true and accurate copy of deposition excerpts of William Woodard.

9. That attached to defendants' reply memorandum, and marked as Exhibit "8", is a true and accurate copy of the Affidavit of Mary Brown.


10. That attached to defendants' reply memorandum, and marked as Exhibit "9", is a true and accurate copy of deposition excerpts of James Hairston.

11. That attached to defendants' reply memorandum, and marked as Exhibit "10", is a true and accurate copy of the P-100 Personnel Action Form, promotion of James Hairston to Chief of Police.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

  
\_\_\_\_\_  
SHELLEY M. KERSLAKE

SUBSCRIBED and SWORN to before me this 6th day of January, 2003.

  
\_\_\_\_\_  
Printed Name: M. J. HUGHES  
NOTARY PUBLIC in and for the State of  
Washington, residing at: Tacoma  
My commission expires: 11/11/03

