1 2 3	MICHAEL J. BRADY (SBN 40693) 1001 MARSHALL STREET, STE. 500 Redwood City, CA 94063-2052 Telephone (650) 364-8200 Facsimile: (650) 780-1701 Email: mbrady@rmkb.com		
4 5	LAW OFFICES OF STUART M. FLASHMAN STUART M. FLASHMAN (SBN 148396) 5626 Ocean View Drive	EXEMPT FROM FEES PER GOVERNMENT CODE §6103	
6 7	Oakland, CA 94618-1533 TEL/FAX (510) 652-5373 Email: stu@stuflash.com		
8	Attorneys for Plaintiffs and Plaintiffs JOHN TOS, AARON FUKUDA, AND COUNTY OF KINGS		
10	IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA		
11	IN AND FOR THE COUNTY OF SACRAMENTO		
12	JOHN TOS, AARON FUKUDA, and COUNTY		1-00113919 filed 11/14/2011
13	OF KINGS, Plaintiffs	Judge Assigned for All Purposes: HONORABLE MICHAEL P. KENNY Department: 31 (to be handled as writ) DECLARATION OF STUART	
14	v. CALIFORNIA HIGH SPEED RAIL Authority <i>et</i>		
1516	al., Defendants	FLASHMAN IN SUPPORT OF PLAINTIFFS' REPLY BRIEF ON REMEDIES	
17 18		Date: Time: Dept.	November 8, 2013 9:00 AM 31
19	I, Stuart Flashman, declare as follows:	Judge:	Hon. Michael P. Kenny
20	1. I am an attorney licensed to practice in the State of California. I am one of the attorneys		
21	representing Plaintiffs John Tos et al. in this case. I have personal knowledge of the facts stated		
22	in this declaration and am competent to testify as to them if called as a witness.		
23	2. In the course of my legal practice, I have often needed to transcribe audio or video		
24	recordings of short statements. I have become relatively adept at preparing such transcripts,		
25	often assisted in recent years by electronic transcription software. I always proofread the transcripts I prepare to assure that the transcripts are accurate, and will review transcript against		
26	the audio or video file to check the accuracy of my transcript.		
27		P	
28	1		
29	DECLARATION OF STUART FLASHMAN IN S	UPPORT OF REPLY	Y BRIEF ON REMEDIES

3. I downloaded the audio file of the California State Senate debate of July 18, 2012 concerning passage of AB 1029, the appropriation bill to fund the California High-Speed Rail Project, from the official website of the California Channel, which officially and regularly records and preserves proceedings of the California legislature at the following URL: http://calchannel.granicus.com/MediaPlayer.php?view_id=7&clip_id=610.

4. I was able to locate and transcribe portions of the statement of Senator Mark Leno made in the course of that senate debate. His remarks begin at approximately the 51:50 mark in the audio recording. A true and accurate transcript of Senator Leno's initial comments is reproduced below:

"This really is a rare opportunity for California. We don't see, in a certain sense, stars align as they are right now -- to have the authority and the reputation of the offices of the President of the United States, the leader of the House of Representatives, the governor of the largest state in the country -- all in support of moving forward with voter approved bond monies matched by federal dollars to create hundreds of thousands of jobs over the course of the project. This doesn't happen all that often."

I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true and correct. Executed on this 23rd day of October, 2013, at Oakland, California.

Stuart 4 Flashmon

Stuart M. Flashman