

IN THE MONTGOMERY COUNTY, OHIO, COURT OF COMMON PLEAS
CIVIL DIVISION

LARRY C. JAMES, <i>et al.</i> ,	:	
	:	
Plaintiffs,	:	Case No. 2017 CV 00839
	:	
v.	:	
	:	
DAVID HOFFMAN, <i>et al.</i> ,	:	Judge Timothy N. O'Connell
	:	
Defendants.	:	

AFFIDAVIT OF

BARRY ANTON

In Support Of

**PLAINTIFFS' CONSOLIDATED MEMORANDUM IN OPPOSITION TO
DEFENDANTS' MOTIONS TO DISMISS FOR LACK OF PERSONAL JURISDICTION
AND FORUM NON CONVENIENS**

IN THE MONTGOMERY COUNTY, OHIO, COURT OF COMMON PLEAS
CIVIL DIVISION

LARRY C. JAMES, et. al.,

Plaintiffs,

vs.

DAVID HOFFMAN, et. al.,

Defendants

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CASE NO: 2017 CV 00839

Judge Timothy N. O'Connell

AFFIDAVIT OF BARRY ANTON

State of Washington)
) ss:
County of Pierce)

1. I, Barry Anton, having been first duly cautioned and sworn, state the following based upon personal knowledge:

2. I was President-elect of the American Psychological Association (APA) when the Board of Directors hired Mr. David Hoffman and Sidley Austin LLP to conduct the Independent Review, and I was President during the majority of time the review was being conducted. The original purpose of the review was to carefully consider the allegations in James Risen's book, "Pay Any Price: Greed, Power and Endless War," which alleges that APA colluded with the Bush administration, the CIA and the U.S. military to support torture during the war on terror and to ascertain the truth and factual accuracy of those allegations. There was no pending litigation threatened or other legislative threats of action related to these allegations.

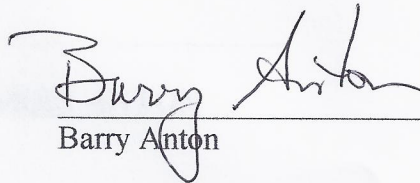
3. Plaintiffs have neither asked me to disclose any information I obtained which could be considered privileged or confidential. I was recused from much of the deliberations surrounding the Report, and all information contained in this affidavit is appropriately shared with the Court. I rotated off the Board of Directors at the end of 2016.

4. On July 3, 2015, an email was sent to me describing the secure website mechanism being utilized for delivery of the Report and instructions for how to access the Report, including testing the site in advance to assure access when the Report was delivered to it. The email further indicated that the Board of Directors (I believe referring only to those

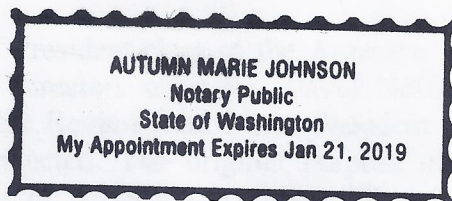
non-recused members of the Board) and the Council Leadership Team had already received the Report, and it was expected that the Report would be delivered to the Council of Representatives on Wednesday July 8.

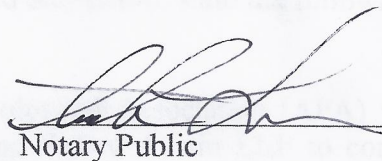
5. On July 8, I was traveling and unable to access the Report until I returned to my residence in Washington State on or about July 15. At that time, I read the Report at my kitchen table at home. I never received a hard copy of the Report. After I read the Report at the secure website, I did not engage in any APA Board discussions or deliberations about the Report until the APA Board and Council of Representatives meeting on August 5 and 7, 2015 in Toronto, a portion of which was attended by Mr. Hoffman.

FURTHER AFFIANT SAYETH NOT.


Barry Anton

Sworn and subscribed to before a notary public in the State of Washington, this
2 day of ~~April~~^{May} 2017.




Notary Public