

1 **MICHAEL A. CONGER, ESQUIRE (State Bar #147882)**  
2 **LAW OFFICE OF MICHAEL A. CONGER**  
3 16236 San Dieguito Road, Suite 4-14  
4 **Mailing:** P.O. Box 9374  
5 Rancho Santa Fe, California 92067  
6 Telephone: (858) 759-0200  
7 Facsimile: (858) 759-1906

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 THOMAS
14		)	RHODES IN SUPPORT OF SAN
15	v.	)	DIEGO POLICE OFFICERS
16		)	ASSOCIATION INCORPORATED'S
17	SAN DIEGO POLICE OFFICERS	)	APPLICATION FOR
18	ASSOCIATION INCORPORATED,	)	PRELIMINARY INJUNCTION
19	and DOES 1 to 100, inclusive,	)	
20		)	
21	Respondent and Defendant.	)	Date: June 8, 2009
22		)	Time: 1:45 p.m.
23		)	Judge: Hon. David B. Oberholtzer
24		)	Dept: C-67
25		)	Action Filed: April 1, 2009

26 I, Thomas Rhodes, declare as follows:

27 1. I am a Police Officer II with the City of San Diego Police Department. I have  
28 personal knowledge of the matters stated herein and if called to do so could testify competently  
thereto.

2. I have been employed by the City as a police officer for more than 29 years.

3. I am currently in the Deferred Retirement Option Plan ("DROP").

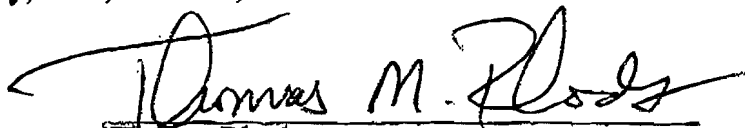
4. Because of the reduction in the DROP interest rate, to be effective July 1, 2009,  
for those who have not yet retired from City employment, I will be retiring before June 30, 2009,  
earlier than I otherwise would have retired.

///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

Executed this 28th day of May, 2009, at Santee, California.

  
Thomas Rhodes