

PORTER | SCOTT

A PROFESSIONAL CORPORATION

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Attorneys for Plaintiff/Cross-Defendants

THE NATIONAL GRANGE OF THE ORDER OF PATRONS OF HUSBANDRY
and EDWARD L. LUTTRELL

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN THE COUNTY OF SACRAMENTO

THE NATIONAL GRANGE OF THE
ORDER OF PATRONS OF HUSBANDRY,
a Washington D.C. nonprofit corporation,

Plaintiff,

v.

THE CALIFORNIA STATE GRANGE, a
California nonprofit corporation, and
ROBERT MCFARLAND, JOHN LUVAS,
GERALD CHERNOFF and DAMIAN
PARR,

Defendants.

ROBERT MCFARLAND, an individual

Cross-Complainant,

v.

THE NATIONAL GRANGE OF THE
ORDER OF PATRONS OF HUSBANDRY,
a Washington D.C. nonprofit corporation,
and MARTHA STEFENONI, an individual,
and EDWARD L. LUTTRELL, an
individual, and SHIRLEY BAKER, an
individual, ROES 1 through 10, inclusive,

Cross-Defendants.

Case No. 34-2012-00130439

**DECLARATION OF MARTIN N. JENSEN IN
SUPPORT OF THE NATIONAL GRANGE
OF THE ORDER OF PATRONS OF
HUSBANDRY'S MOTION FOR SUMMARY
JUDGMENT OR, IN THE ALTERNATIVE,
SUMMARY ADJUDICATION IN FAVOR OF
THE SECOND AMENDED COMPLAINT**

DATE: April 30, 2015

TIME: 2:00 p.m.

DEPT: 53

Reservation Number: 2025712

Original Complaint Filed: October 1, 2012

1 I, Martin N. Jensen, declare:

2 1. I am an attorney duly licensed to practice before all of the courts of the State of
3 California and am a shareholder with the law firm of Porter Scott, attorneys of record for
4 Plaintiffs/Cross-Defendants The National Grange of the Order of Patrons of Husbandry and
5 Edward Luttrell. I have personal knowledge of the facts alleged herein and, if called, could testify
6 competently as to them.

7 2. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit FF** is a true and
8 correct copy of the Complaint in the matter *California State Grange v. Vista Grange, No. 609*, San
9 Diego County Superior Court Case No. 37-2009-00052675-CU-OR-NC, filed March 24, 2009.

10 3. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit GG** is a true
11 and correct copy of Robert McFarland's Responses to Plaintiffs-in-Intervention's Special
12 Interrogatories, Set One, served January 16, 2015.

13 4. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit HH** is a true
14 and correct copy of Robert McFarland's Responses to Plaintiff-in-Intervention's Request for
15 Admissions, Set One, served January 16, 2015.

16 5. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit II** is a true and
17 correct copy of Jon Luvaas' Response to Plaintiffs-in-Intervention's Special Interrogatories, Set
18 One, served January 16, 2015.

19 6. Attached hereto as **Exhibit JJ** is a true and correct copy of Jon Luvaas' Response to
20 Plaintiffs-in-Intervention's Request for Admission, Set One, served January 16, 2015.

21 7. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit KK** is a true
22 and correct copy of Damian Parr's Response to Plaintiffs-in-Intervention's Special Interrogatories,
23 Set One, served January 23, 2015.

24 8. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit LL** is a true and
25 correct copy of Damian Parr's Response to Plaintiffs-in-Intervention's Request for Admission, Set
26 One, served January 23, 2015.

27 9. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit MM** is a true
28 and correct copy of Takashi Yogi's Response to Plaintiffs-in-Intervention's Special

1 Interrogatories, Set One, served January 23, 2015.

2 10. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit NN** is a true and
3 correct copy of Takashi Yogi's Response to Plaintiffs-in-Intervention's Request for Admission,
4 Set One, served January 23, 2015.

5 11. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit OO** is a true
6 and correct copy of Kathy Bergeron's Response to Plaintiffs-in-Intervention's Special
7 Interrogatories, Set One, served January 23, 2015.

8 12. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit PP** is a true and
9 correct copy of Kathy Bergeron's Response to Plaintiffs-in-Intervention's Request for Admission,
10 Set One, served January 23, 2015.

11 13. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit QQ** is a true
12 and correct copy of Bill Thomas' Response to Plaintiffs-in-Intervention's Special Interrogatories,
13 Set One, served January 23, 2015.

14 14. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit RR** is a true and
15 correct copy of Bill Thomas' Response to Plaintiffs-in-Intervention's Request for Admission, Set
16 One, served January 23, 2015.

17 15. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit SS** is a true and
18 correct copy the condensed version of the deposition transcript of Jon Luvaas, taken January 26,
19 2015.

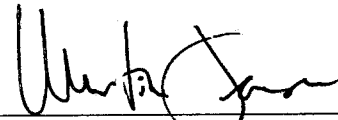
20 16. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit TT** is a true and
21 correct copy of the condensed version of the deposition transcript of Robert McFarland, taken
22 February 2, 2015.

23 17. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit UU** is a true and
24 correct copy of the California State Grange's Executive Committee Meeting Minutes, dated May
25 27, 2012 (JL 000025 – 000028).

26 18. Attached to the concurrently-filed Appendix of Exhibits as **Exhibit VV** is a true and
27 correct copy of the 2013 Unchartered California State Grange's By-Laws (CSG 000324 – 000348,
28 and Marked as Exhibit 141 at the deposition of Jon Luvaas, taken on January 26, 2015).

PORTER | SCOTT
350 University Ave., Suite 200
Sacramento, CA 95825
TEL: 916.929.1481
FAX: 916.927.3706

1 I declare under the penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct and that this declaration was executed on February 13, 2015, in
3 Sacramento, California.



Martin N. Jensen

National Grange, et al. v. The California State Grange, et al.
Sacramento County Superior Court Case No.: 34-2012-00130439

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is 350 University Avenue, Suite 200, Sacramento, California 95825.

On the date below, I caused to have served the following document:

**DECLARATION OF MARTIN N. JENSEN IN SUPPORT OF THE NATIONAL GRANGE
OF THE ORDER OF PATRONS OF HUSBANDRY'S MOTION FOR SUMMARY
JUDGMENT OR, IN THE ALTERNATIVE, SUMMARY ADJUDICATION IN FAVOR
OF THE SECOND AMENDED COMPLAINT**

X	BY MAIL: I placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.
X	BY PERSONAL SERVICE: I caused such document to be personally delivered to the person(s) addressed below. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office, between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and six in the evening.
	BY OVERNIGHT DELIVERY: I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the person(s) listed below. I placed the envelope or package for collection and overnight delivery at my office or a regularly utilized drop box of the overnight delivery carrier.
	BY FAX TRANSMISSION: Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached
X	BY ELECTRONIC SERVICE: Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification address listed below.

PORTER | SCOTT
350 University Ave., Suite 200
Sacramento, CA 95825
TEL: 916.929.1481
FAX: 916.927.3706

1 Addressed as follows:

2 **Attorney for Robert McFarland**

3 Mark Ellis
4 Ellis Law Group
5 740 University Ave., Suite 100
6 Sacramento, CA 95825
7 MEllis@EllisLawGrp.com
(VIA HAND DELIVERY AND EMAIL)

Attorneys for The California State Grange, John

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Yogi, Kathy Bergeron, and Bill Thomas
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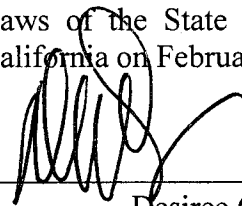
8 **Attorney for Martha Stefenoni and Shirley**
9 **Baker**

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16 (VIA EMAIL AND U.S. MAIL)

Attorney for Plaintiffs-in-Intervention California
State Grange and Ed Komski

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SCHIFF HARDIN
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jskinner@schiffhardin.com
(VIA EMAIL AND U.S. MAIL)

17 I declare under penalty of perjury under the laws of the State of California that the
18 foregoing is true and correct. Executed at Sacramento, California on February 13, 2015.



Desiree Ganzon