



1 I, Timothy F. Noelker, declare:  
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3 1. My name is Timothy F. Noelker. I currently reside at 2122 South Mason Road  
4 St. Louis, Missouri 63131. I am a partner of the law firm of Thompson Coburn LLP at One US  
5 Bank Plaza, Suite 2600, St. Louis, Missouri 63101. I have personal knowledge of the facts as set  
6 forth herein and if called as a witness could and would testify competently as to those facts.  
7

8 2. I have been admitted to practice before the courts of Missouri (date of admission:  
9 1978). I have also been admitted to the following federal courts: the United States Supreme  
10 Court (date of admission: 1984); the United States District Court for the Eastern District of  
11 Missouri (date of admission: 1980); the United States District Court for the Western District of  
12 Missouri (date of admission: 1978); the U.S. Court of Appeals for the Eighth Circuit (date of  
13 admission: 1980); the U.S. Court of Federal Claims (1982); and the U.S. Court of Appeals for  
14 the Federal Circuit (date of admission: 1982).

15 3. I am a member in good standing of each of the bars of these courts.

16 4. I am not currently suspended or disbarred in any court.

17 5. I have not applied to appear *pro hac vice* in any California actions in the  
18 preceding two years.

19 6. The following active members of the State Bar of California are attorneys of  
20 record for the plaintiffs in these cases:

21 ///

22 David Booth Beers (Bar No. 043596)  
23 Goodwin Procter LLP  
24 901 New York Avenue, N.W.  
25 Washington, D.C. 20001  
26 Tel: (202) 346-4000  
27 Fax: (202) 346-4444

28 Robert B. Bader (Bar No. 233165)  
Elizabeth Stone (Bar No. 239285)  
Goodwin Procter LLP  
101 California Street  
San Francisco, CA 94111

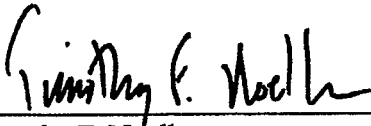
Tel: 415-733-6000  
Fax: 415-677-9041

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3 7. For the past several years, I have represented religious organizations and other  
4 not-for-profit organizations in a wide variety of matters, including property-related litigation.

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6 8. Plaintiffs have requested that I appear in this matter on their behalf. I am familiar  
7 with the issues in this case and am prepared to proceed with the litigation of this matter.

8 I declare under penalty and perjury of the laws of California that the foregoing is true and  
9 correct.


10 Executed on this 14th day of February, 2008, at St. Louis Missouri.

11  
12 By:   
13 Timothy F. Noelker

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PROOF OF SERVICE	
1.	At the time of service I was at least 18 years of age and <b>not a party to this legal action.</b>
2.	My business address is 3 Embarcadero Center, 24 <sup>th</sup> Floor, San Francisco, CA 94111.
3.	<b>I SERVED COPIES OF THE FOLLOWING DOCUMENTS: DECLARATION OF TIMOTHY F. NOELKER IN SUPPORT OF APPLICATION TO APPEAR AS COUNSEL <i>PRO HAC VICE</i></b>
4.	I served the documents listed above in item 3 on the following persons at the addresses listed::
	(SEE ATTACHED SERVICE LIST)
5. a.	<input type="checkbox"/> <b>By personal service.</b> I personally delivered the documents on the date shown below to the persons at the addresses listed above in item 4. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents in an envelope or package clearly labeled to identify the attorney being served with a receptionist or an individual in charge of the office. (2) For a party delivery was made to the party or by leaving the documents at the party's residence between the hours of eight in the morning and six in the evening with some person not less than 18 years of age.
b.	<input checked="" type="checkbox"/> <b>By United States mail.</b> I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses in item 4 and ( <i>specify one</i> ):
	(1) <input type="checkbox"/> deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid on the date shown below, or
	(2) <input checked="" type="checkbox"/> placed the envelope for collection and mailing on the date shown below, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.
	I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at San Francisco, California.
c.	<input type="checkbox"/> <b>By overnight delivery.</b> I enclosed the documents on the date shown below in an envelope or package provided by an overnight delivery carrier and addressed to the person at the addresses in item 4. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

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	d. <input type="checkbox"/>	<b>By messenger service.</b> I served the documents on the date shown below by placing them in an envelope or package addressed to the person on the addresses listed in item 4 and providing them to a professional messenger service for service.
	e. <input type="checkbox"/>	<b>By fax transmission.</b> Based on an agreement of the parties to accept service by fax transmission, I faxed the documents on the date shown below to the fax numbers of the persons listed in item 4. No error was reported by the fax machine that I used. A copy of the fax transmission, which I printed out, is attached.
	f. <input type="checkbox"/>	<b>By e-mail or electronic transmission.</b> Based on an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent on the date shown below to the e-mail addresses of the persons listed in item 4. I did not receive within a reasonable time after the transmission any electronic message or other indication that the transmission was unsuccessful.
6. I served the documents by the means described in item 5 on:  February 20, 2008		
I declare under penalty of perjury that this document is signed in San Francisco, California under the laws of the State of California that the foregoing is true and correct.		
2/20/08	Leon Thomas, Jr.	
DATE	(TYPE OR PRINT NAME)	(SIGNATURE OF DECLARANT)

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**SERVICE LIST**

*Ron Lee, et al. v. Sharon Bowles, et al.  
Alameda Superior No. RG07-363452*

Audra Thompson, Esq. Duane Morris LLP 633 West Fifth Street Los Angeles, CA 90071-2065 Phone: 213.689.7423 Fax: 213.689.7401 athompson@duanemorris.com  <b>Attorney for Defendants</b>	State Bar of California 180 Howard Street San Francisco, CA 94105 (Via Hand Delivery)
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