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**ELECTRONICALLY FILED**  
Superior Court of California,  
County of Orange  
**06/29/2018** at 06:25:00 PM  
Clerk of the Superior Court  
By Monique Ramirez, Deputy Clerk

5 Attorney for Defendant  
6 WILLIAM WHITFORD, a.k.a. BILLY WHITFORD

8  
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **FOR THE COUNTY OF ORANGE**

11 BRUCE IBBETSON, an individual and DONNA )  
12 WARWICK, an individual, derivatively on behalf )  
13 of NEWPORT AQUA TTC CENTER, a California )  
14 domestic non-profit public benefit corporation, )

15 Plaintiff, )

16 v. )

17 DR. WILLIAM GRANT, a.k.a. DR. BILL )  
18 GRANT, an individual; JON VAN CLEVE, an )  
19 individual; JAMES NETZER, an individual; )  
20 WILLIAM WHITFORD, a.k.a. BILLY )  
21 WHITFORD, an individual; MALIA HOHL, an )  
22 individual; KELLY THOMPSON, an individual; )  
23 JOSE JIMENEZ, an individual; MICHAEL )  
24 SCOTT, an individual; JOHN PUAKEA, an )  
25 individual; XAVIER BECERRA, ATTORNEY )  
26 GENERAL OF THE STATE OF CALIFORNIA, )  
27 as an Indispensable Party; and DOES 1 through )  
28 50, inclusive, )

Defendants. )

Case No. 30-2017-00958851-CU-FR  
-CJC

OBJECTIONS TO THE  
DECLARATION OF  
CHRISTINE EMMEL

Judge: Nathan Scott

Date: July 9, 2018  
Time: 2:00 p.m.  
Department: C-12

1 Defendants William Grant, Jon Van Cleave, James Netzer and William Whitford hereby  
 2 object to the following statements in the Declaration of Christine Emmel (all numbers in the  
 3 Objections column are to Evidence Code sections):  
 4

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
5 6 1. "Earlier this year, a large number of 7 emails were exchanged between and 8 among multiple persons, including 9 several Junior Rowing parents, William "Bill" Grant (NAC BOD President), as well as other members of the NAC Board." p. 2:3-5	1. Inadmissible opinion (800-803); no personal knowledge (702); lacks foundation (403, 702); hearsay (1200).	Sustained: ___ Overruled: ___
10 2. "I was carbon-copied on these emails 11 and, reviewing them, I could tell that, in 12 my opinion, the email conversation had gone in a direction that was not productive for anyone." p. 2:5-7	2. Inadmissible opinion (800-803); no personal knowledge (702); lacks foundation (403, 702); hearsay (1200); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ).	Sustained: ___ Overruled: ___
14 3. "Accordingly, on March 22, 2018, I 15 jumped into the conversation, seeking to 16 deescalate the combative tone of the conversation, and to put the conversation on a path to resolution." p. 2:8-9	3. Argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); no personal knowledge (702).	Sustained: ___ Overruled: ___
18 4. "My email set forth my concerns and 19 what I understand to be the concerns of many other NAC members, participants, staff and parents." p. 2:10-11	4. Argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); no personal knowledge (702); hearsay (1200); lacks foundation (403, 702); irrelevant (210, 350).	Sustained: ___ Overruled: ___
22 5. "A true and correct copy of my 23 March 22, 2018 email is attached hereto as Exhibit A." p. 2:11-12	5. Hearsay (1200); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); no personal knowledge (702); hearsay (1200); lacks foundation (403, 702); irrelevant (210, 350).	Sustained: ___ Overruled: ___
26 6. "On March 23, 2018, Mr. Grant 27 responded to my March 22, 2018 email." p. 2:13	6. Irrelevant (210, 350).	Sustained: ___ Overruled: ___

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
7. "Mr. Grant stated that he 'would not take the time to write a response and all the issues and specifics in an email' but he also offered to meet with me to discuss the concerns of financial issues at the NAC, the questionable activities at the NAC, the conduct of NAC employees, and the leadership of the NAC Board of Directors that had been raised in my email dated March 22, 2018, stating: 'We will go through [each issue] individually and I can provide the facts that you may not be aware of.'" p. 2:13-18	7. Hearsay (1200); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); no personal knowledge (702); hearsay (1200); lacks foundation (403, 702); irrelevant (210, 350).	Sustained: ___ Overruled: ___
8. "Attached hereto, as Exhibit B, is a true and correct copy of Mr. Grant's March 23, email to me." p. 2:19	8. Irrelevant (210, 350).	Sustained: ___ Overruled: ___
9. "Also on March 23, 2018, I sent a response to Mr. Grant in which I agreed to meet with him." p. 2:20-21	9. Irrelevant (210, 350).	Sustained: ___ Overruled: ___
10. "I further stated the importance of having a record of Mr. Grant's responses, adding, "if you find the explanations too long and daunting to write, I'd be happy to meet with you and then communicate your answers back to these interested parties," i.e., the other individuals included in the email conversation." p. 2:21-24	10. Argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); irrelevant (210, 350); hearsay (1200).	Sustained: ___ Overruled: ___
11. "A true and correct copy of my March 23, 2018 email to Mr. Grant is attached hereto as Exhibit C." p. 2:24-25	11. Irrelevant (210, 350).	Sustained: ___ Overruled: ___
12. "On March 26, 2018, Mr. Grant and I agreed to meet on March 29, 2018." p. 2:26	12. Irrelevant (210, 350).	Sustained: ___ Overruled: ___
13. "I asked if Mr. Grant would accept having Pat Rolfes, the NAC Junior Rowing Director, attend the meeting, and Mr. Grant agreed." p. 2:26-28	13. Irrelevant (210, 350).	Sustained: ___ Overruled: ___
14. "On March 29, 2018, Mr. Rolfes and I met with Mr. Grant at Peet's Coffee on 17th St. in Costa Mesa." p. 3:1-2	14. Irrelevant (210, 350).	Sustained: ___ Overruled: ___

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
15. "During the meeting I took meticulous notes with regard to Mr. Grant's statements, as I knew that I would be responsible for communicating these statements to the other parties to the email conversation." p. 3:2-4	15. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); hearsay (1200).	Sustained: ___ Overruled: ___
16. "Attached hereto, as Exhibit D, is a true and correct copy of a May 15, 2018 email from me to Mr. Grant and Mr. Rolfes, attached to which is a true and correct copy of my handwritten notes from the March 29, 2018 meeting." p. 3:4-6	16. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: ___ Overruled: ___
17. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: a. Concern Raised: The Executive Director of the NAC, Billy Whitford, has impeded Pat Rolfes' leadership of the Junior Rowing program, constantly interfering and using bullish and abusive management tactics..." p. 3:7-11	17. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: ___ Overruled: ___
18. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant stated that the recent success and financial stability of Junior Rowing is due to Pat Rolfes..." p. 3:11-12	18. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: ___ Overruled: ___
19. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...As Board liaison to Junior Rowing, Mr. Grant acknowledged that he is aware of Mr. Whitford's efforts to insert himself in the operations and management of Junior Rowing and that Mr. Whitford continues to throw up roadblocks that challenge Mr. Rolfes' efforts to effectively run the program..." p. 3:12-15	19. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: ___ Overruled: ___

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
<p>20. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows:  ...b. Concern Raised: \$227,000, raised specifically for the Junior Rowing Program, was stripped from the Junior Rowing program, as stated in the Hanzich financial analysis report...." p. 3:16-18</p>	<p>20. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>21. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows:  ...Mr. Grant's Response: Mr. Grant acknowledged that the Hanzich report is correct and the money was taken from the Junior Rowing program to pay for other NAC operational expenses and other NAC programs...." p. 3:18-20</p>	<p>21. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>22. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows:  ...c. Concern Raised: Mr. Whitford is using funds raised for the Junior Rowing Program to cover the NAC General's cash flow problems upwards of \$80,000...." p. 3:21-22</p>	<p>22. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>23. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows:  ...Mr. Grant's Response: Mr. Grant acknowledged that this is occurring and that, in his view, it is a problem, as the NAC General cannot continue to run at a deficit...." p. 3:22-24</p>	<p>23. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>

OBJECTIONABLE STATEMENTS:	OBJECTIONS:	RULING:
<p>24. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...d. Concern Raised: The fact that four international 45-foot shipping containers filled with Puakea Designs (a for-profit company) canoes were offloaded on Newport Beach City and NAC property for commercial distribution...." p. 3:25-27</p>	<p>24. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>25. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...<b>Mr. Grant's Response:</b> Mr. Grant acknowledged that this did occur...." p. 3:27-28</p>	<p>25. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>26. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant acknowledged that NAC employees and resources were used to receive the deliveries and distribute the canoes...." p. 3:28-4:1</p>	<p>26. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>27. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant further acknowledged that these events jeopardized the NAC's 501(c)(3) status...." p. 4:1-2</p>	<p>27. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>28. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...e. Concern Raised: The fact that Puakea Designs (a for-profit company) operated a paddle manufacturing business out the NAC shop...." p. 4:3-4</p>	<p>28. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
<p>29. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant acknowledged that this occurred...." p. 4:4-5</p>	<p>29. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>30. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant further acknowledged that the for-profit paddle making operation on NAC premises financially impacted the NAC as, after the Board voted to shut it down, the NAC's shop expenses have substantially dropped...." p. 4:5-7</p>	<p>30. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>31. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...f. Concern Raised: Mr. Whitford allowed Women on Water (an adult female rowing program) to pay NAC coaches in cash, under-the-table and off-the-books, while illegally avoiding all payroll taxes...." p. 4:8-10</p>	<p>31. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>32. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant acknowledged that this occurred...." p. 4:10</p>	<p>32. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>

OBJECTIONABLE STATEMENTS:	OBJECTIONS:	RULING:
<p>33. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant further stated that a lot of programs at the NAC start out off the books as a cash business, such as the Middle School Rowing program, where coaches were paid in cash before it morphed into a "legit" program...." p. 4:11-13</p>	<p>33. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>34. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...g. Concern Raised: Mr. Whitford purchased, installed and used an illegal hidden spy microphone in the NAC Boardroom...." p. 4:14-15</p>	<p>34. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>35. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant acknowledged that this occurred...." p. 4:15-16</p>	<p>35. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>36. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...h. Concern Raised: A for-profit, cash, boat repair business was run out of the NAC...." p. 4:17-18</p>	<p>36. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>
<p>37. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant acknowledged that this occurred...." p. 4:18</p>	<p>37. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ____ Overruled: ____</p>

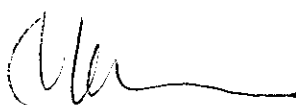


OBJECTIONABLE STATEMENTS:	OBJECTIONS:	RULING:
<p>38. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant further acknowledged that the for-profit boat, cash, boat repair business on NAC premises financially impacted the NAC as, after the Board voted to shut it down, the NAC's shop expenses have substantially dropped...." p. 4:18-21</p>	<p>38. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>39. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...i. Concern Raised: The NAC Board has failed to hold Mr. Whitford accountable for his actions...." p. 4:22-23</p>	<p>39. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>40. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant's Response: Mr. Grant acknowledged that Mr. Whitford ran the cash, boat repair business, as well as the paddle-making business at the expense of the NAC...." p. 4:23-25</p>	<p>40. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>41. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows: ...Mr. Grant acknowledged that things needed to be restructured at the NAC, but also acknowledged that the board has not held Mr. Whitford accountable for his own admitted illicit actions...." p. 4:25-27</p>	<p>41. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>

OBJECTIONABLE STATEMENTS:	OBJECTIONS:	RULING:
<p>42. "As reflected in my notes, during the meeting we discussed the issues raised in my March 22, 2018 email, and Mr. Grant spoke to some of those concerns as follows:  ...Mr. Grant stated, 'Billy has been running the NAC for 20 years. While I agree that he needs help on running the financials of the organization, I'm not sure what else we should hold him accountable for. I believe things need to be restructured, but I don't want to take away Billy's identity in the process.'" p. 4:27</p>	<p>42. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>43. "A complete account of my concerns and Mr. Grant's responses thereto is contained in my notes of the meeting, which is attached to this declaration as Exhibit D.." p. 5:3-4</p>	<p>43. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>44. "On March 30, 2018, I sent an update to the email group of parents, members participants and staff (including Mr. Grant), stating:  'Bill Grant and I were able to meet yesterday to discuss the issues and concerns that I raised in my email to him dated March 22, 2018. I asked Pat Rolfes to attend, as well. Bill agreed to this and Pat was able to join us. We had a very candid conversation and agreed that I would compose an email to distribute to all of you based on the lengthy notes I took during our 3 hour meeting. There is a lot of detail to it and I'll get it to you as soon as I can.'" p. 5:5-13</p>	<p>44. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>
<p>45. "Attached hereto, as <b>Exhibit E</b>, is a true and correct copy of my March 30, 2018." p. 5:14</p>	<p>45. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___  Overruled: ___</p>

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
<p>46. "Later that day, I received a response from Mr. Grant, sent only to Mr. Rolfes and me." p. 5:15-16</p>	<p>46. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>47. "In the email, contrary to our agreement to provide Mr. Grant's responses and explanations to the email group, Mr. Grant stated that he had been instructed to clear everything with his attorneys, and asked that I let him review the email containing his statements before sending it to anyone else." p. 5:16-18</p>	<p>47. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>48. "Attached hereto, as Exhibit F, is a true and correct copy of Mr. Grant's email to Pat Rolfes and to me." p. 5:19-20</p>	<p>48. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>49. "On May 15, 2018, I sent an email to Mr. Grant and Mr. Rolfes in which I included my scanned handwritten notes from this March 29th meeting, as well as my typed-up the notes from the meeting recording Mr. Grant's answers to the questions raised in my March 22 email." p. 5:21-23</p>	<p>49. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>50. "Respecting Mr. Grant's request, I sent this email solely to Mr. Grant and Mr. Rolfes, both of whom had attended the meeting, and did not send it to the larger email group." p. 5:24-25</p>	<p>50. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>
<p>51. "As stated above, a true and correct copy of the email is attached hereto as Exhibit D." p. 5:25-26</p>	<p>51. Irrelevant (210, 350); argumentative (<i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i>); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).</p>	<p>Sustained: ___ Overruled: ___</p>

<b>OBJECTIONABLE STATEMENTS:</b>	<b>OBJECTIONS:</b>	<b>RULING:</b>
52. "Like many parents, members, participants and staff, I have been frustrated by the lack of transparency and accountability at the NAC." p. 6:1-2	52. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: _____ Overruled: _____
53. "I look forward to the legal process resolving these issues and helping put the NAC back on track." p. 6:2-3	53. Irrelevant (210, 350); argumentative ( <i>in re marriage of Heggie (2002) 99 cal. App. 4<sup>th</sup> 28, 30, fu: 3</i> ); inadmissible opinion (800-803); hearsay (1200); lacks foundation (403, 702); no personal knowledge (702).	Sustained: _____ Overruled: _____



Dated: June 29, 2018

David B. Dimitruk, attorney for defendants William Grant, Jon Van Cleave, James Netzer and William Whitford

1 PROOF OF SERVICE

2 Ibbetson, etc. v. Grant, et al.

3 Orange County Superior Court Case Number 30-2017-00958851-CU-FR-CJC

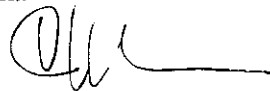
4 STATE OF CALIFORNIA, COUNTY OF ORANGE

5 I am an active member of the State Bar of California. I am over the age of eighteen years and not  
6 a party to the action. My business address is 5 Corporate Park, Suite 220, Irvine, California 92606.  
7 On June 29, 2018 I served the document entitled OBJECTIONS TO THE DECLARATION OF  
8 CHRISTINE EMMEL on the interested parties in said action by serving it electronically through  
9 OneLegal to the following persons:

<p>10 George L. Hampton IV, 11 HAMPTONHOLLEY LLP, 2101 East Coast 12 Highway, Suite 100, Corona del Mar, 13 California 92625 (Attorneys for the plaintiffs)</p> <p>14 sellis@hhlawyers.com 15 merlinger@hhlawyers.com 16 bgoodwin@hamptonholley.com</p>	<p>Xavier Becerra (Attorney General of California), Tania Ibanez (Senior Assistant Attorney General), James M. Toma (Supervising Deputy Attorney General Caroline K. Hughes (Deputy Attorney General), 300 South Spring Street, Suite 1702 Los Angeles, CA 90013</p> <p>teresa.depaz@doj.ca.gov caroline.hughes@doj.ca.gov</p>
<p>17 Catherine J. Weinberg, Esq., Buckner, 18 Robinson &amp; Mirkovich, 3146 Redhill 19 Avenue, Suite 200, Costa Mesa, California 20 92626 (Attorneys for defendants Malia Hohl, 21 Kelly Thompson, Jose Jimenez and Maika 22 Scott)</p> <p>23 cweinberg@bamlaw.com</p>	<p>Theodore Senet, Esq., Gibbs Giden Locher Turner Senet &amp; Wittbrodt LLP, 1880 Century Park East, 12th Floor, Los Angeles, California 90067 (Attorney for defendant Johnny Puakea)</p> <p>tsetnet@gibbsgiden.com</p>

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

26 EXECUTED on June 29, 2018 at Irvine, California.

27 

28 \_\_\_\_\_  
David B. Dimitruk