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2 R. Brent Wisner, Esq. (SBN: 276023)
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5 12100 Wilshire Blvd. Suite 950
6 Los Angeles, CA 90025
7 Telephone: (310) 207-3233
8 Facsimile: (310) 820-7444

9 David Dickens (*pro hac vice*)
10 The Miller Firm, LLC
11 108 Railroad Ave.
12 Orange, VA 22960
13 (540) 672-4224 phone; (540) 672-3055 fax
14 ddickens@millerfirmllc.com

15 *Attorneys for Plaintiff*
16 DEWAYNE JOHNSON

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN FRANCISCO

DEWAYNE JOHNSON,

Plaintiff,

v.

MONSANTO COMPANY

Defendants.

Case No. CGC-16-550128

**DECLARATION OF PEDRAM
ESFANDIARY IN SUPPORT OF
PLAINTIFF'S MOTION TO ALLOW LIVE
VIDEO TESTIMONY AT TRIAL**

Hon. Suzanne R. Bolanos

Department: 504

I, Pedram Esfandiary, declare as follows:

1. I am an attorney duly admitted to practice before this Court. I am an attorney with Baum, Hedlund, Aristei & Goldman, P.C., attorneys of record for Plaintiff Dewayne Lee Johnson. I submit this Declaration in support of Plaintiff's Motion to Permit the Live Testimony of Dr. Donna Farmer.

1 2. Attached hereto as **Exhibit 1** is a true and correct copy of an email from Dr. Donna Farmer,
2 dated 09/21/2009.

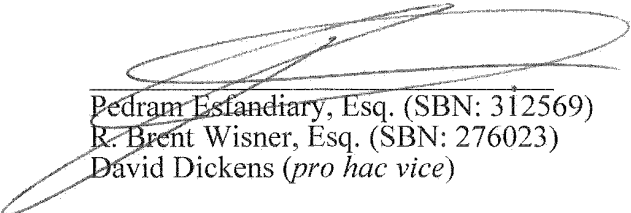
3 3. Attached hereto as **Exhibit 2** is a true and correct copy of the SUBP-001 Subpoena to
4 Appear at Trial.

5 4. Attached hereto as **Exhibit 3** are true and correct copies of the Miscellaneous Petition to
6 issue a Rule 57 Subpoena under the Missouri Supreme Court Rules; accompanying California SUBP-
7 001 Subpoena; Order Granting Rule 57 Miscellaneous Petition; and a valid Missouri Civil Subpoena to
8 Appear for Testimony.

9 5. Attached hereto as **Exhibit 4** is a true and correct copy of Affidavit of Personal Service of
10 Civil Subpoena.

11 I declare under penalty of perjury under the laws of the State of California that the foregoing is
12 true and correct, and that this declaration was executed on June 21, 2018, at San Francisco, California.

13
14 Dated: June 21, 2018

15
16 
17 Pedram Esfandiary, Esq. (SBN: 312569)
18 R. Brent Wisner, Esq. (SBN: 276023)
19 David Dickens (*pro hac vice*)

20 *Attorneys for Plaintiff*
21 *DEWAYNE JOHNSON*
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EXHIBIT 1

Message

From: FARMER, DONNA R [AG/1000] [/O=MONSANTO/OU=NA-1000-01/CN=RECIPIENTS/CN=180070]
Sent: 9/21/2009 5:12:07 PM
To: COMBEST, JOHN C [AG/1000] [john.c.combest@Monsanto.com]
Subject: RE: Roundup article in Fremantle Herald

I didn't find anything on the Australian site either ...however take this question 5. It is not Roundup that is taken up it is glyphosate. It stops the synthesis of 3 amino acids (they are used to make proteins) and this "process" is also found in microbes and fungi.

5. How does Roundup work?

Roundup is taken up through the leaves and moves in the sap flow throughout the plant. It stops the production of proteins so that the plant starves. This process is found only in plants; Roundup has extremely low toxicity to humans and wildlife.

Or this - you cannot say that Roundup does not cause cancer..we have not done carcinogenicity studies with "Roundup".

2. Will Roundup harm my family or me?

Based on the results of short term and long term testing, it can be concluded that Roundup poses no danger to human health when used according to label directions. In long term exposure studies of animals, Roundup did not cause cancer, birth defects or adverse reproductive changes at dose levels far in excess of likely exposure.

I will follow up with the Monsanto folks who interface with Scotts...they are aware that Scotts does these things.

Donna

-----Original Message-----

From: COMBEST, JOHN C [AG/1000]
Sent: Monday, September 21, 2009 11:07 AM
To: FARMER, DONNA R [AG/1000]
Subject: RE: Roundup article in Fremantle Herald

I did not find any reference on their main (US) page to "biodegradable."

-----Original Message-----

From: FARMER, DONNA R [AG/1000]
Sent: Monday, September 21, 2009 11:06 AM
To: COMBEST, JOHN C [AG/1000]
Subject: RE: Roundup article in Fremantle Herald

Did you find the link?

This is to their Q&A and I can tell you they have a number of things that are not acceptable.
<http://www.scottsaustralia.com.au/FAQs/Roundup>

-----Original Message-----

From: COMBEST, JOHN C [AG/1000]
Sent: Monday, September 21, 2009 8:11 AM
To: PERSON, JANICE L [AG/1030]; FARMER, DONNA R [AG/1000]; HELSCHER, THOMAS M [AG/1000]
Subject: Fw: Roundup article in Fremantle Herald

Janice and Donna,

Here's the Australian thread, to the latest message.

John

----- Original Message -----

From: LEADER, MICHAEL [AG/5020]
To: ANDERSON, NEIL J [AG/5020]; MCNAUGHTON, HONI JANINE [AG/5020]; MCGREGOR, JOHN [AG/5020]; HELSCHER, THOMAS M [AG/1000]



MONGLY01192115

Cc: MCLEAN, KERYN [AG/5020]; TAYLOR, IAN N [AG/5020]; ARMSTRONG, JANICE M [AG/5340]; COMBEST, JOHN C [AG/1000]

Sent: Mon Sep 21 00:08:56 2009

Subject: RE: Roundup article in Fremantle Herald

Thanks Neil. Honi has already have pointed out the flaws in the studies, but there can't be any harm in doing so again. Studies on the safety of Roundup is a good approach, but I believe there are also some on glyphosate's benefits for the environment (even if the surfactant is not biodegradable). It's a shame the Scott's guy is blaming us too!!

Cheers

Michael

Michael Leader

Corporate and Regulatory Affairs Lead, Australia/New Zealand

Level 12, 600 St Kilda Road; Melbourne VIC 3004

Email: michael.leader@monsanto.com

Ph: +61 [REDACTED] | Mob: +61 [REDACTED] | Fax: +61 [REDACTED]

<<http://www.monsanto.com.au/>>

From: ANDERSON, NEIL J [AG/5020]

Sent: Monday, September 21, 2009 12:39 PM

To: MCNAUGHTON, HONI JANINE [AG/5020]; MCGREGOR, JOHN [AG/5020]; HELSCHER, THOMAS M [AG/1000]

Cc: LEADER, MICHAEL [AG/5020]; MCLEAN, KERYN [AG/5020]; TAYLOR, IAN N [AG/5020]; ARMSTRONG, JANICE M [AG/5340]; COMBEST, JOHN C [AG/1000]

Subject: RE: Roundup article in Fremantle Herald

Hi Honi

The reporter has printed the correct information that "Glyphosate is biodegradable but the surfactant is not". However, then she goes into a sensationalism mode quoting "studies" that suggest Roundup is not safe, which is probably derived from her interview of the Fremantle activist. I feel the response to FH needs to reiterate that her statement on biodegradability is correct, reiterate that Roundup is safe (and provide references), and if there are flaws in any of the studies quoted, point out these flaws.

Neil Anderson

QA & Formulations Lead, Asia Pacific

Monsanto Australia Ltd

Mobile phone: International [REDACTED]; Australia [REDACTED]

From: MCNAUGHTON, HONI JANINE [AG/5020]

Sent: Monday, September 21, 2009 10:56 AM

To: MCGREGOR, JOHN [AG/5020]; ANDERSON, NEIL J [AG/5020]; HELSCHER, THOMAS M [AG/1000]

Cc: LEADER, MICHAEL [AG/5020]; MCLEAN, KERYN [AG/5020]; TAYLOR, IAN N [AG/5020]; ARMSTRONG, JANICE M [AG/5340]; COMBEST, JOHN C [AG/1000]

Subject: Roundup article in Fremantle Herald

Importance: High

Hi John and Neil

MONGLY01192116

The article in question has appeared in the Fremantle Herald as expected.

We need to think about our response. Possible suggestions:

- Letter from Scott's to the FH reiterating the correct information
- Letter from Monsanto to FH reiterating the safety of Roundup, etc

We may also need to compose a letter to all of Scott's Roundup customers (in WA) dismissing the allegations in the article. FH has a circulation of 20,000. However, the FTO concern is here in WA during this critical time.

· Keryn: You may want to contact DAFWA and other stakeholders as well as growers to explain what we plan to do.

- Ian: GSWG letter reiterating the safety of glyphosate from Steve Powles

Any actions and responses will need to be cleared with the US.

We will need to have a phone call about this including Scotts.

Please let me know your thoughts. I think you'll agree we need to jump on this.

Honi

Honi McNaughton
Public Affairs Manager

Monsanto Australia
PO Box 6051
St Kilda Central
Vic 3008
Office: (03) [REDACTED]
Fax: (03) [REDACTED]
Mobile: [REDACTED]
<<http://www.monsanto.com.au/>>

Monsanto Twitter: <http://www.twitter.com/monsantoco> <<http://www.twitter.com/monsantoco>>

Monsanto's Blog: Monsanto According to Monsanto <<http://www.monsantoblog.com/>>

Monsanto For the Record: http://www.monsanto.com/monsanto_today/for_the_record/default.asp
<http://www.monsanto.com/monsanto_today/for_the_record/default.asp>

EXHIBIT 2

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Pedram Esfandiary, SBN: 312569, 12100 Wilshire Blvd., Suite 950, Los Angeles, CA, 90007 TELEPHONE NO.: (310) 207-3233 FAX NO.: (310) 820-7444 ATTORNEY FOR (Name): Dewayne Lee Johnson	FOR COURT USE ONLY CASE NUMBER: CGC-16-550128
NAME OF COURT: Superior Court for the County of San Francisco STREET ADDRESS: 400 McAllister St, San Francisco, CA 94102 MAILING ADDRESS: 400 McAllister St, San Francisco, CA 94102 CITY AND ZIP CODE: San Francisco, 94102 BRANCH NAME: N/A	
PLAINTIFF/ PETITIONER: Dewayne Lee Johnson DEFENDANT/ RESPONDENT: Monsanto Company	
CIVIL SUBPOENA For Personal Appearance at Trial or Hearing	

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of witness, if known):
 Donna Farmer, Monsanto Company, 800 North Lindbergh Blvd. St. Louis, MO, 63167, 314-694-1000

1. **YOU ARE ORDERED TO APPEAR AS A WITNESS** in this action at the date, time, and place shown in the box below
UNLESS you make an agreement with the person named in item 2:

a. Date: Monday, July 2, 2018 Time: 9:00 a.m. <input checked="" type="checkbox"/> Dept.: 206 <input type="checkbox"/> Div.: <input type="checkbox"/> Room:			
b. Address: Superior Court for the County of San Francisco, 400 McAllister St, San Francisco, CA 94102			

2. **IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:**

a. Name of subpoenaing party or attorney:	b. Telephone number:
Pedram Esfandiary	(310) 207-3233

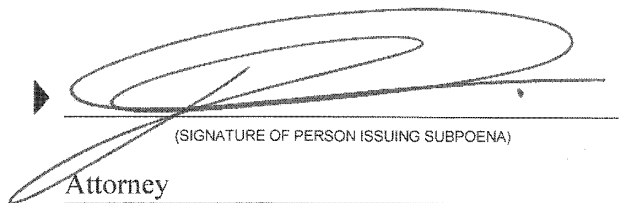
3. **Witness Fees:** You are entitled to witness fees and mileage actually traveled both ways, as provided by law, if you request them at the time of service. You may request them before your scheduled appearance from the person named in item 2.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: Monday June 18, 2018

Pedram Esfandiary

(TYPE OR PRINT NAME)


 (SIGNATURE OF PERSON ISSUING SUBPOENA)
 Attorney
 (TITLE)

Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least 5 days before the date on which you are to appear. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for Request for Accommodations by Persons With Disabilities and Order (form MC-410). (Civil Code, § 54.8.)



(Proof of service on reverse)

Page 1 of 2

PLAINTIFF/PETITIONER: Dewayne Lee Johnson

CASE NUMBER:

DEFENDANT/RESPONDENT: Monsanto Company

CGC-16-550128

**PROOF OF SERVICE OF CIVIL SUBPOENA
FOR PERSONAL APPEARANCE AT TRIAL OR HEARING**

1. I served this *Civil Subpoena for Personal Appearance at Trial or Hearing* by personally delivering a copy to the person served as follows:

a. Person served (*name*):

b. Address where served:

c. Date of delivery:

d. Time of delivery:

e. Witness fees (*check one*):

- (1) ☐ were offered or demanded
and paid. Amount: \$ _____
- (2) ☐ were not demanded or paid.

f. Fee for service: \$ _____

2. I received this subpoena for service on (*date*):

3. Person serving:

- a. ☐ Not a registered California process server.
- b. ☐ California sheriff or marshal.
- c. ☐ Registered California process server.
- d. ☐ Employee or independent contractor of a registered California process server.
- e. ☐ Exempt from registration under Business and Professions Code section 22350(b).
- f. ☐ Registered professional photocopier.
- g. ☐ Exempt from registration under Business and Professions Code section 22451.
- h. Name, address, telephone number, and, if applicable, county of registration and number:

I **declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:



(SIGNATURE)

(For California sheriff or marshal use only)

I **certify** that the foregoing is true and correct.

Date:



(SIGNATURE)

EXHIBIT 3

IN THE CIRCUIT COURT FOR THE COUNTY OF ST. LOUIS
STATE OF MISSOURI

IN RE: Matter of)	
)	
Dewayne Lee Johnson)	Cause No.
)	
Petitioner.)	Division No.

MISCELLANEOUS PETITION

COMES NOW Dewayne Lee Johnson ("Plaintiff"), by and through his undersigned attorneys, and for his Miscellaneous Petition states to the Court as follows:

1. Dewayne Lees Johnson is a resident of Vallejo, California and is in trial against Monsanto Company in San Francisco, California commencing on June 18, 2018. *Johnson v. Monsanto Company* (Super. Ct. for the County of San Francisco, CGC-16-550128).
2. Plaintiff seeks to compel the testimony of Dr. Donna Farmer, Product Protection and Nutrition Lead for Monsanto, at trial.
3. Plaintiff seeks to compel via the attached subpoena pursuant to Rule 57 and RSMO 492.100 the testimony of Dr. Donna Farmer via video conference on July 2, 2018.
4. Plaintiff seeks an Order from this Court compelling Dr. Donna Farmer to appear on July 2, 2018 at the offices of O'Leary, Shelton, Corrigan, Peterson, Dalton & Quillin, LLC, located at 1034 S. Brentwood Blvd., St. Louis, Missouri 63117 to testify live at trial via video conference pursuant to **Exhibit 1**, according to the Missouri Rules of Civil Procedure. (See **Exhibit 1**, to be served upon Dr. Farmer).

WHEREFORE, Dewayne Lee Johnson, by and through his undersigned attorneys, hereby

requests this Court order issuance of a Subpoena that requires Dr. Donna Farmer to appear at the offices of O'Leary, Shelton, Corrigan located at 1034 S. Brentwood Blvd., St. Louis, Missouri 63117 on July 2, 2018, at 11 a.m. CT / 9:00 a.m. PT for testimony via video conference as designated in the subpoena (the time set forth in **Exhibit 1** is 9:00 a.m. PT).

**O'LEARY, SHELTON, CORRIGAN,
PETERSON, DALTON & QUILLIN, LLC**

By /s/James T. Corrigan
James T. Corrigan, #45127
1034 S. Brentwood Blvd.
Penthouse 1-A, 23rd Floor
St. Louis, Mo 63117
(314) 405-9000 telephone
(314) 405-9999 facsimile
corrigan@osclaw.com
Attorneys for Petitioner

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Pedram Esfandiary, SBN: 312569, 12100 Wilshire Blvd., Suite 950, Los Angeles, CA, 90007		FOR COURT USE ONLY
TELEPHONE NO.: (310) 207-3233 FAX NO.: (310) 820-7444 ATTORNEY FOR (Name): Dewayne Lee Johnson		
NAME OF COURT: Superior Court for the County of San Francisco STREET ADDRESS: 400 McAllister St, San Francisco, CA 94102 MAILING ADDRESS: 400 McAllister St, San Francisco, CA 94102 CITY AND ZIP CODE: San Francisco, 94102 BRANCH NAME: N/A		
PLAINTIFF/ PETITIONER: Dewayne Lee Johnson DEFENDANT/ RESPONDENT: Monsanto Company		
CIVIL SUBPOENA For Personal Appearance at Trial or Hearing		CASE NUMBER: CGC-16-550128

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of witness, if known):
 Donna Farmer, Monsanto Company, 800 North Lindbergh Blvd. St. Louis, MO, 63167, 314-694-1000

1. **YOU ARE ORDERED TO APPEAR AS A WITNESS** in this action at the date, time, and place shown in the box below
UNLESS you make an agreement with the person named in item 2:

a. Date: Monday, July 2, 2018 Time: 9:00 a.m.	<input checked="" type="checkbox"/> Dept.: 206	<input type="checkbox"/> Div.:	<input type="checkbox"/> Room:
b. Address: Superior Court for the County of San Francisco, 400 McAllister St, San Francisco, CA 94102			

2. **IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:**

a. Name of subpoenaing party or attorney: Pedram Esfandiary
 b. Telephone number: (310) 207-3233

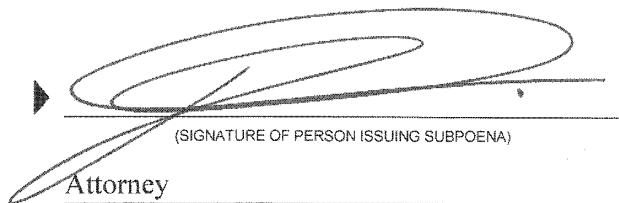
3. **Witness Fees:** You are entitled to witness fees and mileage actually traveled both ways, as provided by law, if you request them at the time of service. You may request them before your scheduled appearance from the person named in item 2.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: Monday June 18, 2018

Pedram Esfandiary

(TYPE OR PRINT NAME)


 (SIGNATURE OF PERSON ISSUING SUBPOENA)

Attorney

(TITLE)

Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least 5 days before the date on which you are to appear. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for Request for Accommodations by Persons With Disabilities and Order (form MC-410). (Civil Code, § 54.8.)



(Proof of service on reverse)

Page 1 of 2

PLAINTIFF/PETITIONER: Dewayne Lee Johnson

CASE NUMBER:

DEFENDANT/RESPONDENT: Monsanto Company

CGC-16-550128

**PROOF OF SERVICE OF CIVIL SUBPOENA
FOR PERSONAL APPEARANCE AT TRIAL OR HEARING**

1. I served this *Civil Subpoena for Personal Appearance at Trial or Hearing* by personally delivering a copy to the person served as follows:

a. Person served (*name*):

b. Address where served:

c. Date of delivery:

d. Time of delivery:

e. Witness fees (*check one*):

- (1) ☐ were offered or demanded
and paid. Amount: \$ _____
- (2) ☐ were not demanded or paid.

f. Fee for service: \$ _____

2. I received this subpoena for service on (*date*):

3. Person serving:

- a. ☐ Not a registered California process server.
- b. ☐ California sheriff or marshal.
- c. ☐ Registered California process server.
- d. ☐ Employee or independent contractor of a registered California process server.
- e. ☐ Exempt from registration under Business and Professions Code section 22350(b).
- f. ☐ Registered professional photocopier.
- g. ☐ Exempt from registration under Business and Professions Code section 22451.
- h. Name, address, telephone number, and, if applicable, county of registration and number:

I **declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:



(SIGNATURE)

(For California sheriff or marshal use only)

I **certify** that the foregoing is true and correct.

Date:



(SIGNATURE)

IN THE CIRCUIT COURT FOR THE COUNTY OF ST. LOUIS
STATE OF MISSOURI

IN RE: Matter of

Dewayne Lee Johnson

Petitioner.

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Cause No.

Division No.

FILED

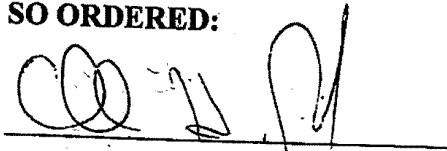
JUN 19 2018

JOAN M. GILMER
CIRCUIT CLERK, ST. LOUIS COUNTY

ORDER

Pursuant to Rule 57, and the Petitioner's Miscellaneous Petition for Issuance of Subpoena for Dr. Donna Farmer to appear for testimony, this Court hereby order grants Plaintiff's Miscellaneous Petition and hereby orders that a Subpoena for Dr. Donna Farmer to appear at the offices of O'Leary, Shelton, Corrigan located at 1034 S. Brentwood Blvd., St. Louis, Missouri 63117 on July 2, 2018 at 11 a.m. CT / 9:00 a.m. PT for testimony via video conference as designated in the subpoena (the time set forth in **Exhibit 1** is 9:00 a.m. PT)..

SO ORDERED:



DATE:

6-19-18

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI
SUBPOENA

(Order to Appear and Produce Documents)

In Re: Matter of Dewayne Lee Johnson

Plaintiff/Petitioner

James T. Corrigan

O'Leary, Shelton, Corrigan, Peterson, Dalton & Quillin, LLC

1034 S. Brentwood Blvd., 23rd Fl., St. Louis, MO 63117

(314) 405-9000

Attorney for Plaintiff/Petitioner

Defendant/Respondent

() _____
Attorney for Defendant/Respondent

TO: Dr. Donna Farmer, Monsanto Company



Case Number 18SL-CC02418

Division 18

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Circuit Clerk's Office at 314/615-8029, Fax 314/615-8739, or TTY 314/615-4567, at least three business days in advance of the court proceeding.

YOU ARE COMMANDED TO APPEAR BEFORE THE ST. LOUIS COUNTY CIRCUIT COURT

☐ Courthouse
105 South Central Ave.
Clayton, Missouri 63105

☐ Justice Center
100 S. Central Ave.
Clayton, MO 63105

Date July 2, 2018
Time 11:00 a.m. CT
~~1034 S. Brentwood Blvd., 23rd Fl., St. Louis, MO 63117~~

and thereafter from time to time until the case be disposed of or you are finally discharged.

☒ To testify on behalf of Petitioner for Dewayne Lee Johnson v. Monsanto Company matter pending in Superior Court of San Francisco County, California, Case No. CGC-16-550128

☐ To produce the following: _____



WITNESS, Joan M. Gilmer, Clerk of Circuit Court with the seal thereof hereto affixed, at the office of the County of St. Louis, on _____, 201 _____.

JOAN M. GILMER, Circuit Clerk

The attorney or party requesting attendance of witness:

☐ The date and hour that your testimony shall be required cannot be stated with certainty. Therefore, you are directed to telephone _____ at _____ between the hours of 9:00 a.m. and 5:00 p.m. on _____, 201 _____, at which time you will be further instructed concerning your appearance. Such instruction may require that you appear on a subsequent date, without further personal service.

OFFICER'S RETURN

Served a copy hereof, in the County of St. Louis, Missouri, on _____, 201_____
(by reading same) (by delivering a true copy) to the within named witness.

To summoning the witness \$ _____

To the return of non est on this subpoena \$ _____

To _____ miles traveled serving this subpoena. \$ _____

TOTAL FEES \$ _____

JIM BUCKLES, Sheriff

By _____
Deputy

INSTRUCTIONS TO APPLY FOR WITNESS FEE

After the witness testified or has been dismissed, the witness shall take this copy to the Office of the Circuit Clerk, on Street Level, or the appropriate Division Clerk, for entry on the books as provided by law. Otherwise, witness fees cannot be taxed. If the Office of the Circuit Clerk is closed, see the Courtroom Clerk.

TO: _____

WITNESS CLAIM

I hereby certify that I am entitled to _____ days and _____ miles traveled for service as a witness under this subpoena.

Witness Signature

Subscribed and sworn before me and entered this _____ day of _____, 201_____.

JOAN M. GILMER, Circuit Clerk

By _____
Deputy

EXHIBIT 4

IN THE CIRCUIT COURT OF THE 21ST JUDICIAL CIRCUIT OF MISSOURI FOR SAINT LOUIS COUNTY

MATTER OF DEWAYNE LEE JOHNSON

Case No.: 18SL-CC02418

Plaintiff

v.

Defendant

AFFIDAVIT OF PERSONAL SERVICE

That I, John G Houseman hereby solemnly affirm under penalties of perjury and upon personal knowledge that the contents of the following document are true and do affirm I am a competent person over 18 years of age, not a party to this action and that I am certified and in good standing and/or authorized to serve process in the Judicial Circuit in which the process was served.

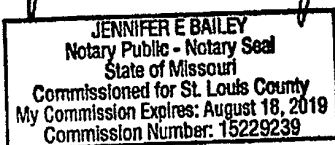
That on 6/20/2018 at 8:00 PM at [REDACTED] I served DR. DONNA FARMER with the following list of documents: Civil Subpoena by then and there personally delivering a true and correct copy of the documents into the hands of and leaving with DR. DONNA FARMER.

That the description of the person actually served is as follows: Gender: Female Race: white Age: 55 Height: Weight: 120 Hair: red Eyes: blue Marks: Postive ID with picture. Wearing glasses.

That I asked the person spoken to whether the Servee was in the active duty military service of the United States or in the state in which this service was made and was told [] No they were not [] Yes they are [] No answer was given.

That the fee for this Service is \$ 475.00

Jennifer E. Bailey



[Signature]
John G Houseman
Contracted by Captured Investigative Agency
8235 Forsyth Blvd., STE 282
Clayton, MO 63105
(314) 392-3205

6/21/18

Executed On:



Order #: 8649
WAYNE LEE JOHNSON

1 **PROOF OF SERVICE**

2 I, Curtis G. Hoke, declare as follows:

3 I am a citizen of the United States and am employed in Orange County, Virginia. I am over the
4 age of eighteen years and not a party to the within action. My business address is 108 Railroad
5 Avenue, Orange, Virginia 22960. On June 22, 2018 _____, I served the following
6 documents by the method indicated below:

7 **DECLARATION OF PEDRAM ESFANDIARY IN SUPPORT OF PLAINTIFF'S**
8 **MOTION TO ALLOW LIVE VIDEO TESTIMONY AT TRIAL**

9
10
11
12
13
14
15 ☒ **By Electronically Serving** the document(s) described above via LexisNexis File & Serve
16 by 7:00 p.m. Pacific Standard Time on all parties appearing on the LexisNexis File & Serve
17 service list.

18 **SEE ATTACHED SERVICE LIST**

19 I declare under penalty of perjury under the laws of the State of California that the above
20 is true and correct.

21 Executed on this June 22, 2018 at Orange, Virginia.

22
23 

24 Curtis G. Hoke,
25 Declarant

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Johnson v. Monsanto Company, et al.
San Francisco Superior Court Case No.: CGC-16-550128

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