

Taken By R Miller C.S.O.



RENO POLICE DEPARTMENT STATEMENT

FOR POLICE USE ONLY:

CASE NO: _____

TAKEN BY: _____

PERSON MAKING STATEMENT

NAME OF PERSON MAKING STATEMENT:

ROY SMITH

OTHER NAMES USED:

RESIDENCE (STREET) ADDRESS:

HOME PHONE:

CITY:

STATE: NV

WORK PHONE:

RACE:

WHITE
 BLACK
 OTHER

SEX:

MALE
 FEMALE

DATE OF BIRTH:

4/9/60

SPIRITUAL EXP. NO.:

EMERGENCY CONTACT:

HEIGHT:

5'10"

WEIGHT:

170

HAIR:

Blond

EYES:

Blue

OTHER NO TO CALL:

OCCUPATION AND WHERE EMPLOYED:

Self employed

WORK HOURS:

WORK/SCHOOL ADDRESS:

DAYS OFF:

INVOLVEMENT:

DRIVER
 PASSENGER
 COMPLAINANT
 VICTIM
 WITNESS

MY LOCATION WHEN EVENT OCCURRED:

WRITTEN STATEMENT

1 I 1977 I met Sting From the Band Police at mollies
 2 garden Restaurant we went to 7/11 on wells Sting Bought
 3 2 cases of Budwiser Beer, than we went to 719 Locant
 4 St Renardev, met Stewart copeland Sting
 5 his wife and kids after Drink Beer and playing
 6 Bumper Pool, writing two songs with sting AKA
 7 P/A Gordon Matthew Sumner Roxanne And
 8 message in a bottle I told Sting that I was
 9 Tired and wanted to go Home and go to sleep, Sting
 10 said this is my wife and kids a spage over on the left
 11 over to my right is my spare bed room go a lited and sleep
 12 in their I say OK I go in Brawn Room Brawn Bed
 13 Spred I Can Down a few minnits later I Here
 14 I will Be in in a minnit, I open my eyes to see -

DATE & TIME OF STATEMENT:

NO PAGES IN STATEMENT:

SIGNATURE OF PERSON MAKING STATEMENT:

FOR POLICE USE ONLY: RELS. TO:

DATE: 3/28/08

BY:

DISSEMINATION RESTRICTED TO CRIMINAL JUSTICE AGENCIES ONLY. SECONDARY DISSEMINATION IS PROHIBITED.

ROY D. C. SMITH

11/20/98

11/20/98

The Police

RE: Song writing royalties for 'Roxanne' and 'Message in a Bottle'

Dear Sirs,

This letter is in regards to the royalty rights attached to the songs 'Roxanne' and 'Message in a Bottle'. The lyrics were co-written by Sting (Gordon Sumner) and myself. The collaboration took place in Reno, Nevada in 1978 and reflected some of my early life experiences. Sting was staying in a small brick house on Locust Street at the time.

After writing the songs together, Sting said I was due some credit and would share the royalties if they did any good. I am writing this letter to inform you of my current address and request the monies that were promised for my collaboration with the two songs.

While it has been many years since the song were written, it did not come to my attention that Sting had tried to contact me during the early eighties until recently. This information was revealed to me just before my mother's death. During her long period of illness she went through times of reminiscing during which she informed me that someone from the "police" was trying to get in contact with me. She did not give out information as to my whereabouts, she thought they were a law enforcement agency and not the band Police.

I can supply detailed information on my life experiences used for the songs, the initial meeting with Sting at Molly's restaurant in the Fitzgeralds Casino, and the house where Sting and I collaborated on the songs.

Should additional detailed information be needed, please do not hesitate to contact me. Your timely review of this matter and response would be appreciated.

Sincerely,

Roy D.C. Smith

Roy Smith

RDCS/gmf

exhibit

(K)

ALLEN J. GRUBMAN
ARTHUR I. INDURSKY
DONALD R. FRIEDMAN
JONATHAN A. EHRlich
LAWRENCE SHIRE
DAVID R. TORAYA
JESS E. DRABEK
KEMET E. WEISLAS
JOSEPH M. BRENNER
JONATHAN F. NORN
THEODORE P. HARRIS
STUART FRID
KAREN J. GOTTUER
ERIC D. BACHS
GIL A. HANSON
STUART PRAGER
JOSEPH D. PENAGGIO
DEBRA A. WHITE
PETER E. GRANT
SONYA W. GUARDO
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OF COUNSEL

*ADMITTED IN CALIFORNIA ONLY

Via Mail and Email

March 27, 2008

Mr. Roy Smith

Re: Sting/Roy Smith

Dear Mr. Smith:

As you know, this firm represents Gordon Sumner p/k/a "Sting" ("Artist"). In addition to the letter previously received from your then-attorney Charles R. Clark, Esq., we are also in receipt of your letter to Kathryn Schenker dated March 14, 2008 and your letter to this firm dated March 21, 2008. Once again, we are writing to advise you that Artist categorically denies any and all alleged claims stated in such letters, as well as any responsibility or liability to you, your designees and/or any other parties arising from or related to such alleged claims.

The foregoing does not, and is not, intended to constitute a full statement of all facts, circumstances, rights, claims or defenses by our client relating to this matter, nor is it intended to constitute or be construed as a waiver, release or relinquishment of any rights or remedies which may be available to our client, in law or in equity, and we hereby expressly reserve without prejudice all rights and remedies that our client may have in connection with this matter.

Very truly yours,


Alisa S. Dekosa

cc: Kathryn Schenker (via email)
Dave Sandford (via email)
Joseph M. Brenner, Esq.
Sonya W. Guardo, Esq.

303549.1

exhibit

(A)

copy

CONFIDENTIAL POLYGRAPH REPORT

October 10, 2007

Roy Smith



Roy Smith

DOB: 6/9/60

Address:

File Number: 2007-214

Mr. Smith,

At your request, Idaho Polygraph Associates conducted a mixed issue polygraph examination on 10/10/07 at 2:30 pm. The examination was conducted at 5400 W. Franklin Road, Suite K in Boise, Idaho. Prior to the polygraph examination Mr. Smith signed a standard polygraph consent form. He was advised that he had the right to refuse to participate in the polygraph, and that if he chose to participate, he had the right to terminate the test at any time.

DOCUMENTS REVIEWED:

Letter to Kathryn Schenker, from Charles R. Clark, Registered Patent Attorney
Letter from Roy Smith to Gordon Sumner, AKA *Sting*
Letter to Charles R. Clark from Grubman Indursky & Shire, P.C.

BIOGRAPHICAL:

Mr. Smith is described as a white male, 47 years of age, with a date of birth of 6/9/60. He was born in Newport, Kentucky and presently lives at 503 Constitution Way in Nampa, Idaho. Ron is reportedly divorced and has fathered one child.

PRE-TEST INTERVIEW:

Prior to conducting the polygraph examination, I gave Mr. Smith a brief explanation of the mechanics of the polygraph instrument, which he stated that he understood.



IDAHO

POLYGRAPH

ASSOCIATES

I asked Mr. Smith to provide me with a brief summary of the events surrounding his encounter with a man who claimed to be Sting, the lead singer for a band known as *The Police*. Mr. Smith provided me with the following information:

- In 1977 or 1978 Mr. Smith was working as a cook at Molly's Garden Restaurant, inside a casino in the city of Reno, Nevada.
- Mr. Smith used a microphone to communicate with the service staff at Molly's Garden Restaurant.
- One of the servers told Mr. Smith that her customer thought that he had a nice voice and would like to meet him.
- Mr. Smith eventually met with the customer in the dining room of the restaurant. There were other diners eating with him at the same table.
- The customer introduced himself as Sting, a singer in a band known as *The Police*. He also introduced Stewart Copeland, who was sitting at the table.
- Sting reportedly complimented Mr. Smith on his voice, and asked if Mr. Smith wanted to spend some time together later that evening.
- Roy Smith reportedly met with Sting after his shift at the restaurant.
- Mr. Smith said that he drove Sting to a 7-11 Store on Wells Avenue in Reno where they purchased some Budweiser Beer.
- Roy Smith stated that he and Sting then drove to a home at 719 Locust Street, in Reno.
- At the home, Sting introduced Mr. Smith to his wife. Mr. Smith reported that he no longer remembers the woman's name.
- Sting then took Mr. Smith into the basement of the home where Stewart Copeland was playing on a drum set.
- In the basement Mr. Smith noticed several musical instruments and a stack of albums, including some albums by *The Police*.
- Mr. Smith stated that he drank some beers with Sting and played several games of bumper pool that night.
- At some point, Sting reportedly produced a lyric book and showed Mr. Smith some lyrics that he was working on.
- Sting allegedly asked Mr. Smith to tell him about some of his prior life experiences.
 - Mr. Smith told Sting about his ex-girlfriend Roxanne who was reportedly a prostitute.
 - He also told Sting about his father's death and a resulting period of time that he lived with his aunt in California. During that time Roy wrote a note to his mother and put it in a bottle, which he threw into the Pacific Ocean.
- According to Mr. Smith, as he was talking about his life experiences he and Sting were writing them in the lyric book.
- Sting reportedly asked for Roy's address and phone number, promising that he would pay a royalty to Mr. Smith should he make any money from the songs that they wrote that night, which they had titled *Roxanne* and *Message in a Bottle*.

- Approximately one week after writing the lyrics with Sting, Mr. Smith's mother received a phone call from Sting, asking to speak with Roy.
- Roy told his mother that he did not want to have any more contact with Sting.
- According to Mr. Smith, Sting contacted his mother approximately twelve times over the next five years but Mr. Smith never again spoke to Sting.

TEST PROCEDURE:

A standardized testing procedure approved by the American Polygraph Association was utilized for this examination. This Zone Comparison technique uses relevant, irrelevant, and comparison, questions.

The Limestone Technologies computerized polygraph instrument was used to capture five separate tracing patterns, a cardiographic tracing, two pneumographic tracings, a motion tracing and one galvanic skin response recording.

Mr. Smith was asked if there was anything else he needed to report prior to taking the actual polygraph examination. He indicated that he had nothing more to report. Together with Mr. Smith I formulated the following relevant questions. His responses are also indicated below.

	QUESTION FORMULATION:	RESPONSE:
R1.	Are you lying when you say that you helped write lyrics to the song <i>Roxanne</i> with a man who claimed to be Sting from <i>The Police</i> ?	No
R2.	Are you lying when you told me that you helped write lyrics for a song titled <i>Message in a Bottle</i> with a man who identified himself as Sting from <i>The Police</i> ?	No
R3.	Did you lie when you said that while in a house in Reno, Nevada, you helped a musician who called himself Sting to write lyrics for his band?	No
R4.	Are you lying when you say that you helped Sting write the lyrics for two of his hit singles?	No

CHART INTERPRETATION:

I analyzed and scored the polygraph charts consistent with nationally standardized scoring and evaluation procedures endorsed by the American Polygraph Association. The polygram algorithms were then scored a second time, using computer-scoring software as a quality control or "second opinion."

CONCLUSION:

Mr. Smith showed no significant reactions to the relevant questions detailed above. This absence of reaction is consistent with truthfulness and this examinee should be regarded as being truthful to the tested issues.

Mixed issue examinations that cover a range of behaviors over long periods of time are a good measure for determining whether said behaviors occurred. Polygraph science is best utilized, however, when highly specific behavior is targeted over known timeframes. As such, if specific allegations are made they should be tested separately.

Please contact me if I can be of further assistance in this matter.

TMAZ