

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KEN WIWA, et al.,

Plaintiffs,

- against -

ROYAL DUTCH PETROLEUM COMPANY; "SHELL"
TRANSPORT AND TRADING COMPANY, p.l.c.,

Defendant.

96 Civ. 8386
(KMW) (HBP)

KEN WIWA, et al.,

Plaintiffs,

- against -

BRIAN ANDERSON,

Defendant.

01 Civ. 1909
(KMW) (HBP)

ESTHER KIOBEL, et al.,

Plaintiffs,

- against -

ROYAL DUTCH PETROLEUM COMPANY; "SHELL"
TRANSPORT AND TRADING COMPANY, p.l.c.,

Defendants.

02 Civ. 7618
(KMW) (HBP)

**DECLARATION OF MICHAEL T. REYNOLDS IN SUPPORT OF
DEFENDANTS' MOTION ON THE PERJURIOUS BENIN TESTIMONY**

I, MICHAEL T. REYNOLDS, declare as follows:

1. I am a member of the law firm of Cravath,
Swaine & Moore LLP, counsel for defendants Royal Dutch
Petroleum Company, The "Shell" Transport and Trading

Company, p.l.c., and Brian Anderson (collectively "Defendants"), in the above-captioned matters.

2. Attached hereto as Exhibit A is a true and correct copy of excerpts from the transcript of a hearing held before Magistrate Judge Henry Pitman on September 4, 2003.

3. Attached hereto as Exhibit B is a true and correct copy of excerpts from the transcript of the deposition of Prince Osaror, dated May 20 and 21, 2004.

4. Attached hereto as Exhibit C is a true and correct copy of excerpts from the transcript of the deposition of Boniface Ejiogu, dated May 22 and 23, 2004.

5. Attached hereto as Exhibit D is a true and correct copy of excerpts from the transcript of the deposition of Vincent Nwidoh, dated May 25, 2004.

6. Attached hereto as Exhibit E is a true and correct copy of excerpts from the transcript of the deposition of Raphael Kponee, dated May 26, 2004.

7. Attached hereto as Exhibit F is a true and correct copy of excerpts from the transcript of the deposition of Lete Gbarale, dated May 27, 2004.

8. Attached hereto as Exhibit G is a true and correct copy of excerpts from the transcript of the deposition of Blessing Israel, dated May 28, 2004.

9. Attached hereto as Exhibit H is a true and correct copy of excerpts from the transcript of the deposition of Dornubari Anslem John-Miller, dated May 11, 2004.

10. Attached hereto as Exhibit I is a true and correct copy of a letter from Stephen Whinston to Michael Reynolds, dated November 5, 2003.

11. Attached hereto as Exhibit J is a true and correct copy of a letter from Stephen Whinston to Magistrate Judge Henry Pitman, dated May 13, 2004.

12. Attached hereto as Exhibit K is a true and correct copy of a letter from Stephen Whinston to Michael Reynolds, dated June 11, 2004.

13. Attached hereto as Exhibit L is a true and correct copy of an Order of this Court, dated May 13, 2004.

14. Attached hereto as Exhibit M is a true and correct copy of a letter from Stephen Whinston to Rory Millson, dated June 9, 2004.

15. Attached hereto as Exhibit N is a true and correct copy of excerpts from the transcript of the deposition of Cor Herkströter, dated April 14, 2004.

16. Attached hereto as Exhibit O is a true and correct copy of excerpts from the transcript of the deposition of Alan Detheridge, dated February 3, 2003.

17. Attached hereto as Exhibit P is a true and correct copy of excerpts from the Requests for Admission on behalf of all plaintiffs, dated April 29, 2004.

18. Attached hereto as Exhibit Q is a true and correct copy of excerpts from the transcript of the deposition of Eebu Jackson Nwiyon, dated May 24, 2004.

19. Attached hereto as Exhibit R is a true and correct copy of a document produced in this litigation bearing identification numbers K 13714-15.

20. Attached hereto as Exhibit S is a true and correct copy of a document produced in this litigation bearing identification numbers K 13688-89.

21. Attached hereto as Exhibit T is a true and correct copy of Plaintiffs' Amended Responses to Defendants' Second Set of Interrogatories to the Kiobel Plaintiffs, dated October 10, 2003.

22. Attached hereto as Exhibit U is a true and correct copy of excerpts from the transcript of a hearing held before Magistrate Judge Henry Pitman on May 12, 2004.

23. Attached hereto as Exhibit V is a true and correct copy of a document produced by defendants bearing identification numbers DEF 023103-09.

24. Attached hereto as Exhibit W is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 002992.

25. Attached hereto as Exhibit X is a true and correct copy of a document produced in this litigation bearing identification numbers KIOBEL 002995-98.

26. Attached hereto as Exhibit Y is a true and correct copy of a document produced in this litigation bearing identification numbers KIOBEL 003000-01.

27. Attached hereto as Exhibit Z is a true and correct copy of a document produced in this litigation bearing identification numbers KIOBEL 003005-07.

28. Attached hereto as Exhibit AA is a true and correct copy of a document produced in this litigation bearing identification numbers KIOBEL 003015-16.

29. Attached hereto as Exhibit BB is a true and correct copy of a document produced in this litigation bearing identification numbers KIOBEL 003024-25.

30. Attached hereto as Exhibit CC is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 003028.

31. Attached hereto as Exhibit DD is a true and correct copy of excerpts from the transcript of a hearing

held before Magistrate Judge Henry Pitman on January 21, 2004.

32. Attached hereto as Exhibit EE is a true and correct copy of a letter from Judith Chomsky to Magistrate Judge Henry Pitman, dated May 28, 2004.

33. Attached hereto as Exhibit FF is a true and correct copy of Kiobel plaintiffs' Reply Brief of Appellants to the Fifth Circuit Court of Appeals, dated June 21, 2004.

34. Attached hereto as Exhibit GG is a true and correct copy of a letter from Keino Robinson to Magistrate Judge Henry Pitman, dated May 24, 2004.

35. Attached hereto as Exhibit HH is a true and correct copy of a letter from Stephen Whinston to Rory Millson, dated June 9, 2004.

36. Attached hereto as Exhibit II is a true and correct copy of a letter from Adrienne Wheatley to Stephen Whinston, dated May 4, 2004.

37. Attached hereto as Exhibit JJ is a true and correct copy of a letter from Adrienne Wheatley to Stephen Whinston, dated May 7, 2004.

38. Attached hereto as Exhibit KK is a true and correct copy of a letter from Michael Reynolds to Stephen Whinston, dated May 18, 2004.

39. Attached hereto as Exhibit LL is a true and correct copy of a subpoena directed to National Union of Ogoni Students, dated May 28, 2004, with attached Riders and Exhibit D.

40. Attached hereto as Exhibit MM is a true and correct copy of an Affidavit of Service for the subpoena directed to National Unikon of Ogoni Students, dated June 1, 2004.

41. Attached hereto as Exhibit NN is a true and correct copy of excerpts from the transcript of the deposition of Freddie Idamkue, dated March 12, 2004.

42. Attached hereto as Exhibit OO is a true and correct copy of excerpts from the transcript of the deposition of Kendricks Dorle Nwikpo, dated May 12, 2004.

43. Attached hereto as Exhibit PP is a true and correct copy of excerpts from the transcript of the deposition of Charles Wiwa, dated July 30, 2003 and November 11, 2003.

44. Attached hereto as Exhibit QQ is a true and correct copy of excerpts from the transcript of the deposition of Dumle Kunenu, dated May 14, 2004.

45. Attached hereto as Exhibit RR is a true and correct copy of the Articles of Incorporation of National Union of Ogoni Students.

46. Attached hereto as Exhibit SS is a true and correct copy of the Annual Report for 2003 of National Union of Ogoni Students.

47. Attached hereto as Exhibit TT is a true and correct copy of a letter from Stephen Whinston to Rory Millson, dated May 14, 2004.

48. Attached hereto as Exhibit UU is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 002985.

49. Attached hereto as Exhibit VV is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 003055.

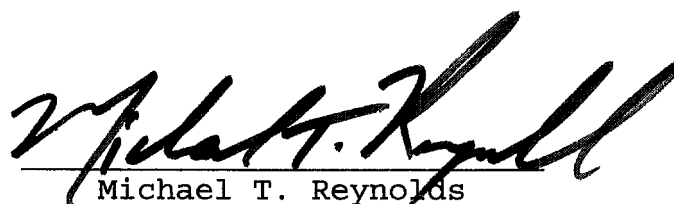
50. Attached hereto as Exhibit WW is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 003059.

51. Attached hereto as Exhibit XX is a true and correct copy of a document produced in this litigation bearing identification number KIOBEL 003008.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 28, 2004

New York, New York


Michael T. Reynolds