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**FILED**  
IN COUNTY CLERK'S OFFICE

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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  
BRAME and "JANE DOE" BRAME,  
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  
DEFENDANTS' REPLY  
MEMORANDUM FOR PARTIAL  
SUMMARY JUDGMENT  
REGARDING PLAINTIFF'S  
DISABILITY 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 deposition excerpts of Joseph Kirby,.

3. That attached to defendants' reply memorandum, and marked as Exhibit "2", is a true and accurate copy of the P-100 Personnel Action Form regarding Kirby's promotion to lieutenant.

4. That attached to defendants' reply memorandum, and marked as Exhibit "3", is a true and accurate copy of the Self Insurer Accident Report dated July 31, 1998.

5. That attached to defendants' reply memorandum, and marked as Exhibit "4", is a true and accurate copy of the letter dated April 1, 1999, regarding duty limitations during sick leave.

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6. That attached to defendants' reply memorandum, and marked as Exhibit "5", is a true and accurate copy of the Interoffice Memorandum regarding administrative report directive dated April 8, 1999.

FURTHER YOUR AFFIANT SAYETH NAUGHT.



SHELLEY M. KERSLAKE

SUBSCRIBED and SWORN to before me this 31<sup>st</sup> day of January, 2003.



Printed Name: NETAUGHES  
NOTARY PUBLIC in and for the State of  
Washington, residing at: Tacoma  
My commission expires: 11-11-05

