

AFFIDAVIT OF NANCY BLANCHARD

I, NANCY BLANCHARD, am an adult individual with an address of P.O. Box 243 Erwinna, PA 18920. I do hereby depose and say as follows:

1. On February 22, 2001, I made a telephone call to Judge Anne Lennan Simon's office, seeking to obtain a copy of the Transcript for Hearing of February 21, 2001, before the Honorable Anne Lennan Simon. I had attended and been present for the entire hearing on February 21, 2001, in the Maclean v. Alexander, et al. litigation.

2. I spoke with Ms. Lisa Decourt, who told me that the price would be Ninety Dollars (\$90.00). At that time I was staying at my home in Louisiana.

3. Immediately after I hung up with Ms. Decourt, I wrote the check and a handwritten note to Ms. Decourt, both of which I put in an envelope and mailed to Ms. Decourt from the New Iberia, LA Post Office.

4. When speaking with her, Mr. Decourt told me that February 23, 2001 was her day off, but that she would begin preparing the transcript on that date anyway.

5. On February 23, 2001, Ms. Decourt telephoned me and told me that the transcript was ready.

6. Ms. Decourt told me that she had not yet received my check, but had not been to the post office yet.

7. Ms. Decourt and I agreed to meet at the Shamrock Filling Station, so that she could give me the transcript that she had prepared.

8. Later that day I reviewed the entire transcript and compared that to my specific recollections as to what had occurred at the February 21, 2001 hearing.

9. It was clear to me that there were entire passages and portions of the February 21, 2001 hearing that were not included in the transcript that Ms. Decourt had prepared.

EXHIBIT D

10. As a result, on February 26, 2001, I telephoned Ms. Decourt at the number where I had earlier reached her and was told that she was in St. Martinville in court. I left I message.

11. I then telephoned her at home and reached her there. At that time I asked her about the missing parts to the transcript. At first she resisted responding to my questions and then she became more forthcoming with information.

12. Ms. Decourt and I discussed and agreed upon what was missing from the transcript, including: the repartee at the beginning between Judge Simon and Attorney Gibson; about the word Mr. Gibson had used that Judge Simon had to look up and was so glad to know; discussion related to Judge Simon's impending retirement; the docket; the attorneys who wanted to get on other dockets and those who wanted hers; the dates available in June; the week of vacation Judge Simon had planned in March, during which the trial might be scheduled; and Ms. Hewitt and her ability to juggle dates.

13. In fact, during my discussion with Ms. Decourt, she reminded me about Judge Simon's statement concerning the allegation by Paul Maclean of fraud, the seriousness of that allegation and the need to substantiate it with very clear proof. None of these remarks or dialogues were on the record.

14. Ms. Decourt explained to me that she had worked for Judge Simon for 15 years and that she knew her intimately.

15. Ms. Decourt explained that Judge Simon would sometimes read a transcript after a hearing and say, "Did I really say that? How could I have said that?"

16. While Ms. Decourt did not admit that she had edited the actual transcript, she willingly admitted that specific statements had been removed in her transcription of the tape.

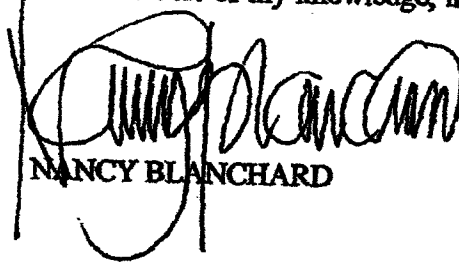
17. I was present during the entire hearing on February 21, 2001 and was very aware of what was said, who said it and the import of the statements.

18. I have an excellent memory.

19. There were numerous facts, circumstances, dialogues and statements made by Judge Simon and Attorney Gibson in court, that were highly relevant to the Paul Maclean case, that did

not appear on Ms. Decourt's "Official Transcript". I paid Ninety Dollars (\$90.00) for the Hearing Transcript.

20. The foregoing facts are true and correct to the best of my knowledge, information and belief.



NANCY BLANCHARD

Sworn to and subscribed
before me this ¹⁴ day
of ~~September~~, 2001

Michele L. Mazullo
Notary Public

Notarial Seal
Michele L. Mazullo, Notary Public
Plumstead Twp., Bucks County
My Commission Expires Aug. 30, 2004