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17 Attorneys for Defendant Life Insurance  
18 Company of the Southwest

19 UNITED STATES DISTRICT COURT  
20 CENTRAL DISTRICT OF CALIFORNIA  
21 SOUTHERN DIVISION

22 JOYCE WALKER, KIM BRUCE HOWLETT, )  
23 and MURIEL SPOONER on behalf of )  
24 themselves and all others similarly situated, )

25 Plaintiff,

26 vs.

27 LIFE INSURANCE COMPANY OF THE )  
28 SOUTHWEST, a Texas corporation, and )  
DOES 1-50, )

Defendant.

Case No. 10-09198 JVS(RNBx)

**DECLARATION OF  
JONATHAN A. SHAPIRO IN  
SUPPORT OF LIFE  
INSURANCE COMPANY OF  
THE SOUTHWEST'S  
MOTION TO DISMISS**

Honorable James V. Selna

Date: February 7, 2011

Time: 1:30 p.m.

Courtroom: 10C

**DECLARATION OF JONATHAN A. SHAPIRO**

I, Jonathan A. Shapiro, declare as follows:

1. I am an attorney duly licensed to practice law in the State of California and before this Court. I am a Partner at the law firm of Wilmer Cutler Pickering Hale and Dorr LLP, counsel for Defendant in the above-entitled action. I respectfully submit this Declaration in support of Defendant Life Insurance Company of the Southwest’s Motion to Dismiss. I have personal knowledge of the facts stated herein and, if called as a witness, I could and would testify competently thereto.

2. The purpose of this Declaration is to place before the Court relevant documents referred to and integral to the Complaint, in support of Defendant Life Insurance Company of the Southwest’s Motion to Dismiss.

3. Attached hereto as Exhibit A is a true and correct copy of life insurance Policy LS0156670 purchased by Joyce Walker.

4. Attached hereto as Exhibit B is a true and correct copy of life insurance Policy LS0149017 purchased by Kim Bruce Howlett.

5. Attached hereto as Exhibit C is a true and correct copy of life insurance Policy LS0149018 purchased by Muriel Spooner.

6. Attached hereto as Exhibit D is a true and correct copy of a life insurance Illustration presented to and signed by Joyce Walker.

7. Attached hereto as Exhibit E is a true and correct copy of a life insurance Illustration presented to and signed by Kim Bruce Howlett.



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**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Wilmer Cutler Pickering Hale and Dorr LLP, 950 Page Mill Road, Palo Alto, CA 94304. On December 21, 2010, I served the within document(s):

DECLARATION OF JONATHAN A. SHAPIRO IN SUPPORT OF DEFENDANT LIFE INSURANCE COMPANY OF THE SOUTHWEST’S MOTION TO DISMISS

I placed the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Palo Alto, CA addressed as set forth below.

I personally caused to be hand delivered the document(s) listed above to the person(s) at the address(es) set forth below.

I electronically filed the document(s) listed above via the CM/ECF system.

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/s/ Jonathan A. Shapiro  
Jonathan A. Shapiro