

AFFIDAVIT

STATE OF FLORIDA)
COUNTY OF PASCO)

ON THIS DAY, personally appeared before me, the undersigned individual, DAVID [REDACTED], who first being duly sworn, deposes and says as follows:

1. My name is David [REDACTED], I am over the age of 18 years old, and I have knowledge of the statements in this Affidavit.
2. My address is [REDACTED], New Port Richey, FL 34652
3. On or about December 16, 2006, I was traveling directly behind a motorcycle as we proceeded east on Trouble Creek Road through the intersection of U.S. 19, in New Port Richey, FL.
4. As we approached the entrance to Sam's Club, a Lincoln Towne Car, leaving the Sam's Club parking lot, started to turn left in an apparent effort to enter westbound Trouble Creek. As the Towne Car entered the eastbound lane, which was occupied by the motorcycle I was following, it abruptly stopped, and then momentarily jumped forward a second time.
5. The operator of the motorcycle, who I understand to be Mr. [REDACTED], reacted to the Towne Car entering his lane by braking, at which time the bike went over. Mr. [REDACTED] was not speeding or otherwise doing anything reckless.
6. The operator of the motorcycle had no good option to avoid an accident, as there was a vehicle traveling west on Trouble Creek (preventing a swerve in front of the Towne Car), and vehicles behind the Towne Car (preventing a swerve behind said car).
7. At some point after the accident, a [REDACTED] adjuster/investigator came to my home at dinner time, completely unannounced, just as my wife and I were about to eat. As she took my statement, it was apparent to me that she was attempting to steer the line of questions in a manner that would create fault on the part of the motorcycle operator, which made me uncomfortable. Looking back on that statement taken by [REDACTED] agent, I regret allowing the investigator to influence the conversation.
8. I have no bias in this case, do not know personally any of the parties, nor any of the attorneys and/or adjusters.
9. Attorney Scott McPherson contacted me recently to ask about my version of the accident, disclosing that he represented the person on the motorcycle. He did


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relate to me that there was an issue as to fault in this case, but he did not attempt to influence me.

11. In my opinion, Mr. [REDACTED] did nothing improper, and had no fault in this accident. The accident was caused entirely by the operator of the Lincoln Towne Car, who pulled into Mr. [REDACTED]'s lane of traffic.


FURTHER AFFIANT SAYETH NOT.

Dated this 27 day of September, 2007.



David [REDACTED]

Sworn to and subscribed before me, DAVID [REDACTED], who is personally known to me, this 27th day of September, 2007.



Notary Public – State of Florida
My Commission Expires:

[REDACTED]

M.A.C