
DECLARATION OF ANDREW STEIN

I, ANDREW STEIN, declare as follows:

1. I am an attorney at law duly licensed to practice before all courts of the State of California, and I am a partner with the firm of Trope & DeCarolis, LLP, attorneys of record for Plaintiff/Cross-Defendant. I have firsthand, personal knowledge of the facts stated herein, and, if called as a witness, I could and would competently testify thereto. I incorporate by reference each exhibit where I refer to it.

2. On or about October 10, 2007, I visited the Web site of www.debraopri.com. The first thing that I saw, on the top of the page, was a link in all capital letters that read: "CLICK HERE FOR ART HARRIS' POSTING OF DEBRA OPRI'S ARBITRATION PLEADINGS." I then clicked on that link, which caused the following URL to load: <http://www.artharris.com/2007/06/09/exclusive-debra-opri-fires-back-at-ex-client-larry-birkheads-filthy-digs-dirty-laundry-wheres-his-mystery-roommate-named-byron-demand-s-arbitration-settle-her-600000-fee-more-trash-to-c/#more-207>. On that page, I saw a link that read: "Debra Opri Arbitration Demand 6-6-07." After I clicked on that link, the following URL loaded: <http://www.artharris.com/blog/wp-content/uploads/2007/06/opri-6-6-07-response.pdf>. On that screen appeared a PDF of Debra Opri's Petition and Supporting Motion to Compel Binding Arbitration, filed June 6, 2007, in this action. This Court had sustained the numerous objections that Larry Birkhead had filed regarding the allegations in that petition. The allegations, among other things, had impugned the character of Mr. Birkhead. True and correct screen captures that I made of the pages that I have just described are attached collectively hereto as **Exhibit "A."**

3. On or about October 10, 2007, I entered into my Web browser the URL http://extratv.warnerbros.com/2007/03/debra_opri_on_representing_bir.html. On that page, I found a story from ExtraTV.com dated March 16, 2007, entitled "Debra Opri on Representing Birkhead: 'I Just Had Enough.'" The story stated: "Attorney Debra Opri came straight to 'Extra' to talk about the decision she made to end her professional relationship with Larry Birkhead. [¶] 'I just had enough,' she told 'Extra's' Carlos Diaz. 'I can't represent a client who has a middle