

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

THOMAS NEELY, )  
 )  
Plaintiff, )  
 )  
v. ) No. 3:05-CV-304  
 ) (Guyton)  
FOX OF OAK RIDGE, INC. and )  
BENJAMIN H. CURD, )  
 )  
Defendant. )

**(SAMPLE) DECLARATION OF ETHAN FOGLE IN SUPPORT OF  
PLAINTIFF, THOMAS NEELY'S MOTION SUMMARY ADJUDICATION  
ON THE ISSUE OF VICARIOUS LIABILITY**

1. I, Ethan Fogle am a paralegal in the Law Office of Michael C. Inman, attorney for the Plaintiff, Thomas Neely.

2. I make the following declaration based upon my own personal knowledge.

3. Attached as Exhibit A is a true and correct copy of the Responses of Defendant, Fox of Oak Ridge, Inc. to the Plaintiff's Request for Admission Numbers [8-13](#).

4. Attached as Exhibit B is a true and correct copy of page 7 of the Deposition of defendant, Benjamin Curd.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

s/Ethan Fogle  
Paralegal, Law Office of Michael C. Inman  
Attorney for Plaintiff  
706 S. Gay Street  
Knoxville, TN 37902  
(865) 555-6500

## **CERTIFICATE OF SERVICE**

I hereby certify that on March 15, 2006 a copy of the foregoing Declaration of Ethan Fogle in Support of Plaintiff's Motion for Summary Adjudication on the Issue of Vicarious Liability was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

s/Ethan Fogle

Ethan Fogle