

1 3. As a member of the KBOO Board of Directors, I filed the present derivative action, on
2 behalf of The KBOO Foundation and its members, based upon my belief and understanding that
3 the named Defendants, acting as members of the Board of directors of The KBOO Foundation,
4 were improperly and unlawfully failing to meet their legal duties to provide membership lists
5 requested for proper purposes by KBOO members as required by ORS 65.774, the Oregon statute
6 providing for the right to the inspection of specific corporate records by members of a Nonprofit
7 Corporation.

8 4. Prior to filing the present action, I made a demand to the Defendants in this action to
9 redress the issues alleged in this derivative action, and the Defendants ignored and refused to
10 provide the membership lists requested for proper purposes by KBOO members. More
11 specifically, prior to the filing of this action, the Defendants to this action failed and refused my
12 demands that they provide the membership list requested by myself on December 3, 2008, for my
13 use as a candidate for the 2009 KBOO Board election., a copy of which is attached as Exhibit
14 101, and the membership list requested by KBOO member Michael Papadopoulos on December
15 12, 2008, in his First Supplementary Request, Second Supplementary Request, and Third
16 Supplementary Request of that date.

17 5. I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE
18 BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND THAT IT IS
19 MADE FOR THE USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY OF
20 PERJURY.

21 DATED: March ___, 2010

22 _____
23 Scott Forrester
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