

STEVEN ROBERT LEHR, P.C.
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Attorneys for Plaintiff

LYNNE MITCHNICK,

Plaintiff,

vs.

WILLIAM LEE CHILDS,

Defendant

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
HUDSON COUNTY

DOCKET NO: HUD-L-4742-12

Civil Action

PLAINTIFF'S CERTIFICATION IN
OPPOSITION TO DEFENDANT'S
CROSS-MOTION FOR SUMMARY
JUDGMENT

Lynne Mitchnick, of full age, hereby certifies as follows:

1. I am the plaintiff in the above-entitled action. In that capacity, I am familiar with the facts as set forth herein.
2. I submit this certification in support of the plaintiff's motion for partial summary judgment pursuant and in opposition to the defendant's cross-motion for summary judgment.
3. The parties never entered into any written agreements to modify the scope of the agreement between the plaintiff and defendant dated September 13, 2008 (hereinafter the "Backing Agreement").
4. The scope of the Backing Agreement that was signed by the parties was limited to in-person, casino-sponsored, non-charity poker tournaments, and on-line tournaments were also expressly excluded by the Backing Agreement.
5. The large majority of the in-person poker tournaments that the Plaintiff participated in under the terms of the Backing Agreement were located in the State of New

Jersey or the State of Nevada. Attached hereto as Exhibit "A" is a true copy of a summary of the disbursements that I made to the Defendant pursuant to the Backing Agreement, which shows that the vast majority of the tournaments took place in either New Jersey or Las Vegas, and that no in-person tournaments occurred in the State of Virginia.

6. To my knowledge, the Defendant never played an in-person poker tournament in the State of Virginia during the term of the Backing Agreement, and the Defendant never asked me to provide financing for same.

7. The Backing Agreement was prepared by me while I resided in the State of New Jersey.

8. The Backing Agreement was signed by both the Defendant and me in Atlantic City, New Jersey, on September 13, 2008.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

By: *Lynne Mitchnick*
Lynne Mitchnick

Dated: November 18, 2013

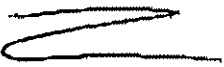
CERTIFICATION OF FACSIMILE SIGNATURE PURSUANT TO R. 1:4-4

Eric J. Szoke, Esq., of full age, hereby declares as follows:

1. I am an attorney-at-law of the State of New Jersey admitted to the Bar of this Court and an associate with the Law Offices of Steven Robert Lehr, P.C., attorneys for plaintiff Lynne Mitchnick in the above-entitled action.

2. Pursuant to R. 1:4-4, I hereby certify that the facsimile signature on the annexed Certification of Lynne Mitchnick is acknowledged as genuine by me and that a copy with the original signature affixed will be filed upon request.

I hereby declare that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.



Eric J. Szoke, Esq.

Dated: November 18, 2013