

AFFIDAVIT OF PETER M. LEIBOLD, ESQ.

DISTRICT OF COLUMBIA

PERSONALLY APPEARED BEFORE ME, the undersigned authority in the aforesaid district, the within named Peter M. Leibold, who first being sworn, states as follows:

1. My name is Peter M. Leibold, Esq. I am an adult resident of the state of Virginia. I am the Executive Vice President/Chief Executive Officer of the American Health Lawyers Association ("AHLA").
2. As Executive Vice President/Chief Executive Officer of the AHLA, I have knowledge of the AHLA Alternative Dispute Resolution Service ("ADR Service") Rules of Procedure for Arbitration.
3. The American Health Lawyers Association's ADR Service has amended its rules for consumer cases filed with the ADR Service after January 1, 2004. The ADR Service will only administer the arbitration of a consumer health care liability claim if the parties have agreed in writing to arbitrate the claim after the injury has occurred.
4. If a Court orders parties to arbitrate a consumer healthcare liability claim through the AHLA ADR Service, the AHLA will agree to administer the arbitration even though the parties have not executed a post-dispute arbitration agreement.
5. In circumstances where a Court simply orders parties to arbitrate a consumer healthcare liability claim according to the AHLA ADR Service Rules, the AHLA will not administer the arbitration, but recommends that its Rules of Procedure be applied by another arbitration service.

FURTHER AFFIANT SAYETH NOT.

Peter M. Leibold
PETER M. LEIBOLD, ESQ.

SWORN TO AND SUBSCRIBED BEFORE ME. This the 15th day of February,
2005.

Joseph Floney
NOTARY PUBLIC

My Commission Expires:

Sept 30, 2008