

1 William J. Becker, Jr., Esq. (SBN 134545)
2 **THE BECKER LAW FIRM**
3 11500 Olympic, Blvd., Suite 400
4 Los Angeles, California 90064
5 Phone: (310) 636-1018
6 Fax: (310) 765-6328
7 Attorneys for Plaintiff, David Coppedge

FILED
LOS ANGELES SUPERIOR COURT

JAN 27 2012

JOHN A. CLARKE, CLERK
[Signature]
BY RAUL SANCHEZ, DEPUTY

8 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

11 **DAVID COPPEDGE**, an individual;
12
13 Plaintiff,

14 vs.

15 **JET PROPULSION LABORATORY**, form
16 unknown; **CALIFORNIA INSTITUTE OF**
17 **TECHNOLOGY**, form unknown;
18 **GREGORY CHIN**, an Individual; **CLARK**
19 **A. BURGESS**, an Individual; **KEVIN**
20 **KLENK**, an Individual; and **Does 1 through**
21 **25**, inclusive,

22 Defendants.

Case No. BC435600

DECLARATION OF WILLIAM J. BECKER, JR. IN SUPPORT OF MOTION IN LIMINE NO. 4 TO EXCLUDE REFERENCE TO THIRD PARTY ORGANIZATIONS INTERESTED IN THE OUTCOME OF THIS CASE, OR, ALTERNATIVELY, TO ALLOW PLAINTIFF TO PRODUCE THIRD PARTIES REPRESENTATIVES AS REBUTTAL WITNESSES

HEARING DATE: February 24, 2012
HEARING TIME: 9:00 a.m.
DEPT: 54

Trial Date: March 7, 2012

BY FAX

24 I, William J. Becker, Jr., declare as follows:

25 1. I am an attorney admitted to practice before all the courts in the State of California
26 and counsel of record for David Coppedge, Plaintiff herein ("Plaintiff"). The following facts and
27
28

1 circumstances are personally known to me, and if called upon to do so, I could and would com-
2 petently testify as to them.

3 2. This declaration is made in support of Plaintiff David Coppedge's ("Coppedge") Mo-
4 tion in Limine No. 4 to exclude reference to third party organizations interested in the outcome
5 of this case, or, alternatively, to allow Coppedge to produce third parties representatives as rebut-
6 tal witnesses.

7
8 3. The specific matter alleged to be inadmissible and prejudicial is evidence and argu-
9 ments referencing the Discovery Institute's and the Alliance Defense Fund's interest in the case
10 based on a theory that Coppedge filed this lawsuit for the sole purpose of promoting and publi-
11 cizing intelligent design. This evidence or argument has no relevance to any issue in this case
12 and is intended to mislead the jury and inflame their prejudices, passions and sympathies.

13
14 4. On November 24, 2012, I met and conferred with Melinda Gordon, an associate as-
15 signed to this case regarding the substance of this Motion. Previously, I had spoken to her and to
16 other counsel for JPL about this matter. They never offered me a single reason why their pro-
17 posed evidence or argument is relevant in this case. In my view, JPL's counsel failed to mean-
18 ingfully and in good faith meet and confer with me on this matter.

19 I declare under penalty of perjury, under the laws of the State of California, that the fore-
20 going is true and correct.

21
22 Executed this 27th day of January, 2012, at Los Angeles, California.

23 William J
24 Becker Jr, Esq
25 Digitally signed by William J
26 Becker Jr, Esq
27 DN: cn=William J Becker Jr, Esq,
28 o=THE BECKER LAW FIRM, ou,
 email=beckerlaw@gmail.com,
 c=US
 Date: 2012.01.27 13:28:46 -0800

 William J. Becker, Jr., Declarant