


**AFFIDAVIT OF JAMES SEARLES**

James K. Searles deposes and states the following:

1. I am writing this affidavit at the request of Harold F. Chorney.
2. In late March and early April, 1996, I was assisting attorney Scott Lutes concerning picking up some paperwork. The paperwork was described to me as documents concerning Harold F. Chorney and Cumberland Investment Corporation, and it was supposed to be in the possession of Mr. Jason Monzack .
3. I had made an initial contact with Mr. Monzack and he agreed that I could pick up the paperwork in two days. I was supposed to confirm the time to pick up the records. I rented a van and made arrangements to hire someone to help me load the van because, I was told by Mr. Monzack that there were around 30 boxes of documents.
4. I talked to Mr. Monzack to confirm the date and time I could pick up the boxes and was told he wanted to go through each box first before I could pick them up. He told me to call back. I was never able to confirm the arrangements because Mr. Monzack was never available again. I tried on several occasions telephoning his office to confirm the time and place to pick up the paperwork, all without success.
5. Mr. Lute's secretary also tried to contact Mr. Monzack to confirm a time and place to pick up the records, also without success.
6. Patricia Pollock, without success, also tried to contact Mr. Monzack concerning the records of Harold F. Chorney and Cumberland Investment Corporation.
8. Months later, in a conversation with Mr. Lutes, Mr. Lutes told me that he had written to Mr. Monzack on more than one occasion concerning picking up the records and that Mr. Monzack did not once reply.
9. Upon information and belief, Mr. Monzack was present some of the times when I telephoned his office, although he did not take my calls.

I swear that the statements in 1-9 above are true, or based upon information and belief that I believe to be true.

  
James Searles  
Providence, R.I. 02904

Sworn to me on this 30th day of November 2000



Notary of the State of Rhode Island

*Justice of the Peace*

*My Comm. Expires 7/30/2002*