

FILED
COURT
JUL 11 P 3:36
SUPERIOR COURT
SAN DIEGO COUNTY, CA

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5 Attorney for Plaintiff

7 SUPERIOR COURT OF THE STATE OF CALIFORNIA
8 COUNTY OF SAN DIEGO

9	CONRAD R. Murray)	CASE NUMBER D 445105 END
10)	
11	Plaintiff)	DECLARATION OF CONRAD R.
12	vs.)	MURRAY IN OPPOSITION TO OSC
13	NENITA C. MALIBIRAN)	TO DETERMINE ARREARS AND
14)	ATTORNEY FEES
15	Defendant)	DATE: JULY 17, 2000
16)	TIME: 9:00 A.M.
)	DEPT. f-5
)	San Diego Ca

17 1. I am the plaintiff in the above entitled action. The
18 facts set forth herein are within my own personal knowledge and, if
19 called as a witness, I can competently testify thereto.

20 2. Referring to the Declaration of defendant, I deny that I
21 have shown no interest in my child and that I have failed to make
22 any effort to have a relationship with him. To the extent that I
23 have not been able to see my child it is primarily because my time
24 has been expended in seeking employment and because I do not have
25 the money to travel to San Jose and travel to various locations to
26 seek employment.

27 3. Additionally, since I am residing in Las Vegas and my
28 attorney just returned, it is impossible for me to answer or admit

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1 whether or not defendant's accounting of the purported amounts paid
2 and due is correct.

3 4. I also deny that I am a medical doctor, board certified in
4 cardiology with a sub-specialty in the interventional cardiology.
5 As explained in detail in Declarations before the court and in
6 testimony, I am board certified in cardiology only. I have been
7 studying to obtain certification with this sub-specialty in
8 interventional cardiology.

9 6. I believe that my inability to find a permanent position
10 in Cardiology is because I am obligated to make it known that I am
11 pursuing certification in the sub-specialty of interventional
12 cardiology I do not have the ability to pay the support of my
13 children and abide by the order for attorneys' fees. I have not
14 chosen to ignore the court order.

15 7. I have suffered unemployment and other substantial
16 hardships since September 1999, which severely compromised my
17 ability to comply with the court's order for child support. I have
18 made every possible effort to comply with the court's order
19 however, due to numerous hardships encountered I developed
20 arrearages in child support. Because of the within mentioned
21 difficulties I encountered it would not be in the interest of
22 justice to grant the request made to the court against me.

23 Hardships include:

24 A. (1) Numerous student loans which are due and payable
25 with a total monthly payment of \$1322.69 (\$165,473.00 outstanding);
26 (2) a tax levy of \$7900.00 from the Federal Government
27 (arrangements are being made for repayment); (3) California state
28 tax levy requiring a monthly payment of \$1,98.00 for 30 months to

1 settle; (4) Minimum cost of seeking employment and interviewing
2 for \$3500-\$4000; (5) possibility of developing a solopractice
3 would include a minimal output of \$60,000.00 which would require
4 loans and will not show a profitable margin beyond 9 to 12 months;
5 (6) Malpractice insurance for a quote of \$19,500.00 annually; (7)
6 disability insurance \$9100 annually; (8) health insurance none
7 currently; (9) hospital privileges in the sum of \$1015.00 annually;
8 and (10) support of 3 other children other than current claimant.

9 b. To further add to my grave despair, is that I
10 currently have no vehicle that is operable for transportation. My
11 Lexus 400 has already undergone over \$6,000 worth of repair and
12 diagnostic work and is still not able to function, The car is
13 currently at the Lexus dealership where they are asking for an
14 additional \$3,900 worth of diagnostic work and repair. X am also
15 told by Lexus that there is no guarantee that the car will run or
16 run well after the additional work is completed, because they still
17 can not tell what is actually wrong with the vehicle, I am not in
18 a position to undertake a car note currently but if I am forced to
19 I may have no other choice, as an automobile is essential to my
20 performance for success, Based on the above, my expenses have grown
21 over and above those declared on, my last income declaration.

22 c. As a result I suffer a revolving monthly deficit of
23 approximately \$3,354.69 for at least five of the last ten months.

24 d. For the last five months, commencing February 1999, I
25 have earned zero dollars which further increased my deficit beyond
26 the above stated amount.

27 e. I was last able to work ^{fulltime} in ~~September~~ ^{August} 1999. My
28 primary support since then has been through personal family loans,

1 however this has now been affected due to terminal cancer of my
2 father. I cannot dictate or control the amount of these loans. As
3 a result, the funds which I initially depended on have been
4 diverted to assist with his health care.

5 8. I have and therefore continue to make every effort to
6 enhance my employability so that I can take care of these matters
7 promptly and efficiently. However, without gainfull employment this
8 hardship persists.

9 I declare under a penalty of perjury, pursuant to the laws of
10 the State of California, that the foregoing is true and correct.

11 Executed on July 11, 2000 at a Los Vegas, Nevada.

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14 Conrad R. Murray
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