

District Court, City & County of Denver, Colorado
1437 Bannock Street
Denver, CO 80202

Plaintiff: Ward Churchill,

v.

Defendants: University of Colorado,
Regents of the University of Colorado, a Colorado
body corporate

▲ COURT USE ONLY ▲

Case No. 06CV11473

Div.: 6

AFFIDAVIT OF BETHANY R. NEWILL

I, Bethany R. Newill swear that the following is true and correct to the best of my knowledge and information:

1. My name is Bethany Newill. I am over the age of twenty-one and am otherwise competent to testify. I make the following statements based on my personal knowledge.
2. I was a Juror in the Ward Churchill trial which lasted approximately four weeks.
3. Every Juror, except one, wanted to give Churchill some amount of money. In the end, the Jury compromised and gave Churchill \$1.00 because Churchill said that this case was not about the money, but instead that he wanted his job back. The Jury did not award \$1.00 because we believed that Churchill did not suffer "actual damages."
4. Only one Juror asked Juror Question #2. This Juror then asked Juror Question #3 because she wanted to stop deliberating and leave the Jury because she was the only Juror that did not want to award significant money.
5. We found that Churchill did not suffer economic harm because he was paid for a year after he was fired. It was difficult for us to put a value on Churchill's emotional distress, and in the end, we listened to Churchill's testimony and hoped that the Judge would give him his job back or give him some compensation.

6. Question #2 on the Verdict form was the easiest for the Jury to answer. It was very obvious to the Jury that Churchill was harmed by the University of Colorado.

7. A majority of the Jurors thought that the academic misconduct charges were not valid. We felt that the procedures afforded to Churchill by the University of Colorado, before his termination, were biased. In fact, during our deliberations, we listed every witness that testified at trial, and determined that the majority of the University of Colorado's witnesses were biased and dishonest. The procedures afforded to Churchill by the University of Colorado, especially the P&T Hearings and the hearing given by the Regents, were unfair and biased. Clearly, a majority of the people sitting on the various committees were biased against Churchill.

8. I feel that my time was wasted being a Juror, and I feel that the Jury's verdict was disrespected because the Judge did not follow what the Jury found. I am frustrated that I sat through the entire trial and our pronouncements were ignored by the Judge.

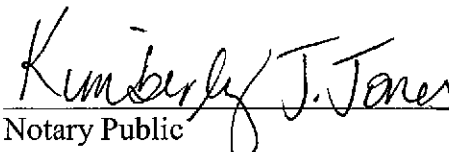
9. I give Churchill's attorneys permission to use this affidavit.

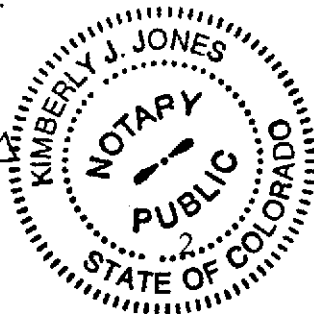
DATED this 17 day of July 2009.


Bethany R. Newill

STATE OF COLORADO)
) ss.
COUNTY OF DENVER)

Subscribed and sworn to before me by Bethany R. Newill this 17th day of July 2009.
Witness my hand and official seal:


Notary Public



9/16/2010
Commission Expires