

FILED

12 JUN 29 AM 11:21

THE HONORABLE CAROL SCHAPIRA

MOTION NOTED FOR ORAL ARGUMENT ON JULY 10, 2012 AT 3:30 PM

SUPERIOR COURT CLERK

E-FILED

CASE NUMBER: 12-2-21829-3 SEA

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KING

GEOFF TATE and SUSAN TATE, a married couple,

Plaintiffs,

v.

EDDIE JACKSON and TERESA GOLDEN-JACKSON, a married couple; SCOTT ROCKENFIELD and MISTY ROCKENFIELD, a married couple; MICHAEL WILTON and KERRIE LYNN WILTON, a married couple; TRI-RYCHE, CORPORATION, a Washington corporation; QUEENSRYCHE MERCHANDISING, INC., a Washington corporation; and MELODISC LTD., a Washington corporation,

Defendants.

Case No. 12-2-21829-3 SEA

DECLARATION OF JASON SLATER

I, Jason Slater declare as follows:

1. I first worked with Queensryche on their *Operation Mindcrime II* CD. When I met the band everyone seemed enthusiastic about making the CD, but as we began working none of the band members except for Geoff Tate were interested in contributing, showing up for recording sessions or participating in any fashion. On several occasions studio time was arranged but none of the band members showed up. This left myself, Geoff Tate, and Mike Stone to write and record the record the record. Every attempt was made to include the band.

DECLARATION OF JASON SLATER

1

**Veris Law Group PLLC**

1809 Seventh Avenue, Suite 1400

Seattle, Washington 98101

TEL 206.829.9590 FAX 206.829.9245

1 They received copies of the songs after they were written and time was set aside for them to  
2 come in and record. We scheduled two weeks at a local studio to record Michael Wilton.  
3 When he showed up he hadn't learned any of the songs, so all the time was spent trying to  
4 teach him the songs so he could record them. In the end he wasn't capable of performing any  
5 of the songs accurately enough to be used on the record. In the end we had no guitars from  
6 Mike that could be used. The guitars on the record were played by Mike Stone, a session  
7 guitarist and myself.

8 2. Scott Rockenfield did not participate in the making of the record at all, and a  
9 session drummer was brought in to play on the record, I don't believe he listened to any of the  
10 music until after the record was completed.

11 3. We had Eddie Jackson come to the SF bay area, where Geoff and I were  
12 finishing recording the vocals and mixing the record, with the intent of recording his bass  
13 parts. Again, he hadn't learned the songs and we spent 10 days trying to get professional  
14 recordings but couldn't get much that could be added to the songs, so I played the majority of  
15 the bass on the record.

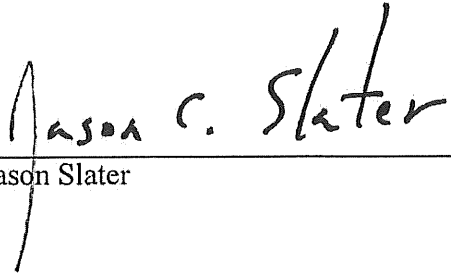
16 4. The members of the band bad mouthed the record to the press and important  
17 people in the industry until they saw the record getting favorable reviews, at that point they  
18 started taking credit for all the work that was done in their absence.

19 5. The next full length record I worked on with them was *American Soldier*. The  
20 band was supposed to submit songs they had written and we were supposed to start recording  
21 as songs came in. It quickly became apparent that they were again going to leave all the work  
22 to Geoff as nobody submitted any songs. Geoff and I wrote all but two songs on the record,  
23 the other two came from outside writers. The band did play on this record, but put the  
24 minimum amount of effort into it. They did nothing beyond copying the performances Geoff  
25 and I recorded on the songwriting demo's.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

6. As the producer of over 20 major label records, countless independent releases and several film scores, my opinion of the process wasn't that of working with a band, but that of working with a solo artist and some mediocre hired musicians.

I declare under penalty of perjury of the laws of the State of Washington this 22nd day of June, 2012 that the foregoing is true and correct.

  
\_\_\_\_\_  
Jason Slater

4820-6970-9584, v. 1