

COPY

STATE OF RHODE ISLAND
PROVIDENCE, S.C.

SUPERIOR COURT

deWeldon, LTD., CARLO A. CIOFFI,
CRAIG F. RAPOSA and KEVIN A.
McKENNA,

Plaintiff,

v.

C.A.No.: 94-3884

REMINGTON BEACON ROCK
ASSOCIATES, INC., ANDREW
PANTELEAKIS and PETER DAILEY,

Defendants.

DECLARATION OF FELIX deWELDON

I, FELIX deWELDON, hereby state and declare as follows:

1. That I have personal knowledge of all of the facts stated in the following declaration except those facts which are stated on information and belief, which facts I believe to be true, and if called as a witness by any Court, I could and would competently testify thereto.

2. This declaration is made in response to the affidavit of Bruce Hodge which was filed in support of alleged Motion For Sanctions against Douglas S. Honig.

3. The paragraphs set forth below are in response to the specific paragraph numbers set forth in Mr. Hodge's Declaration.

4. Paragraph 7 -- I did not appear in Rhode Island on September 13, 1994, because I did indeed just learn that a body attachment had been issued for me in the family court for failure to appear. I also had been subjected to certain threats, and that was another reason why I was afraid to appear.

5. Paragraphs 10, 11, 12, 13 and 14 -- It should first be noted that it is my recollection that Judge Shawcross ordered me to turn over certain artwork to VERENIKA GALLERY in Newport, and I did that pursuant to his Order. At the present time I have just been shown an Order signed by this Court to procure the paintings from VERENIKA GALLERY. I cannot change Judge Shawcross' Order and I am stuck between two (2) Court Orders at the present time. When I was at the Providence Courthouse for my divorce when these hearings occurred, Mr. McKenna was present. I saw Mr. McKenna go into Judge Shawcross' Chambers during my divorce proceeding and when he came out I was told by either Mr. McKenna or my lawyer at that time, Mr. Hoolihan (I cannot recall who) that Mr. McKenna had described my legal situation to Judge Shawcross. Thereafter, Judge Shawcross ordered me to sell paintings. I believe that Mr. McKenna told Judge Shawcross that I had a right to sell paintings because Judge Shawcross would not have made any different Order if Mr. McKenna had told him that I did not have that right. I related all of these facts to Mr. Honig. The representation by Mr. Honig about these facts is based upon what I told him, and what I have told him is based upon my belief as to what occurred.

6. It is true that I did testify that I intended to sell art to purge myself of contempt, but the artwork which I was going to sell was artwork which my son had previously purchased at Christie's auction. I believe that Mr. McKenna did, indeed, create a situation where Judge Shawcross ordered me to put

artwork in the VERENIKA GALLERY based upon what Mr. McKenna told him, and as a result thereof, I am in trouble with that Court and this Court, and I believe that Mr. McKenna has caused me a lot of problems by virtue of his actions and I related this all to Mr. Honig. Mr. Honig did advance my arguments for me.

7. I am not guilty of contempt in this case because the option agreement which I signed regarding my artwork (which is different than those submitted to the Court) provided that all artwork would remain in my residence and at the time that I removed the artwork to California I had no residence in Newport, Rhode Island, because I was kicked out of my residence. The Court is respectfully referred to the agreements which are sought to be enforced. Judge Hurst's Order also specifically says that the artwork would stay in my residence. Opposing counsel has only shown this Court a copy of the transcript, not a copy of the Order which was actually signed which allows all artwork to stay at my residence, not just Beacon-Rock.

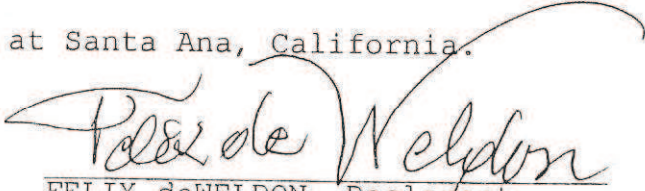
8. When I was in Court with Judge Shawcross that day and prior thereto, Mr. McKenna always told me that I did have right to sell the artwork to pay off the option, and that the artwork really belonged to me.

9. It is indeed true that I have received numerous threats on my life ever since the plaintiffs in this case got involved with trying to take away from me my artwork which I collected over forty (40) years. Indeed there was a time when I did not come to Court, and it may have been in August, 1994. I

related to my lawyer and indeed it is true that I received numerous telephone calls threatening my life and that of my family. I received these calls when I was living at Beacon-Rock and I received these calls when I was out living at Dr. Alexson's house in the summer of 1994. I was also ill in California and a physician's certificate was presented to the Court (a true and correct copy of which is attached hereto, marked Exhibit "A", and incorporated by this reference as though fully set forth herein). Threats were made on my life and that of my family, and indeed I was told that acid would be thrown at me and my family. Further, it should be noted that one art dealer, Mr. Ettinger (who is somebody who was going to help me from New York), also received threats of acid being thrown in his face if he came to help me. They said that they would attack his wife also. I heard this from Mr. Pentalikas, who indeed had heard this from Mr. Ettinger.

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

Executed November 17, 1994, at Santa Ana, California.


FELIX deWELDON, Declarant

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REPORT OF INVESTIGATION

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Date: 10-7-99

Case: DeWeldon

Investigator: Henry P. Roy

Report Title: Interview of Felix DeWeldon on 1-7-99

Following is transcript of a personal interview of Felix DeWeldon conducted by Henry P. Roy on 10-7-99.

Q. Mr. DeWeldon I show you a document entitled "Declaration of Felix DeWeldon" signed and dated by you 11-17-94 and filed in RI court action CA 94-3884.

In this declaration you state "It is true that I received numerous telephone calls threatening my life and that of my family. I received these calls when I was living at Beacon Rock and I received these calls when I was living at Dr. Alexson's house in the summer of 1994. Threats were made on my life and that of my family, and indeed I was told that acid would be thrown at me and my family. Further it should be noted that one art dealer, Mr. Ettinger, who is someone who was going to help me from New York, also received threats of acid being thrown in his face if he came to help me. They said they would attack his wife also. I heard this from Mr. Panteleakis, who indeed had heard this from Ettinger.

Do you know who made these threats to you?

A. No. I was waked by people but I don't remember who

Q. Did you have the impression the threats were made by the mafia? If so, what gave you that impression?

A. People said to be careful I wasn't be rgh suet by a car. I heard it was the mafia.

Q. What was the ultimatum that accompanied the threats?

A. Dr. Alexson would know. I don't know.

Q. How many threats did you receive?

A. Theyn hecriupd them personally. I was given wakings by people.

Q. Did you tell anyone about the threats at the time?

A. No, I didn't want to go ahead. I didn't want to publicize it.

Q. Do you recall when you received the threats?

A. It was the date listed in the report you showed me.

Q. How were the threats delivered?

A. At Dr. Alexson's house, he picked up the phone. I was waked by people I'd see in Newpsit.

REPORT OF INVESTIGATION

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Q. Who were you having problems with at the time?

A. I don't remember who exactly. The court records would tell you.

Q. When the threats were made regarding your family, which member of your family was mentioned, if anyone in particular

A. I was always afraid of Frank who was still living in Newport & about Jayce.

Q. Did these threats place you in fear?

A. Twice I had to go to court & I would fly in early and fly right out after. I didn't want to be in R.I.

Q. Do you feel that a danger still exists today to you and your family, if you pursue this matter?

A. I don't know, I would be careful like I did before when I had to go to court.

Q. What did Mr. Panteleakis state about these threats?

A. He told me about Ettinger.

Witness Signature Joyce deWeldon Date 10/7/99

Witnessed By Joyce deWeldon Date 10/7/99

Investigator JLB Date (5-)-95