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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF LOS ANGELES, TORRANCE COURTHOUSE**

12 This Matter Relates to:

13 JULIA MISLEY, formerly known as JULIA
14 HOLCOMB, an individual,

15 Plaintiff,

16 vs.

17 STEVEN VICTOR TALLARICO A/K/A
18 STEVEN TYLER, an individual; and DOES 2
19 through DOE 50, inclusive,

20 Defendant.

Case No. 22TRCV01604

Assigned to Hon. Gary Y. Tanaka, Dept. B

**DECLARATION OF STEVEN VICTOR
TALLARICO A/K/A STEVEN TYLER IN
SUPPORT OF DEFENDANT'S NOTICE
OF SPECIAL MOTION TO STRIKE AND
SPECIAL MOTION TO STRIKE
PORTIONS OF PLAINTIFF'S FIRST
AMENDED COMPLAINT PURSUANT
TO CODE OF CIVIL PROCEDURE
§ 425.16 AND FOR ATTORNEYS' FEES**

[Notice of Motion and Motion; Declaration of
Katherine T. Kleindienst, Notice of Lodging,
and Proposed Order filed concurrently
herewith]

Date: October 24, 2023

Time: 8:30 a.m.

Dept.: B

Reservation ID: 916961637632

Action Filed: December 27, 2022

Trial Date: None Set

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DECLARATION OF STEVEN VICTOR TALLARICO

I, Steven Victor Tallarico, a/k/a Steven Tyler, declare as follows:

1. I am a defendant in this action. I submit this declaration in support of my Special Motion to Strike Portions of Plaintiff’s Complaint Pursuant to Code of Civil Procedure § 425.16 and for Attorneys’ Fees. If called as a witness, I could and would competently testify under oath to all the facts within my personal knowledge except where stated upon information and belief.

2. My bandmates and I formed Aerosmith in or around 1970, and I have been writing, recording and performing music as Aerosmith’s lead singer for more than fifty years. During that time, Aerosmith has released fifteen studio albums, including top-10 hit songs such as “Dream On” and “Walk This Way” in the 1970s, “Janie’s Got a Gun,” “What It Takes,” and “Love in an Elevator” in the 1980s, “I Don’t Want to Miss a Thing” in the 1990s, and “Jaded” in the 2000s.

3. Aerosmith’s 1998 rock ballad “I Don’t Want to Miss a Thing” was the first song by a rock band to debut at the number one spot on the *Billboard* Hot 100 and received an Academy Award nomination for “Best Original Song” (among other nominations and awards) as the theme song for the film *Armageddon*.

4. I played the Super Bowl halftime show with Aerosmith in 2001. We were also inducted into the Rock and Roll Hall of Fame that same year.

5. In or around 2008, I was included on *Rolling Stone*’s list of the 100 Greatest Singers of All Time. In 2013, I was inducted into the Songwriters’ Hall of Fame.

6. On January 19, 2011, I made my debut appearance on the hit-TV show *American Idol*. I served on *American Idol*’s panel of judges for two seasons of the show—specifically, Seasons 10 and 11.

7. In or around 2008, the right to publish my personal memoir, which had not yet been written, was auctioned for millions of dollars.

8. *Walk This Way: The Autobiography of Aerosmith* was published in 1997, and *Does the Noise in My Head Bother You?: A Rock ‘n’ Roll Memoir* was published in May of 2011. I was

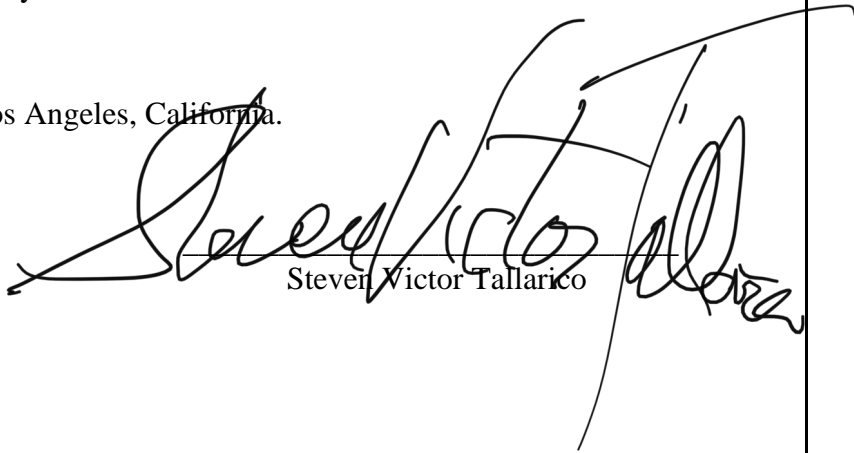
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not the sole author of either book, but contributed to both. I never intended anything that was said in either of those books to cause Julia Misley any emotional distress.

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

Executed April 28, 2023, at Los Angeles, California.



Steven Victor Tallarico

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 11766 Wilshire Boulevard, Suite 750, Los Angeles, CA 90025.

On April 28, 2023, I served true copies of the following document(s) described as **DECLARATION OF STEVEN VICTOR TALLARICO A/K/A STEVEN TYLER IN SUPPORT OF DEFENDANT’S NOTICE OF SPECIAL MOTION TO STRIKE AND SPECIAL MOTION TO STRIKE PORTIONS OF PLAINTIFF’S FIRST AMENDED COMPLAINT PURSUANT TO CODE OF CIVIL PROCEDURE § 425.16 AND FOR ATTORNEYS’ FEES** on the interested parties in this action as follows:

Michael Reck
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Attorneys for Plaintiff Julia Misley

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Attorneys for Plaintiff Julia Misley

BY MAIL: I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the practice of Kinsella Weitzman Iser Kump Holley LLP for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

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

Executed on April 28, 2023, at Los Angeles, California.

/s/ Michelle Law

Michelle Law