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H. Ann Liroff (SB#113180)
Peter W. Daniel (SB #179107)
David M. Woolfe (SB#194318)
HANNIG LAW FIRM LLP
2991 El Camino Real
Redwood City, CA 94061
Telephone: (650) 482-3040
Facsimile: (650) 482-2820

Attorneys for Plaintiffs
Oscar Braun, Andrea Braun
and The Oscar A. Braun Trust
Dated 1996

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
[SAN FRANCISCO DIVISION]

OSCAR BRAUN, ANDREA BRAUN
and THE OSCAR A. BRAUN
TRUST DATED 1996,

Plaintiffs,

v.

COUNTY OF SAN MATEO,

Defendant.

Case No.: C 03-03415 MJJ

DECLARATION OF FRANK A.
IWAMA IN SUPPORT OF OPPOSI-
TION TO COUNTY OF SAN
MATEO'S MOTION FOR SUMMARY
JUDGMENT

Date: Nov. 9, 2004

Time: 9:30 a.m.

Judge: Martin J. Jenkins

Trial: February 14, 2005

I, FRANK A. IWAMA, declare as follows:

1. I am Of Counsel at the Hannig Law Firm LLP, the attorneys of re-
cord for plaintiffs in this case. All of the matters stated in this declaration are of
my own personal knowledge, and if called upon to testify as to their truthfulness,
I could do so competently.

DECLARATION OF FRANK A. IWAMA

Braun, et al. v. County of San Mateo

Case No. 03-3415 MJJ

{BRAU:1193:FAI:H0009797.DOC.1}

1 2. In early May, 2004 I contacted the San Mateo County Elections Division
2 and verbally requested to review campaign reporting statements filed by members of
3 the San Mateo County Board of Supervisors. My request was pursuant to the Califor-
4 nia Public Records Act, California Government Code section 6253.

5 3. On May 10, 2004, I sent a written Public Records Act Request to the
6 Elections Division requesting to review official campaign statements of the San Mateo
7 County Board of Supervisors, including but not limited to Official California Fair Political
8 Practices Commission (FPPC) Form 460. A true and correct copy of this letter is at-
9 tached as **Exhibit 1** to this Declaration.

10 4. On May 10 and May 19, 2004, I personally appeared at the San Mateo
11 County Elections Division, located at 40 Tower Road, San Mateo, California to review
12 these documents.
13

14 5. Attached as **Exhibit 2** to this Declaration is a true and correct copy of a
15 page from an official California FPPC Form 490 Schedule A, which I personally re-
16 viewed and copied at the San Mateo County Elections Division office. This form shows
17 an entry for a donation by Lenore Roberts as Legislative Advocate for the Committee for
18 Green Foothills, to San Mateo County Supervisor Richard Gordon in the amount of
19 \$100 on June 25, 2001.
20

21 6. Attached as **Exhibit 3** to this Declaration is a true and correct copy of a
22 page from an official California FPPC Form 490, which I personally reviewed and copied
23 at the San Mateo County Elections Division office. Schedule E (page 9) of this form
24 shows an entry for a civic donation by Richard Gordon to the Green Hills foundation,
25 which I understand to be a 'partner organization' to the Committee for Green Foothills,
26 in the amount of \$500 during the period between July 1, 2002 and December 31, 2002.
27

28 DECLARATION OF FRANK A. IWAMA

Case No. 03-3415 MJJ

{BRAU:1193:FAI:H0009797.DOC.1}

1 7. Attached as **Exhibit 4** to this Declaration is a true and correct copy of a
2 page from an official California FPPC Form 490 Schedule A, which I personally re-
3 viewed and copied at the San Mateo County Elections Division office. This form shows
4 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Richard
5 Gordon in the amount of \$400 on January 27, 1997.

6 8. Attached as **Exhibit 5** to this Declaration is a true and correct copy of a
7 page from an official California FPPC Form 490 Schedule A, which I personally re-
8 viewed and copied at the San Mateo County Elections Division office. This form shows
9 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Richard
10 Gordon in the amount of \$100 on October 23, 1996.

11 9. Attached as **Exhibit 6** to this Declaration is a true and correct copy of a
12 page from an official California FPPC Form 490 Schedule A, which I personally re-
13 viewed and copied at the San Mateo County Elections Division office. This form shows
14 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Jerry Hill in
15 the amount of \$100 on September 11, 2001.

16 10. Attached as **Exhibit 7** to this Declaration is a true and correct copy of a
17 page from an official California FPPC Form 490 Schedule A, which I personally re-
18 viewed and copied at the San Mateo County Elections Division office. This form shows
19 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Jerry Hill in
20 the amount of \$100 on February 10, 1998.

21 11. Attached as **Exhibit 8** to this Declaration is a true and correct copy of a
22 page from an official California FPPC Form 490 Schedule A, which I personally re-
23 viewed and copied at the San Mateo County Elections Division office. This form shows
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28 DECLARATION OF FRANK A. IWAMA

 Case No. 03-3415 MJJ

 {BRAU:1193:FAI:H0009797.DOC.1}

1 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Rose
2 Jacobs Gibson in the amount of \$100 on October 29, 1999.

3 12. Attached as **Exhibit 9** to this Declaration is a true and correct copy of a
4 page from an official California FPPC Form 490 Schedule A, which I personally re-
5 viewed and copied at the San Mateo County Elections Division office. This form shows
6 an entry for the return of a donation by Lenore Roberts to San Mateo County Supervisor
7 Mike Nevin in the amount of \$100. The form indicates that the donation was made by
8 Ms. Roberts on March 29, 2001, and returned to Ms. Roberts before June 30, 2002.

9 13. Attached as **Exhibit 10** to this Declaration is a true and correct copy of a
10 page from an official California FPPC Form 490 Schedule A, which I personally re-
11 viewed and copied at the San Mateo County Elections Division office. This form shows
12 an entry for a donation by Lenore Roberts to San Mateo County Supervisor Mike Nevin
13 in the amount of \$100 on April 9, 2004.

14 14. Attached as **Exhibit 11** to this Declaration is a true and correct copy of a
15 web page I printed from the website for the Committee for Green Foothills on October
16 19, 2004. The Web page indicates that the Committee for Green Foothills is a partner
17 organization to the Green Foothills Foundation.

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

20 Executed at Redwood City, CA on October 19, 2004.

21 /s/ _____
22 Frank A. Iwama

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28 DECLARATION OF FRANK A. IWAMA

Case No. 03-3415 MJJ

{BRAU:1193:FAI:H0009797.DOC.1}