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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 11 2011

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8 Attorneys for Defendant LARRY BLACKMER

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

10 JEFFRY M. KAATZ, JAMES W.
11 BEACH, and GARY L. BRADLEY,

Case No.: RIC 1112557

12 Plaintiff,

DECLARATION OF LARRY
BLACKMER IN SUPPORT OF MOTION
TO QUASH COMPLAINT FOR LACK
OF JURISDICTION

13 v.

Date: 11-18-11
Time: 830
Dept: 2

14 RICARDO GRAHAM; PACIFIC UNION
15 CONFERENCE OF SEVENTH-DAY
16 ADVENTISTS, a not-for-profit
17 corporation; DANIEL R. JACKSON;
18 LARRY BLACKMER; NORTH
19 AMERICAN DIVISION CORPORATION
20 FO SEVENTH-DAY ADVENTISTS, a
not-for-profit corporation; and LA
SIERRA UNIVERSITY, a not-for profit
corporation; and DOES 1-100,

FILED BY FAX
CRC 2005

21 Defendants.

22
23 I, LARRY BLACKMER, declare:

24 1. I am Vice-President, responsible for Education, at the North American
25 Division of Seventh-day Adventists, which is located in Silver Spring, Maryland.

26 2. All the facts set forth in these moving papers are true and correct upon
27 information and belief.
28

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8 Attorneys for Defendant LARRY BLACKMER

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

JEFFRY M. KAATZ, JAMES W.
BEACH, and GARY L. BRADLEY,

Plaintiff,

v.

RICARDO GRAHAM; PACIFIC UNION
CONFERENCE OF SEVENTH-DAY
ADVENTISTS, a not-for-profit
corporation; DANIEL R. JACKSON;
LARRY BLACKMER; NORTH
AMERICAN DIVISION CORPORATION
FO SEVENTH-DAY ADVENTISTS, a
not-for-profit corporation; and LA
SIERRA UNIVERSITY, a not-for profit
corporation; and DOES 1-100,

Defendants.

Case No.: RIC 1112557

**DECLARATION OF LARRY
BLACKMER IN SUPPORT OF MOTION
TO QUASH COMPLAINT FOR LACK
OF JURISDICTION**

**Date:
Time:
Dept:**

I, LARRY BLACKMER, declare:

1. I am Vice-President, responsible for Education, at the North American Division of Seventh-day Adventists, which is located in Silver Spring, Maryland.
2. All the facts set forth in these moving papers are true and correct upon information and belief.

1 3. I am a member of the Adventist Accrediting Association (hereinafter
2 referred to as AAA), a committee of the General Conference of Seventh-day
3 Adventists.

4 4. On April 20, 2011, I attended a special meeting of the faculty at La Sierra
5 University ("LSU") in Riverside, California, to discuss a decision of the Adventist
6 Accrediting Association ("AAA") to limit the accreditation of LSU to two years subject to
7 the university showing signs of progress in addressing certain concerns of the AAA.
8 After this meeting, the plaintiffs met in one of their homes to watch a basketball game.
9 During this meeting, plaintiffs consumed alcohol and made numerous disparaging
10 remarks regarding the Church, church leaders, the AAA, and others. Lenny Darnell, an
11 LSU Board member, participated in this meeting and made an audio recording of the
12 meeting with his telephone. This recording eventually found its way to me after it had
13 been given to various LSU personnel by Mr. Darnell, and after it had been posted on a
14 public website. I did not request the recording nor did I have anything to do with the
15 making of it and only found out about it after the fact.

16 5. I discussed the recording with the General Counsel of the General
17 Conference and North American Division, as well as with Daniel R. Jackson, the
18 president of the North American Division, and it was decided that the recording would
19 be sent to Ricardo Graham as Chairman of the Board for LSU so that he could listen to
20 it and decide what response was appropriate.

21 6. At no time did I ever tell Ricardo Graham what he should do regarding
22 this matter or give him instructions as how to proceed. The decision of how to handle
23 the matter was left entirely to Ricardo Graham as it was his choice and responsibility to
24 deal with the matter as Chairman of the Board for LSU.

PROOF OF SERVICE
CCP 1013(a), 1013(c), 2015.5/FRCP 5
California Rules of Court 2.253, 2.255, 2.260, 2.301(3), 2.306(a)

1 CASE NAME: KAATZ v. GRAHAM, et al.
2 COURT NAME: RIVERSIDE COUNTY SUPERIOR COURT
3 CASE NO: RIC 1112557

4 I am a resident of, or employed in the County of Sacramento, State of California. I am over the age of eighteen years
5 and not a party to this action. My business address is: 1420 River Park Drive, 2nd Floor; Sacramento, CA 95815.

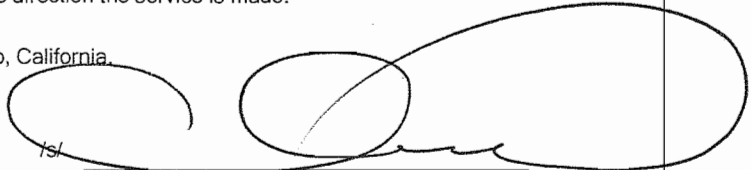
6 On the date below, I served the following listed documents by the method indicated below, on the parties in this action:

7 **DECLARATION OF LARRY BLACKMER IN SUPPORT OF MOTION TO QUASH COMPLAINT FOR LACK OF JURISDICTION**

- 8 BY U.S. MAIL: By placing the original/ a true copy thereof enclosed in a sealed envelope(s), with postage fully
9 prepaid, addresses as per the attached service list, for collection and mailing at Hiroshima, Jacobs, Roth & Lewis in
10 Sacramento, California following ordinary business practices. I am readily familiar with the firm's practice for collection
11 and processing of correspondence for mailing. Under that practice, the correspondence is deposited with the U.S. Postal
12 Service on the same day in the ordinary course of business. See CCP 1013(a).
- 13 BY OVERNIGHT DELIVERY: By delivering the document(s) listed above in a sealed envelope(s) or package(s)
14 designated by the express service carrier, with delivery fees paid or provided for, addresses as per the attached service
15 list, to a facility regularly maintained by the express service carrier or to an authorized courier or driver authorized by the
16 express service to receive documents. Sent Via FEDERAL EXPRESS. See CCP 1013(c).
- 17 BY PERSONAL DELIVERY:
- 18 By personally delivering the document(s) listed above to the parties listed on the service list. See CCP 1011.
19 By personally delivering the documents(s) listed above to the offices at the address(es) shown on the service list.
20 See CCP 1011(a).
21 By placing the document(s) listed above in a sealed envelope(s) and instructing a registered process server to
22 personally deliver the envelope(s) to the offices at the address(es) set forth on the attached service list. The signed proof
23 of service by the registered process server is attached.
- 24 BY ELECTRONIC SERVICE: (via electronic filing service provider) By electronically transmitting the document(s) listed
25 above to a LexisNexis File and Serve, an electronic service provider, at www.fileandserve.lexisnexis.com pursuant to
26 the Court's Order mandating electronic Service. The transmission was reported as complete and without error. See
27 California Rules of Court 2.253, 2.255, 2.260.
- 28 BY ELECTRONIC SERVICE: (to individual persons) By electronically transmitting the document(s) listed above to the
email address(es) of the person(s) set forth on the attached service list. The transmission was reported as complete
without error. See Rules of Court 2.260.
- BY FACSIMILE: By transmitting the document(s) listed above from HIROSHIMA, JACOBS, ROTH & LEWIS in
Sacramento, California to the facsimile machine telephone number(s) set forth on the attached service list. The
telephone number I used was (916) 929-7335. The facsimile machine complies with Rule 2.301(3) of the California
Rules of Court. Service by facsimile transmission was made pursuant to the agreement of the parties, confirmed in
writing. Pursuant to California Rules of Court, Rule 2.306(a), I caused the machine to print a transmission record of the
transmission, a copy of which is attached to this Declaration.
- STATE I declare under the penalty of perjury under the laws of the State of California that he above is true and
correct.
- FEDERAL I declare under the penalty of perjury under the laws of the United States that I am employed in the office of
a member of the bar of this court whose direction the service is made.

Executed on October 11, 2011, 2011 at Sacramento, California.

CHRISTINA WILL


(Signature)

PROOF OF SERVICE
CCP 1013(a), 1013(c), 2015.5/FRCP 5
California Rules of Court 2.253, 2.255, 2.260, 2.301(3), 2.306(a)

SERVICE LIST

COUNSEL	PHONE/FAX/EMAIL	PARTY(IES)
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Michael W. Connally, Esq. Madonna L. Devling, Esq. Sean Paisan, Esq. LEWIS BRISBOIS BISGAARD & SMITH, LLP 650 Town Center Drive, Suite 1400 Costa Mesa, CA 92626	PH: (714) 545-9200 FX: (714) 850-1030 EM: connally@lbbslaw.com devling@lbbslaw.com spaisan@lbbslaw.com	<i>Counsel for DEFENDANTS</i> LA SIERRA UNIVERSITY, PACIFIC UNION CONFERENCE OF SEVENTH-DAY ADVENTISTS and NORTH AMERICAN DIVISION CORPORATION OF SEVENTH-DAY ADVENTISTS

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