

AFFIDAVIT OF VIC REGALADO

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

Vic Regalado, Affiant, upon being first duly sworn upon oath, deposes and states:

1. My name is Vic Regalado and that I am presently Sheriff of Tulsa County, Oklahoma.

2. On April 25, 2016 I was informed of an Order by Judge John Dowdell in U.S. District Court for the Northern District of Oklahoma, Case No. 4:11-CV-720-JED-PJC, *Robbie Emery Burke v. Stanley Glanz, et al.*, that I, as Sheriff of Tulsa County, be substituted as a named defendant.

3. From my review of the case history of Case No. 4:11-CV-00720-JED PJC, I learned that no activity had occurred in the case in more than two years. The Judge ordered pleading deadlines stricken on June 16, 2014 and then failed to rule on the pending motions for judgment until July of 2016.

4. I inquired of the lawyers representing the county about the delay by the Court of more than two (2) years and they found it inexplicable.

5. I was unaware until today (February 9, 2017) that Judge John Dowdell was a partner in a law firm that sued the Board of County Commissioners for Tulsa County and my predecessor Sheriff Stanley Glanz, both individually and in his official capacity as Sheriff, regarding operations of the Tulsa County jail.

6. I have been provided a copy of the Petition filed by Judge Dowdell's law firm, Norman, Wohlgemuth, Chandler and Dowdell, against Tulsa County, the Commissioner and

Sheriff Glanz, CJ-2008-08659, *City of Tulsa v. Tulsa County, The Board of County Commissioners for Tulsa County and Stanley Glanz* , filed December 11, 2008 (attached as Exhibit A to this Affidavit).

7. Judge Dowdell's law firm, Norman, Wohlgemuth, Chandler and Dowdell, alleged in Case No. CJ-2008-08659 that Tulsa County, the Board of County Commissioners breached the duty of good faith and fair dealing. The subject Petition accuses the Commissioners of bad faith. I am aware that the Plaintiffs in the present case have subpoenaed the Commissioners and intend to cross examine them before Judge Dowdell.

8. Judge Dowdell's law firm, Norman, Wohlgemuth, Chandler and Dowdell, also alleged in Case No. CJ-2008-08659 that the County Commissioners violated the Oklahoma Constitution.

9. Judge Dowdell's law firm also alleged in Case No. CJ-2008-08659 that Sheriff Stanley Glanz was willful, wanton, oppressive, reckless and deserved to have punitive damages assessed against him.

10. Judge Dowdell's law firm in Case No. #CJ-2008-08659 alleged that Sheriff Glanz hoarded revenues and questioned the Tulsa County Sheriff's Office ("TCSO") detention policies and particularly inmate medical care costs and inmate housing.

11. At no time after the Order by Judge Dowdell to substitute me as a named defendant did he or anyone person associated with the Court disclose his or his firm's prior allegations and suit against Sheriff Glanz and the County Commissioners.

12. It is obvious from the reading of the Petition and other pleadings in Case No. CJ-2008-08659 that Judge Dowdell's law firm alleged conduct that is squarely at issue in the present case.

13. The pleadings in Case No. CJ-2008-08659 reveal that attorneys, Joel Wohlgemuth, Jo Lynn Jeter, Adriene Barnett, Ryan Ray and Jay Chandler from the Norman, Wohlgemuth, Chandler and Dowdell law firm made appearances or appeared in Court.

14. Upon information and belief the Norman, Wohlgemuth, Chandler and Dowdell firm had fewer than twelve (12) lawyers. Judge Dowdell spent 28 years with the firm and would have been a partner during the suit in 2008 and 2009 in Case No. CJ-2008-08659. Further upon information and belief, Judge John Dowdell had numerous discussions with the lawyers in his firm about Sheriff Glanz and the operation of the jail. I am not aware of any prior disclosure about this important fact to the defense in this case.

15. I have read the Order of Judge Dowdell in the instant case rendered on July 20, 2016 less than ninety (90) days after the Order compelling my substitution as a defendant.

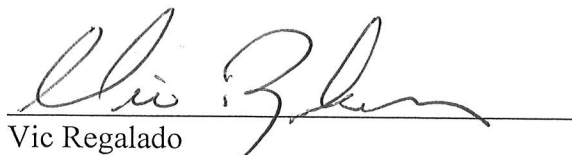
16. It is my heartfelt opinion that Judge Dowdell's Order of July 20, 2016, contains factual errors, distortions and appears to sensationalize the issues in the present case. One clear example is Judge Dowdell's description that TCSO Detention Officers placed inmate Elliott Williams in medical cell #1, "his burial crypt." Such reference appears to exemplify bias and sensationalism.

17. Judge Dowdell's Order refers to facts and subject matters which were framed by the lawsuit his law firm filed in Case No. CJ-2008-08659.

18. It is my belief that Judge John Dowdell has a clear bias and prejudice against Sheriff Glanz and the Tulsa County Sheriff's Office and should not further preside in the present case.

Dated this 9th day of February 2017.

FURTHER AFFIANT SAYETH NOT.

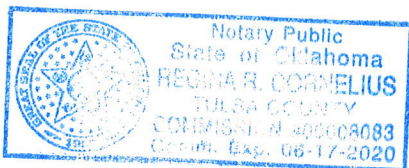

Vic Regalado

Subscribed and sworn to before me this 9th day of February 2017.


Notary Public

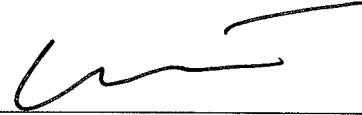
My Commission Expires:

June 17, 2020



CERTIFICATE OF GOOD FAITH COUNSEL

The undersigned is a member of the Oklahoma Bar, and admitted to practice in the Northern District of Oklahoma. The undersigned certifies the Affidavit of Vic Regalado is submitted in good faith and counsel believes the facts alleged to be accurate and correct.



Clark O. Brewster