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7 and Douglas J. Frye

8 **UNITED STATES DISTRICT COURT**  
9 **FOR THE DISTRICT OF NEVADA**

10 FRIENDLY CAPITAL PARTNERS, L.P., a  
California Limited Partnership,

Case No. 3:07-cv-00250-ECR-VPC

11  
12 Plaintiff,

13 vs.

**DECLARATION OF ADAM G. LANG  
IN SUPPORT OF FRIENDLY  
CAPITAL PARTNERS, L.P.'s,  
ETREPPID TECHNOLOGIES, LLC'S,  
AND WARREN TREPP'S MOTION  
TO STRIKE PORTIONS OF  
COUNTERCLAIM**

14 DENNIS MONTGOMERY, BRENDA  
15 MONTGOMERY, and the MONTGOMERY  
FAMILY TRUST, a California trust, and DOES 1  
16 through 10, individually

17 Defendant

18  
19 DENNIS MONTGOMERY, BRENDA  
20 MONTGOMERY, and the MONTGOMERY  
FAMILY TRUST,

21 Counterclaimants,

22 vs.

23 FRIENDLY CAPITAL PARTNERS, L.P., a  
California Limited Partnership; WARREN  
24 TREPP, an individual, ETREPPID  
TECHNOLOGIES, LLC, a Nevada Limited  
25 Liability Company, DOUGLAS J. FRYE, an  
individual, and DOES 1 – 10 inclusive.

26 Counterdefendants.  
27  
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