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 10 Rights Organization; Bruce Price; Franklin D. Rochelle; Larry
 Meirow; Eric P. Muth; David C. Dufrane; Tim Michael Josephs;
 11 and William Blazinski

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 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 VIETNAM VETERANS OF AMERICA, *et al.*,
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 Plaintiffs,
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 v.
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 20 CENTRAL INTELLIGENCE AGENCY, *et al.*,
 Defendants.
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Case No. CV 09-0037-CW

**DECLARATION OF GORDON P.
 ERSPAMER IN SUPPORT OF
 PLAINTIFFS' RENEWED
 MOTION TO COMPEL
 DEFENDANTS' RESPONSES TO
 INTERROGATORIES**

Date: January 26, 2011
 Time: 9:30 a.m.
 Ctrm: F, 15th Floor
 Judge: Hon. James Larson

Complaint filed January 7, 2009

1 I, Gordon P. Erspamer, declare as follows:

2 1. I am an attorney licensed to practice law in the State of California and am admitted
3 to practice before this Court. I am senior counsel with the law firm of Morrison & Foerster LLP,
4 counsel of record for Vietnam Veterans of America, Swords to Plowshares: Veterans Rights
5 Organization, Bruce Price, Franklin D. Rochelle, Larry Meirow, Eric P. Muth, David C. Dufrane,
6 Tim Michael Josephs and William Blazinski (“Plaintiffs”) in this action. I submit this
7 Declaration in Support of Plaintiffs’ Renewed Motion to Compel Defendants’ Responses to
8 Interrogatories. I make this Declaration based on personal knowledge. If called as a witness, I
9 would testify to the facts set forth below.

10 2. Attached hereto as Exhibit A is a true and correct copy of Defendants’ Response to
11 Plaintiffs’ Interrogatories, served on June 29, 2010.

12 3. Attached hereto as Exhibit B is a true and correct copy of Defendants’ Amended
13 Response to Plaintiffs’ Interrogatories, served on August 12, 2010.

14 4. Attached hereto as Exhibit C is a redline comparison prepared by Plaintiffs’
15 counsel showing the changes between Defendants’ initial responses (Exhibit A) and amended
16 responses (Exhibit B).

17 5. Attached as Exhibit D is a true and correct copy of a letter from me to Caroline
18 Lewis-Wolverton, counsel for Defendants, dated September 10, 2010.

19 6. Attached as Exhibit E is a true and correct copy of a letter from Brigham Bowen,
20 counsel for Defendants, to Daniel Vecchio, counsel for Plaintiffs, dated September 22, 2010.

21 7. Attached hereto as Exhibit F is a true and correct copy of a letter from Timothy
22 Blakely, counsel for Plaintiffs, to Mr. Bowen, dated September 24, 2010, memorializing a meet-
23 and-confer call held between the parties on September 23, 2010.

24 8. Attached hereto as Exhibit G is a true and correct copy of a letter from Mr. Blakely
25 to Mr. Bowen, dated September 29, 2010.

26 9. On October 27, 2010, counsel for both parties spoke in person before and after the
27 hearing before the Court on that date. During those conversations, Mr. Bowen informed
28 Plaintiffs’ counsel that Defendants’ amended interrogatory responses would probably be delayed

1 due to travel schedules and other considerations. Mr. Bowen sent an e-mail to Mr. Blakely the
2 following day, October 28, 2010, to confirm this. A true and correct copy of that e-mail is
3 attached hereto as Exhibit H.

4 10. Attached as Exhibit I is a true and correct copy of the transcript of the October 27,
5 2010 hearing held before this Court regarding the parties' multiple discovery motions.

6 11. Attached hereto as Exhibit J is a true and correct copy of a letter from Ms.
7 Kimberly L. Herb, counsel for Defendants, to Mr. Blakely dated November 5, 2010.

8 12. Attached hereto as Exhibit K is a true and correct copy of Defendants' First
9 Request to Plaintiffs for Interrogatories and Second Request to Plaintiffs for Production of
10 Documents, served by Defendants on December 6, 2010.

11 13. Attached hereto as Exhibit L is a true and correct copy of a letter from me to Mr.
12 Gardner, dated December 10, 2010.

13 14. Attached hereto as Exhibit M is a true and correct copy of a letter from Mr.
14 Gardner to me, dated December 13, 2010.

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct and that this Declaration was executed in San Francisco, California
3 on this 17th day of December, 2010.

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5 /s/ Gordon P. Erspamer
6 Gordon P. Erspamer
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