

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

---

ERIC E. HOYLE

Plaintiff

vs.

**DECLARATION OF  
K. WADE EATON**

FREDERICK DIMOND, ROBERT DIMOND,  
and MOST HOLY FAMILY MONASTERY,  
a New York Not-for-Profit Corporation

**Index No. 08-cv-00347-JTC**

Defendants

---

K. WADE EAOTN, under the penalties of perjury, states the following:

1. I represent the plaintiff in this action and submit this declaration in opposition to the defendants' motion for summary judgment.
2. Attached hereto as Exhibit A is a true transcript of the examination before trial of the defendant Frederick Dimond conducted by me on March 9, 2011.

Dated: February 24, 2012

*K. Wade Eaton*

K. Wade Eaton