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8 Attorney for Plaintiff San Diego Police Officers Association Incorporated

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF SAN DIEGO**

11 CITY OF SAN DIEGO,	)	CASE NO: 37-2009-00086499-CU-PT-CTL
12)	
13 Petitioner and Plaintiff,	)	DECLARATION OF MICHAEL A.
14 v.	)	CONGER IN SUPPORT OF SAN
15 SAN DIEGO POLICE OFFICERS	)	DIEGO POLICE OFFICERS
16 ASSOCIATION INCORPORATED,	)	ASSOCIATION INCORPORATED'S
17 and DOES 1 to 100, inclusive,	)	APPLICATION FOR
	)	PRELIMINARY INJUNCTION
18 Respondent and Defendant.	)	Date: June 8, 2009
	)	Time: 1:45 p.m.
	)	Judge: Hon. David B. Oberholtzer
	)	Dept: C-67
	)	Action Filed: April 1, 2009

18 I, Michael A. Conger, declare as follows:

19 1. I am an attorney at law duly licensed to practice before all courts of the State of
20 California. I have personal knowledge of the matters stated herein and if called to do so could
21 testify competently thereto.

22 2. I have been told that after the City implemented DROP, it touted DROP in its
23 marketing and promotional brochures for new hires. Counsel for the City has promised to obtain
24 the remainder of City's marketing materials and provide them to me without the necessity of a
25 subpoena or a Public records Act request, but has not yet done so.


26 3. The documents attached to the accompanying Request for Judicial Notice in
27 Support of San Diego Police Officers Association Incorporated's Application for Preliminary
28 Injunction are true and correct copies of what they purport to be.

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4. The documents attached to the accompanying Notice of Lodgment in Support of San Diego Police Officers Association Incorporated's Application for Preliminary Injunction are true and correct copies of what they purport to be.

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

Executed this 1st day of June, 2009, at Rancho Santa Fe, California.



Michael A. Conger