

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

Case No. 08-80101 CIV-MIDDLEBROOKS/JOHNSON

DIALLO JOHNSON, MARY RAFTER
and LINDA STANLEY, individually and
on Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

WILLIAM S. WHITE, CLAIRE MOTT
WHITE, CHARLES STEWART MOTT
FOUNDATION, ROBERT H. BUKER,
JR., JOHN BUTLER, RIDGWAY H.
WHITE, FREDERICK KIRKPATRICK,
ROY E. PETERSON, W. ARCHIBALD
PIPER, WILLIAM H. PIPER, LLOYD E.
REUSS, HORACE WILKINS, GERARD
BERNARD, UNITED STATES TRUST
COMPANY, N.A., and UNITED STATES
SUGAR CORPORATION,

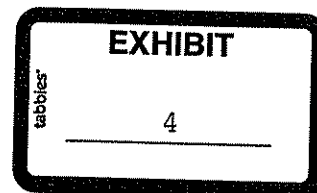
Defendants.

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**DECLARATION OF GERARD A. BERNARD IN SUPPORT OF DEFENDANT
UNITED STATES SUGAR CORPORATION'S MOTION TO DISMISS**

Pursuant to 28 U.S.C. § 1746, Mr. Gerard A. Bernard declares as follows:

1. I am over twenty-one years of age, and have personal knowledge of the facts set forth in this declaration.
2. I am the corporate secretary for Defendant United States Sugar Corporation ("U.S. Sugar").
3. U.S. Sugar currently has 68 shareholders of record.



4. At all times relevant, since August of 2005, U.S. Sugar has had less than 500 shareholders of record.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 7th day of April 2008.



GERARD A. BERNARD,
as Secretary for United States Sugar
Corporation