

NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

WAKE COUNTY

DISTRICT COURT DIVISION

FILE NO: 08CvD 12310

GARRY D. RENTZ,
DONNA A. RENTZ, &
KRISTA C. LISTER,
Plaintiffs,

v.

BRADLEY COOPER,
Defendant,

FILE NO: 08CvD 12310
JUL 20 2008
WAKE COUNTY, N.C.
BY _____

**REBUTTAL AFFIDAVIT OF
MIKE HILLER**

NOW COMES the undersigned Affiant, MIKE HILLER, being first duly sworn, and says the following:

1. My name is Mike Hiller. I am over eighteen years old, and I am competent to testify to the matters set forth herein.
2. Brad and I had plans to play tennis at the main courts located off Lochmere Drive on the Saturday morning Nancy Cooper disappeared. We were scheduled to play from 9:30-11:00 am.
3. I am the captain of the tennis team. I play a lot of tennis. Brad and I only played a few times this year because Brad told me he wanted to spend more time with Nancy working on his marriage.
4. The last time Brad and I were scheduled to play tennis together, prior to July 11, 2008, was this past May. Brad showed up about 45 minutes late to play because Nancy did not come home on time to watch the kids.
5. Because of this, I specifically asked Nancy at the BBQ Friday night if Brad could play tennis with me at 9:30 am the next day [Saturday]. And I told Brad that I would come pick him up and we would ride together.
6. Nancy told me "Yeah, that's fine."
7. That morning, however, Brad called me somewhere around a quarter after nine and said that Nancy hadn't come home yet from her run. We talked three times that morning (plus he called me another time while I was on the phone - I used caller ID to call him right back). Finally around 10:04 am, I told Brad that we would have to reschedule because Laura and I were playing someone else at 11:00am. Brad was very easy going about it. He said he

thought maybe Nancy had stopped for coffee and suggested that we play later that afternoon when Nancy got back. My wife had also made plans with Nancy for us to go to their house Saturday night to play board games (Sequence) with Nancy and Brad. We had played Sequence with them in the past both at their house and at ours. Nancy & Brad usually beat us. Due to Friday's BBQ, the tennis, and the board game, we anticipated seeing them a total of 3 times that weekend.

8. Police investigators interviewed me via telephone that Saturday or Sunday about my phone conversations with Brad.
9. About two weeks later police officers again interviewed me (at Police Headquarters) about the phone calls.
10. Police interviewed me a third time (at Headquarters) about the phone calls about four weeks ago. During this last interview the police officers used "good-cop bad-cop" tactics and tried to coerce me to admit that I made calls on Nancy's cell phone to help Brad establish an "alibi".
11. I asked them about the Police Chief's statement that Nancy's murder was not an isolated incident, implying that Nancy knew the person who killed her. The officer told me "that is the town speaking so people like you would be more comfortable."
12. The police told me that they had to investigate Brad because he was the husband. They also told me that if they were to arrest someone else without thoroughly investigating Brad, the lawyer for that arrested person would accuse them of doing poor police work.
13. Jessica Adam told me the day Nancy disappeared that she "just knew" that Brad had something to do with Nancy's disappearance. I told her the police always talk to the husband, but she kept ranting on and on about it. She acts very "hyper" at times.
14. From my conversations with my wife Laura, and from fielding phone calls at home for my wife, I learned that Jessica pressured some friends into writing the affidavits by telling them that they were either on the side of "Brad did it" or they were not in her "circle" of friends.
15. The morning Nancy disappeared, I heard Jessica saying that Nancy was supposed to be at her house to paint from 8:00 am until 12:00 Saturday. I asked her if Nancy was going to bring the kids with her and Jessica said, "No, she wasn't bringing the kids."
16. Jessica's story doesn't make sense because Friday night, Nancy told me Brad and I could go play tennis at 9:30 am. Nancy could not have gone painting at

Jessica's without the kids if Brad and I were playing tennis at the same time. Brad never brought his kids when we play tennis.

17. My wife Laura told me that one night Nancy got a text message from a man named Brett which is Jessica's husband's name. Nancy said it was a friend of hers from Canada, but Jessica became hysterical about it.
18. The affidavits written by Jessica Adam and the pre-school mothers all sound similar and use the same phrases. I don't believe the affiants actually witnessed all the things they are claiming. I think they are repeating stories they heard from someone else.
19. Nancy tended to exaggerate. The stories that are in the plaintiff's affidavits sound like Nancy's exaggerations.
20. One example of the exaggeration is the story about how Nancy was "trapped" because she did not have a car. Nancy was only without a car for only a relatively short period of time. Nancy told me that it was her own decision to wait for the dealer to find the specific preferred pre-owned model year BMW X5 that she wanted.
21. When the affiants recount stories that make it sound like Nancy didn't have money to buy food or clothes, their accounts conflict with my own experiences with Nancy. Nancy was once upset with me for commenting that I didn't think Nancy and Brad could afford a "for-sale by owner" house on the Lochmere lake (that we were also interested in) because they only had one car at the time. She called me up and said that I didn't know how much her husband made and that she could afford both the house on the lake AND the BMW the dealer was trying to find for her. My wife and I would go over to the Cooper's to eat and they always had food in their refrigerator for the kids. Even recently we ordered take-out with them and Nancy wouldn't even take money from us to help pay for it.
22. Nancy bragged that she "cut Brad off" in terms of their sexual relationship. She told me that she wasn't worried about him straying or leaving her because, she would say, "Hello, I'm all that." Nancy would dress up very nice and go out to restaurants/bars with her friends. I never heard Brad complain to Nancy about her going out or spending time with her friends..

FURTHER AFFIANT SAYETH NAUGHT:



Mike Hiller

September 29, 2008

State of North Carolina

County of Wake

I, Jennifer H. Barnes, a Notary Public in and for the County of Wake, State of North Carolina, do hereby affirm that MIKE HILLER did appear before me on this day and did under oath affirm that the contents of this affidavit were true and accurate and based on her personal knowledge.

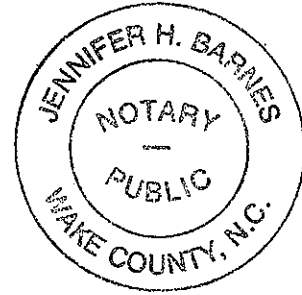
This is the 29th day of September, 2008.

Witness my hand and notarial seal:

Jennifer H. Barnes Seal:

My Commission Expires 10/18/09

My commission expires: _____



STATE OF NORTH CAROLINA

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08 CVD 12310

GARRY D. RENTZ, DONNA A.)
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CERTIFICATE OF SERVICE

v.)

BRADLEY COOPER)

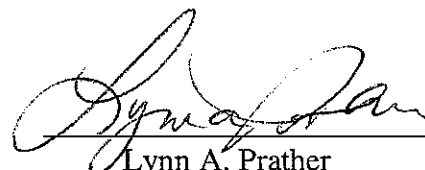
CERTIFICATE OF SERVICE

This is to certify that the attached affidavit was duly served on this the 29th day of September, 2008 on all parties to this action by U.S. Postal Service in a postage paid envelope in accordance with North Carolina Rules of Civil Procedure.

Alice C. Stubbs & Wade M. Smith
Attorney for Plaintiffs
Tharrington Smith, LLP
PO Box 1151
Raleigh, North Carolina 27602

(+ viz hand delivery to 209 Fayetteville St.)

This the 29th day of September, 2008.



Lynn A. Prather
Attorney for Defendant
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BY: [Signature]
DATE: 2008 SEP 29 PM 09:55
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