

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

21741

IN THE MATTER OF THE DISCIPLINE
OF TIMOTHY L. JAMES AS AN
ATTORNEY AT LAW

AFFIDAVIT OF LARRY SIEWERT

State of South Dakota)

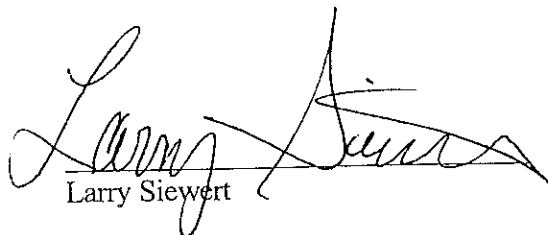
County of Yankton)

Larry Siewert being first duly sworn upon his oath states as follows:

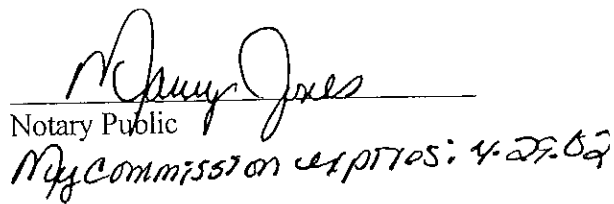
1. Your Affiant resides in Yankton, South Dakota.
2. Your Affiant is employed as District Manager for Modern Woodman of America insurance company.
3. Your Affiant has researched his business records to be certain of the dates stated in this Affidavit.
4. Your Affiant knows Timothy James and rented office space in the same building at 207 Douglas Street, Yankton, South Dakota, as did Mr. James in 1994.
5. In December of 1994 Mr. James moved from the 207 Douglas building to another office building on Broadway Street, Yankton, South Dakota.
6. Your Affiant has been advised that Mr. James represented Dawn Sprik in a divorce action beginning in July of 1994 while Affiant and Mr. James rented office space at 207 Douglas.
7. Your Affiant knew Dawn Sprik and her husband prior to July of 1994 and recalls certain occasions when she was present in the building.
8. Your Affiant has been made aware that Dawn Sprik has alleged that a couch existed in the back room of the 207 Douglas building in which Affiant and Mr. James both rented space.
9. The room in the back of the office building was a Modern Woodman conference room where Affiant held training meetings. Affiant had no couch in the conference room.

10. During the period of time that Affiant has been advised that Mr. James began representing Dawn Sprik in July, 1994 until Mr. James moved to the Broadway Street location in December of 1994, Affiant is absolutely certain no couch existed anywhere in the 207 Douglas building.
11. Affiant had been in Mr. James' offices before and after he rented space at the 207 Douglas Street building and never saw a couch in those locations.

Dated this 8th day of May, 2001.


Larry Siewert

Subscribed and sworn to before me this 8th day of May 2001.


Notary Public
My commission expires: 4-27-02

My commission expires:
(SEAL)