

Declaration of Paul S. Ugenti

I, Paul S. Ugenti, hereby declare:

1. I am the plaintiff in the lawsuit that was filed in the Santa Clara Superior Court and titled *Ugenti v. Lavalley, et al*, Case No. 115CV277698 (the "Lawsuit").
2. In filing this Lawsuit, I did not, and do not intend to seek any attorneys' fees, costs or other damages from any defendant named in the Lawsuit that chooses not to participate in the Lawsuit (i.e., does not respond to the Lawsuit by filing an answer or any other responsive pleading with the court).
3. I hereby waive and release any right I may have to recover attorneys' fees, costs, or other damages from any defendant named in the Lawsuit that does not respond to the Lawsuit, and I assert that I will not seek a default judgment that seeks monetary relief from any such defendant.
4. In the event that a defendant named in the Lawsuit does not respond to the Lawsuit, the only action I will take is to ask the court that the defendant be precluded from participating in the Lawsuit going forward.

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

Dated: March 23, 2015


PAUL S. UGENTI

State of California

County of Santa Clara

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

On March 23rd, 2015 before me, Mahesh K. Patel Notary Public (insert name and title of the officer), personally appeared Paul S. Ugenti. Who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Mahesh K. Patel (Seal)

