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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,	)	
	)	No. CR-09-0088-FVS
Plaintiff,	)	
	)	<b>Karl F. Thompson, Jr.'s</b>
vs.	)	<b>Waiver of Potential</b>
	)	<b>Conflicts of Interest</b>
KARL F. THOMPSON, JR.,	)	
Defendants.	)	
	)	
	)	

I, Karl F. Thompson, Jr., hereby declare, under penalty of perjury under the laws of the United States, that the following is true and correct to the best of my knowledge:

1. I am over the age of 18 and competent to testify herein.
2. I have been advised that my defense counsel, Mr. Carl J. Oreskovich and Mr. Stephen M. Lamberson, previously appeared on behalf of the City of Spokane and certain named City of Spokane Police Officers in the civil case *Burton v. City of Spokane, et al.*
3. One of the City of Spokane Police Officers named as a defendant in *Burton v. City of Spokane, et al.* was Detective Larry Bowman. It is

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my understanding that Mr. Lamberson and other members of his firm represented Detective Bowman in that case and met with Detective Bowman regarding that case. It is further my understanding that Mr. Lamberson substituted as counsel in that case for Mr. Oreskovich and that Mr. Oreskovich had no contact with Detective Bowman.

4. It is my understanding that the Government might call Detective Bowman as a witness adverse to my interests and that Mr. Oreskovich or Mr. Lamberson will have to cross examine Detective Bowman.
5. Mr. Oreskovich and Mr. Lamberson have advised me of the Government's concerns regarding potential conflicts of interest arising from prior representation of Detective Bowman by Mr. Lamberson and other members of his firm. They have also advised me that the Government argues that Mr. Oreskovich and Mr. Lamberson currently represent every City employee, including Police Officers, past and present, which also raises concerns of potential conflicts of interest with cross examining City employees testifying adverse to me.
6. Mr. Oreskovich and Mr. Lamberson have advised me that I have a 6<sup>th</sup> Amendment Constitutional right to be represented by counsel with undivided loyalties to me as the client and a right to uncompromised cross-examination of witnesses called against me.
7. Mr. Oreskovich and Mr. Lamberson also advised me to seek independent legal counsel on this issue. They requested permission to

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discuss the potential conflicts issue with Detective Bowman. I granted that permission.

8. I have conferred with independent counsel and have made my decision after receiving the advice of independent counsel.

9. I am aware of the potential conflicts of interest that could arise with the continued representation of Mr. Oreskovich, Mr. Lamberson, and other members in their firm. I choose to retain Mr. Oreskovich, Mr. Lamberson, and their firm as my counsel despite this knowledge. Therefore, I hereby waive my 6<sup>th</sup> Amendment Right only as to potential conflicts of interest that may arise from the former representation of possible Government witnesses by Mr. Oreskovich, Mr. Lamberson, and other members in their firm. I do so knowingly and voluntarily.

Signed this 13<sup>th</sup> day of May, 2010.

By Karl F. Thompson, Jr.  
Karl F. Thompson, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that on the 17<sup>th</sup> day of May, 2010, I electronically filed the following documents:

**KARL F. THOMPSON, JR'S WAIVER OF POTENTIAL CONFLICTS OF INTEREST**

with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

Timothy Michael Durkin  
[USAWAE.TDurkinECF@usdoj.gov](mailto:USAWAE.TDurkinECF@usdoj.gov)  
[mary.f.buhl@usdoj.gov](mailto:mary.f.buhl@usdoj.gov)

Victor Boutros  
[victor.boutros@usdoj.gov](mailto:victor.boutros@usdoj.gov),  
[victor\\_boutros@post.harvard.edu](mailto:victor_boutros@post.harvard.edu)

/s/Carl J. Oreskovich  
CARL J. ORESKOVICH, WSBA 12779  
ETTER, McMAHON, LAMBERSON,  
CLARY & ORESKOVICH, P.C.  
Bank of Whitman, 2<sup>nd</sup> Floor  
618 West Riverside Avenue  
Spokane, WA 99201  
(509)747-9100  
(509)623-1439 Fax  
Email: [carl@ettermcmahon.com](mailto:carl@ettermcmahon.com)

Attorneys for Defendant Thompson

[Q:\Carl\Carl's E&M Client Files\Thompson - USA v. - Criminal (4714)\Pleadings\Decl. of CJO in Support of Response to U.S. Reply re Defense Counsel Conflicts 5-13-10.doc]