

No. _____

ELLEN AND ALAN MEYER
Plaintiffs,

v.

**DALLAS-FT. WORTH METRO
GOLDEN RETRIEVER CLUB
AND JUDY WORD,**
Defendants

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§

IN THE DISTRICT COURT

44TH JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

STATE OF TEXAS)
)
COUNTY OF _____)

AFFIDAVIT OF SHARIL L. DEGAN

BEFORE ME, the undersigned authority, on this day personally appeared

SHARI L.DEGAN, personally known to me to be the person whose name is subscribed to this instrument and who on her oath stated as follows:

1. My name is Shari L. Degan. I am over twenty-one years old, am of sound mind, and have not been convicted of a felony or misdemeanor involving moral turpitude. I am in all respects competent to testify to the facts stated in this Affidavit. The facts stated in this Affidavit are within my personal knowledge, and they are true and correct.

2. I am a member in good standing of the Dallas- Ft. Worth Metro Golden Retriever Club and with the Golden Retriever Club of America.

3. On June 6, 2006, I whelped a litter of nine golden retriever puppies. My husband and I immediately drafted a letter to the Dallas- Ft. Worth Metro Golden Retriever Club with our intentions to list the litter on puppy referral. A check and clearances, both sire and dam, were submitted to Ms. Sherri Farmer, Puppy Referral Chair. On June 12, 2006, Ms. Farmer sent two emails to me regarding my listing with puppy referral. The 2006 Board of Directors was carbon copied on the email. Ms. Farmer stated that she received my request on June 10, 2006 and that my listing was to expire on Saturday, August 5, 2006. Ms. Farmer dictated seven guidelines that must be followed or the litter would be withdrawn with possible ramifications from the Club. I received calls for approximately three and a half weeks from puppy referral and then the phone calls stopped. Ms. Judy Word told potential buyers that she "thought" my litter was sold even though my contract with the Club did not expire until August 5, 2006. Ms. Word provided information on other litters that were available by club members but were not listed on puppy referral.

4. On July 26, 2006 at approximately 10:19 am, I received an email from Ms. Farmer requesting an update of our litter listing. I did not respond to her request since my contract with the Club expired on August 5, 2006. Ms. Farmer set forth certain rules regarding

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the litter listing. Ms. Farmer stated in guideline #4, "You may cancel the listing at any time, which will end the listing period. There are no provisions in our Constitution and Bylaws for re-listing a litter once the breeder has requested the litter be removed from the list." I did not cancel the litter listing since I had a puppy bitch available and none of the puppy buyers executed a final contract with me or my husband. The deposit checks for the puppies were not deposited until the seller's contract was executed with the buyers and the mandatory 72 hour veterinarian checkup was completed by the buyers.


5. The breakdowns of sales from my litter are that I gave one puppy to a friend; I sold two puppies from a referral from Ms. Ronna Combs and Ms. Jeanie Ayala; three puppies from puppy referral; two puppies from breeders.net and I kept a puppy that I co-own with Ms. Ellen Meyer.

6. On June 19th, 2007, the 2007 Dallas-Ft. Worth Golden Retriever Club Board of Directors presented and passed numerous By-Law changes, including the elimination of puppy referral. On June 26, 2007, Ms. Sherri Farmer and Mr. Dick Caldwell created a private website, www.dfwbreeders.com, listing selected Dallas-Ft. Worth Metro Golden Retriever Club members and Golden Retriever Club of America members. In order to be listed on this private website, you have to be voted in by the breeders already listed. On July 24, 2007, I made application to join the list by submitting an email to Mr. Dick Caldwell that I have exceeded the standards set forth by the Golden Retriever Club of America. On July 31, 2007, I received an email from Mr. Dick Caldwell stating that he polled the members and they declined my request. I did not receive a reason from Mr. Dick Caldwell. One of the private website members is Ms. Barbara Brown of Tempo Golden Retrievers. Ms. Brown executed a stud dog contract with me in 2006 and her dog successfully bred to my bitch. Ms. Brown participated in the necessary evaluation of my puppies and was updated several times a week with photographs and emails. On March 24, 2007, Ms. Debra Allen, another private website member, approached me at the Ft. Worth show asking information on my golden retriever male for a future breeding. I informed Ms. Allen that he does not have his clearances due to being underage for breeding. On August 3, 2007, Ms. Laurie Burks-Long, puppy information committee member, contacted a puppy buyer referring her to www.dfwbreeders.com, to locate a list of DFWMGRC breeders. The puppy buyer contacted the DFWMGRC puppy referral line and was directed to the private website. The puppy referral line/public information line is funded by the dues and event money collected throughout the fiscal year. The Board does not have the authority to advertise a private group without the consent of the membership. I do believe that the Dallas-Ft. Worth Golden Retriever Club is sanctioning me since I co-own a golden retriever with Ms. Ellen Meyer.

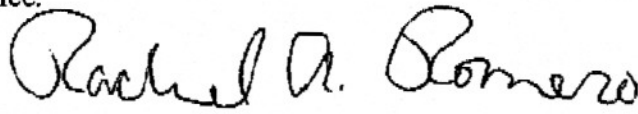
7. The Dallas-Ft. Worth Metro Golden Retriever Club stated that they are a non-profit/not for profit/social club. After a thorough check with the Internal Revenue Service and the Texas Secretary of State, the Dallas-Ft. Worth Metro Golden Retriever Club has failed to make application for 501 C 3 status and failed to file and pay taxes for fiscal years 2002 to present. As the Treasurer for fiscal year 2003, I brought this to the attention to the board. Ms. Judy Word authorized the destruction of a tax return and ignored the advice of Ms. Terry Thornton about applying for nonprofit status. Ms. Judy Word attempted to sanction me from a Specialty show when she knew that the Club was violating the Federal Tax Code.

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8. It is my understanding that the defendants are requesting a list of all of the Plaintiffs customers. Since I have not purchased a dog from the plaintiff's, I will abstain from providing privileged information regarding my puppy buyers.

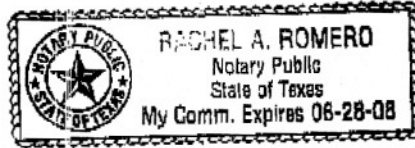

Shari L. Degan

SUBSCRIBED AND SWORN TO before on this the 20 day of August, 2007, to certify which witness my hand and seal of office.


Notary Public in and for the State of Texas

My Commission Expires:

06-28-08



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