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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10
11 LIBERTY MEDIA HOLDINGS LLC,
12 A Corporation,
13 Plaintiff,
14 v.
15 CARY TABORA,
16 Defendant.

Case No. 11-CV0651 IEG JMA

**DECLARATION OF DEFENDANT
CARY TABORA IN SUPPORT OF
HIS MOTION TO DISMISS
PLAINTIFF'S SECOND AMENDED
COMPLAINT**


17
18 **DECLARATION**

- 19
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21 1. I, Cary Tabora, declare as follows under penalty of perjury:
22 2. I am Defendant in this case and have personal knowledge of the facts herein and could
23 competently testify to their veracity.
24 3. I am a graduate student and have resided in the State of New York, City of New York,
25 for the past four years.
26 4. After graduate school I intend to work and live in New York. I consider it to be my
27 permanent place of residence now and for the future.
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- 1 5. I have never visited California and have had no meaningful contact with any entity
2 there.
- 3 6. If necessary I intend to call as a witness in this case the second defendant, Mr.
4 Whetstone who, at all relevant times, was my roommate and has knowledge of
5 material facts related to the case. He is also a resident of New York and has been for
6 several years.
- 7 7. At no time before the commencement of this case did I have any idea that Liberty
8 Media or Corbin Fisher had a principal place of business in San Diego.
- 9 8. At no time did I sign a contract or agree in any way to legal venue in San Diego.

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11 I declare under penalty of perjury that the foregoing is true and correct.

12 Executed on November 10, 2011.

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16 _____
17 CARY TABORA

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