

FILED

NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

2108 OCT -9 PM 1:41 DISTRICT COURT DIVISION

WAKE COUNTY

08 CVD 12310

WAKE COUNTY, C.S.C.

GARRY D. RENTZ AND DONNA A. )

RENTZ AND KRISTA C. LISTER )

Plaintiffs, )

v. )

BRADLEY COOPER, )

Defendant. )

AFFIDAVIT OF  
GARY BEARD

Gary Beard, being duly sworn, deposes and says:

1. I am over eighteen years of age and competent to testify to the matters set forth in this Affidavit.

2. I am the owner of Gary's Pest Control. My company provides pest control services to homeowners.

3. Defendant, Bradley Cooper and his wife, Nancy Cooper, were clients of mine for the past 7 years. I personally provided pest control services for their home on a quarterly basis. I have attached hereto a copy of my billing record for the Coopers from October 11, 2001 - August 7, 2008 as Exhibit A.

4. I knew Nancy Cooper and her children. I often spoke with Nancy Cooper.

5. The Coopers provided me with their garage keypad information which allowed me access to their home through the garage. This allowed me to provide my pest control service to their home even if they were not present at the time of my service.

6. I have been in the Coopers' garage during a number of my service calls to their house.

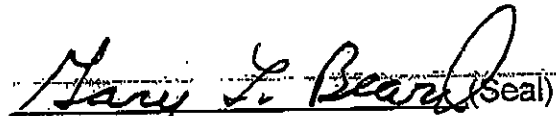
7. During at least my past 4 visits to the Coopers' residence, which spans over a year's time, I observed that their garage was full of toys and other items. Due to the amount of toys and items in their garage, it was impossible to park a car in their garage.

8. July 8, 2008 was the date of my last visit to the Coopers' residence. I entered the garage on that date.

9. On July 8, 2008, I observed that the Coopers' garage was full of toys and other items making it impossible for someone to park a car in their garage. Their garage remained as cluttered as ever.

Further affiant sayeth naught.

This the 9<sup>th</sup> day of October, 2008.

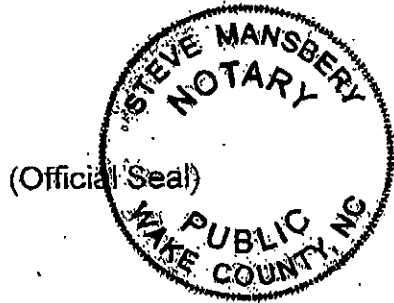
  
GARY BEARD (Seal)

STATE OF NORTH CAROLINA

WAKE COUNTY

Sworn to and subscribed before me this day by Gary Beard.

Date: October 9<sup>th</sup>, 2008



Steve Mansbery, Notary Public

STEVE MANSBERY  
(Printed Name)

My commission expires: 10/25/11

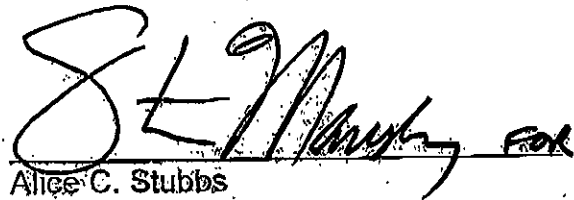
**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Affidavit of Gary Beard was served upon Defendant by hand delivery to the following attorneys of record:

Ms. Lynn A. Prather  
Kurtz and Bloom  
16 West Martin Street  
10<sup>th</sup> Floor  
Raleigh, North Carolina 27601  
(919) 832-2740  
*Attorney for Defendant*

Ms. Debbie Sandlin  
Sandlin and Davidian, PA  
5617 Departure Drive  
Suite 109  
Raleigh, North Carolina 27616  
(919) 850-9699  
*Attorney for Defendant*

This the 9<sup>th</sup> day of October, 2008.



Alice C. Stubbs  
Attorney for Plaintiffs  
NC State Bar # 19294  
Tharrington, Smith LLP  
Post Office Box 1151  
Raleigh, North Carolina 27602-1151  
Telephone: (919) 821-4711



GARY'S PEST CONTROL, INC.  
109 CARMEL WOODS COURT  
WAKE FOREST, NC 27587  
919-562-9363

Acct: 2093  
Date: 08/16/08  
Page: 1

Bill To  
BRAD COOPER  
104 WALSBERG CT  
CARY, NC 27511

Service To  
BRAD COOPER  
104 WALSBERG CT  
CARY, NC 27511

Date	Description	Amount	Balance
10/11/01	Invoice #9085 SPIDER, ANTS, ROACHES	85.00	85.00
10/15/01	Payment #273	-85.00	0.00
01/17/02	Invoice #8610 SPIDER, ANTS, ROACHES	50.00	50.00
01/23/02	Payment #0318	-50.00	0.00
03/28/02	Invoice #10050 SPIDER, ANTS, ROACHES	50.00	50.00
03/29/02	Payment #0298	-50.00	0.00
08/20/02	Invoice #10907 SPIDER, ANTS, ROACHES	50.00	50.00
08/22/02	Payment #0440	-50.00	0.00
10/30/02	Invoice #11210 SPIDER, ANTS, ROACHES	50.00	50.00
10/31/02	Payment #657	-50.00	0.00
01/31/03	Invoice #11564 SPIDER, ANTS, ROACHES	50.00	50.00
01/31/03	Payment #751	-50.00	0.00
05/13/03	Invoice #12010		

05/19/03	Payment #789	-65.00	0.00
09/16/03	Invoice #12570 SPIDER, ANTS, ROACHES	65.00	65.00
09/17/03	Payment #486	-65.00	0.00

Acct: 2093  
 Date: 08/16/08  
 Page: 2

GARY'S BEST CONTROL, INC.  
 109 CARMEL WOODS COURT  
 WAKE FOREST, NC 27587  
 919-562-9363

Bill To  
 BRAD COOPER  
 104 WALSBERG CT  
 GARY, NC 27511

SERVICE TO  
 COOPER BRAD  
 104 WALSBERG CT  
 GARY, NC 27511

Date	Description	Amount	Balance
12/19/03	Invoice #12959 SPIDER, ANTS, ROACHES	65.00	65.0
12/24/03	Payment #534	-65.00	0.0
03/11/04	Invoice #13167 SPIDER, ANTS, ROACHES	65.00	65.0
03/16/04	Payment #560	-65.00	0.0
06/17/04	Invoice #13591 SPIDER, ANTS, ROACHES	68.00	68.0
06/22/04	Payment #565	-68.00	0.0
06/16/05	Invoice #14979 SPIDER, ANTS, ROACHES	68.00	68.0
09/06/05	Invoice #15280 SPIDER, ANTS, ROACHES	73.00	141.0
09/07/05	Payment #516	-68.00	73.0
09/07/05	Payment #514	-73.00	0.0
12/29/05	Invoice #15667 SPIDER, ANTS, ROACHES	73.00	73.0
12/30/05	Payment #1062	-73.00	0.0

11/30/06 Invoice #16822  
SPIDER, ANTS, ROACHES

73.00 73.0

11/30/06 Payment #1155

-73.00 0.0

GARY'S PEST CONTROL INC.  
105 CARMEL WOODS COURT  
MAKE FOREST, NC 27537  
919-562-9868

Acct: 2085  
Date: 08/16/08  
Page: 3

Bill To  
BRAD COOPER  
104 WALSBERG CT  
CARY, NC 27511

Invoice To  
COOPER BRAD  
104 WALSBERG CT  
CARY, NC 27511

Date	Description	Amount	Balance
02/14/07	Invoice #17052 SPIDER, ANTS, ROACHES	73.00	73.0
02/15/07	Payment #1230	-73.00	0.0
05/03/07	Invoice #17929 SPIDER, ANTS, ROACHES	73.00	73.0
05/04/07	Payment #1240	-73.00	0.0
08/13/07	Invoice #17679 SPIDER, ANTS, ROACHES	73.00	73.0
08/15/07	Payment #1220	-73.00	0.0
10/11/07	Invoice #17882 SPIDER, ANTS, ROACHES	73.00	73.0
01/16/08	Invoice #18162 SPIDER, ANTS, ROACHES	73.00	146.0
01/21/08	Payment #1277	-146.00	0.0
04/03/08	Invoice #18247 SPIDER, ANTS, ROACHES	73.00	73.0
07/08/08	Invoice #18810 SPIDER, ANTS, ROACHES	73.00	146.0
08/07/08	Payment #1027	-146.00	0.0