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10 WILLIAM H. COSBY, JR.

11
12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

14
15 JANICE DICKINSON, an individual,)
16 Plaintiff,)
17 v.)
18 WILLIAM H. COSBY, JR., an individual;)
and DOES 1 through 100, Inclusive,)
19 Defendants.)

CASE NO. BC 580909
[Hon. Robert L. Hess - Dept. 24]
**DECLARATION OF JOHN P. SCHMITT
IN SUPPORT OF DEFENDANT'S
SPECIAL MOTION TO STRIKE
PLAINTIFF'S COMPLAINT PURSUANT
TO CODE OF CIVIL PROCEDURE
SECTION 425.16**

20 Date: October 6, 2015
21 Time: 8:30 a.m.
22 Dept.: 24

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Complaint filed: May 20, 2015

DECLARATION OF JOHN P. SCHMITT

I, John P. Schmitt, declare as follows:

1. I am an attorney at law duly licensed to practice in the State of New York and am a member of the law firm of Patterson Belknap Webb & Tyler LLP, attorneys for William H. Cosby, Jr., Defendant in the above-captioned action. I submit this declaration in support of Defendant's special motion to strike Plaintiff's complaint pursuant to Code of Civil Procedure § 425.16. Unless otherwise specified, I have personal knowledge of the matters set forth in this declaration.

2. I have represented Mr. Cosby since 1983.

3. On November 18, 2014, in an interview with *Entertainment Tonight*, Plaintiff Janice Dickinson accused Mr. Cosby of having drugged and raped her after they had dinner in Lake Tahoe, CA in 1982. Ms. Dickinson also said that she tried to write about the alleged assault in her 2002 autobiography *No Lifeguard on Duty: The Accidental Life of the World's First Supermodel* ("Book"), but, she claimed, when she submitted the draft of her full story to her publisher, HarperCollins, Mr. Cosby and his lawyers pressured her and the publisher to remove the details.

4. On February 9, 2015, I participated in a telephone conference with Ms. Dickinson's attorney, Lisa Bloom. On that call, Ms. Bloom stated that she was retracting Ms. Dickinson's allegation that Mr. Cosby's lawyers had pressured HarperCollins to remove the rape story from the Book.

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

Executed this 19th day of June 2015 at New York, New York.



JOHN P. SCHMITT

1 **PROOF OF SERVICE**
2 1013A(3) C.C.P. Revised 5/1/88

3 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

4 I am employed in the County of Los Angeles, State of California. I am over the age of
5 18 and not a party to the within action. My business address is 2049 Century Park East, Suite
6 2400, Los Angeles, California 90067-2906.

7 On the date listed below, I served the foregoing document described as:

8 **DECLARATION OF JOHN P. SCHMITT IN SUPPORT
9 OF DEFENDANT'S SPECIAL MOTION TO STRIKE
10 PLAINTIFF'S COMPLAINT PURSUANT TO CODE OF
11 CIVIL PROCEDURE SECTION 425.16**

12 on the interested parties in this action by placing:

13 a true and correct copy -OR- the original document
14 thereof enclosed in sealed envelopes addressed as follows:

15 Lisa Bloom, Esq.
16 Nadia Taghizadeh, Esq.
17 THE BLOOM FIRM
18 20700 Ventura Blvd., Suite 301
19 Woodland Hills, California 91364
20 TEL: (818) 914-7314
21 FAX: (866) 852-5666
22 EMAIL: *Lisa@TheBloomFirm.com*
23 *Nadia@TheBloomFirm.com*

Attorneys for *Plaintiff*:

JANICE DICKINSON

24 BY MAIL:

25 I deposited such envelope in the mail at Los Angeles, California. The envelope
26 was mailed with postage thereon fully prepaid.

27 As follows: I am "readily familiar" with the firm's practice of collection and
28 processing correspondence for mailing. Under that practice it would be
deposited with U.S. postal service on that same day with postage thereon fully
prepaid at Los Angeles, California in the ordinary course of business. I am
aware that on motion of the party served, service is presumed invalid if postal
cancellation date or postage meter date is more than one day after date of
deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the
above is true and correct. Executed June 19, 2015 at Los Angeles, California.

ORIGINAL SIGNED

H. Hancock