

DECLARATION OF DR. ROSS SHELDEN

I, DR. ROSS SHELDEN, hereby declare:

1. I have firsthand, personal knowledge of the facts stated herein, and if called upon to do so, I could and would testify competently thereto.

2. I submit this Declaration in lieu of oral testimony pursuant to Code of Civil Procedure sections 2009 and 2015.5; *Reifler v. Superior Court* (1974) 39 Cal. App. 3d 479; and *Marriage of Stevenot* (1984) 154 Cal. App. 3d 1051.

3. I am a dentist certified and licensed to practice dentistry in the State of California. I have been practicing dentistry since 1985. I practice in the area of General and Cosmetic Dentistry.

4. I am the dentist for Respondent, OKSANA GRIGORIEVA. She has been my patient for approximately twelve (12) years. Respondent has had regularly scheduled dental appointments with me since I first began to see her as a patient.

5. On January 7, 2010, Respondent contacted my office to schedule an emergency appointment with me. When Respondent described her dental issue to me, I immediately scheduled her to come into my office that morning. I cancelled other appointments in order to fit Respondent in on January 7, 2010.

6. Respondent came into my office at approximately 9:00 am. on January 7, 2010. I examined her and observed her to have two (2) fractured front teeth, minor abrasions on her face and bruising to the left temple area of her face. It appeared to me that Respondent sustained both of these injuries from being struck or hit by someone. At my request, and so that I could fully ascertain the scope of her injury and the proper treatment relating thereto, as well as my concerns for her safety, we went into my office to talk privately. In response to my probing, Respondent broke down and admitted to me that she was hit the night before in Malibu. I asked Respondent whether one of Petitioner's sons hit her, to which she responded "no." She then reluctantly admitted to me that it was Petitioner. Respondent appeared to be very shaken up, and was clearly anxious and fearful. She told me that she was extremely nervous about this information getting out to the public. I conveyed to Respondent that I was concerned for her

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1 safety, and wanted to make sure that she had a safe place to stay. While I appreciated her  
2 concerns about keeping this matter private, I told her that she needed to protect herself.

3 7. As part of my treatment of Respondent, I took pictures of her mouth and face. I  
4 have observed the photographs which fairly and accurately depict the injuries to Respondent's  
5 mouth and face at the time I took the photographs on January 7, 2010. True and correct copies  
6 of these photographs are collectively marked as Exhibit "A." One tooth was fractured and one  
7 had a veneer knocked off. Respondent was reluctant to have her pictures taken that day but I  
8 told her that it would only take a moment. I instructed Respondent to smile so that I could get a  
9 complete and full picture of her teeth. Since Respondent was so uncomfortable in having her  
10 pictures taken, I took the photographs in a hurry. I took a total of five (5) photographs, however  
11 two (2) came out blurry due to my efforts to take the pictures quickly.

12 8. During Respondent's appointment on January 7, 2010, I replaced her fractured  
13 teeth with temporary crowns. This procedure took approximately three (3) hours. Respondent  
14 then returned to my office on Monday, January 11, 2010 when I replaced her temporary crowns  
15 with permanent porcelain crowns.

16 I declare under penalty of perjury pursuant to the laws of the State of California that the  
17 foregoing is true and correct.

18 Executed this \_\_\_\_\_ day of July, 2010, at Encino, California.

19 SEE FACSIMILE SIGNATURE  
20 ON ATTACHED PAGE

21 DR. ROSS SHELDEN, Declarant