

DECLARATION

I, Richard Pizitz, formerly Vice President of Pizitz Realty Company, a dissolved Alabama corporation, 2140 Eleventh Avenue South, Suite 318, Birmingham, Alabama 32505, make the following declaration:

1. From January of 1996 until the time of its sale in June of 1997, Pizitz Realty Company ("Pizitz") owned the property of 128 Lee Street in Montgomery, Alabama. This property was managed for Pizitz by Aronov Realty Management, Inc. ("Aronov").
2. On or about March 15, 1996, following negotiations and the agreement by Congressman Earl F. Hilliard to act as guarantor of the lease, Pizitz approved a lease of space in 128 Lee Street, Montgomery, Alabama to the American Management and Marketing Corporation ("AMMC"). Congressman Hilliard, who Pizitz understood to be involved with AMMC, provided personal financial information to demonstrate that he had the financial means to serve as guarantor of the lease. Because AMMC was a new company, Pizitz was unwilling to lease the property to AMMC in the absence of Congressman Hilliard's agreement to serve as guarantor and to furnish a financial statement.
3. In September of 1996, Pizitz became aware that rent for the leased space was past due in the amount of \$4,000. As guarantor, Representative Earl Hilliard was notified. Both Representative Hilliard and AMMC were informed that should past due rent not be paid promptly, legal action would be taken.
4. At no point during AMMC's tenancy with Pizitz at 128 Lee Street, were we notified or aware of a sublease of that space. According to the leasing agreement, the consent of Pizitz was required prior to any assignment or sublease of the premises. To my knowledge neither Pizitz nor Aronov ever consented to the sublease of this property or its use by anyone other than AMMC. I have no knowledge of the use or occupancy of that property at any time by the Hilliard For Congress Campaign or the American Trust Corporation.
5. In June 1997, the property, 128 Lee Street, Montgomery, Alabama was sold by Pizitz Realty Company to Colonial Bank.

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

Executed on Oct 5, 2000

  
Richard Pizitz, Vice President  
Pizitz Realty Company