

AFFIDAVIT OF P. BRUCE HILL

P. Bruce Hill, being first duly sworn, deposes and says:

1. I am over 21 years of age and competent to attest to the matters set forth herein.
2. I received a subpoena, through my counsel, from the United States ~~Senate~~ House of Representatives, Committee on Education and Labor (the "Committee") dated February 21, 2008, commanding my appearance before the Committee or Committee counsel on March 18, 2008 in Washington, D.C. for the taking of my deposition. A copy of the subpoena is attached. It is my understanding that the deposition would relate to the Crandall Canyon Mine incident.
3. I have reviewed the subpoena and have had the opportunity to confer with my counsel, Scott L. Fredericksen of Foley & Lardner LLP, with respect to it.
4. I am advised by counsel that the Fifth Amendment to the U.S. Constitution protects the innocent and that the Supreme Court has recently and throughout our Constitutional history expressed this view. That protection could be nowhere more applicable than here.
5. Accordingly, having accepted the advice of my counsel, if I were to appear before the Committee for my deposition on March 18, 2008, I would assert my privilege against self-incrimination under the Fifth Amendment to the U.S. Constitution and decline to provide testimony in response to any and all questions relating to the matter under inquiry.
6. I provide this affidavit with the request that it be accepted in lieu of my personal appearance and testimony in response to the subpoena.

P. Bruce Hill

P. Bruce Hill

Subscribed and sworn to before me this
4 day of March 2008.

Notary Public

My Commission Expires:

06-16-2010



NOTARY PUBLIC - STATE OF UTAH
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WELLINGTON, UT 84542
COMM. EXP. 06-16-2010