

DUPLICATE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF GEORGIA, ATLANTA DIVISION

_____ X
:
SUNTRUST BANK as Trustee of :
the Stephens Mitchell trusts :
f/b/o Eugene Muse Mitchell :
and Joseph Reynolds Mitchell : CASE NO. 1:01 CV-701-CAP
:
Plaintiff, :
:
v. :
:
HOUGHTON MIFFLIN COMPANY, :
:
Defendant. :
_____ X

**AFFIDAVIT OF CAMILLE CAINE DUERR, LEGAL ASSISTANT,
IN SUPPORT OF PLAINTIFF'S MOTION FOR TEMPORARY
RESTRAINING ORDER AND PRELIMINARY INJUNCTION**

CAMILLE CAINE DUERR, who before the undersigned
authority authorized to administer oaths in the State of Georgia,
after being duly sworn, deposes and states as follows:

1. I am a legal assistant with the law firm of Jones,
Day, Reavis & Pogue, counsel for plaintiff in this action,
SunTrust Bank, as Trustee of inter vivos and testamentary trusts
created by Stephens Mitchell f/b/o Eugene Muse Mitchell and
Joseph Reynolds Mitchell (hereinafter "Plaintiff" or the
"Mitchell Trusts"). I have personal knowledge of the facts

described herein and submit this affidavit in support of Plaintiff's motion for temporary restraining order and preliminary injunction preventing defendant Houghton Mifflin Company ("Houghton Mifflin") from any further publication and distribution of a book entitled "The Wind Done Gone" by Alice Randall.

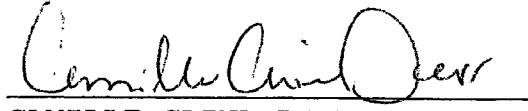
2. I have been a legal assistant with the law firm of Jones, Day, Reavis & Pogue for eleven years.

3. On March 27, 2001, I reviewed the "Plot Summaries Chart," Exhibit B, to the Affidavit of Jessie Beeber, Esq. in Support of Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction, and in the book entitled "The Wind Done Gone" I underlined the location of passages set forth in the "Plot Summaries Chart."

4. On March 27, 2001, I reviewed the "Characters Chart," Exhibit A, to the Affidavit of Jessie Beeber, Esq. in Support of Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction, and in the book entitled "The Wind Done Gone" I underlined the characters and descriptions of the characters set forth in the "Characters Chart."

5. Submitted herewith as Exhibit A, filed under seal, in an envelope stating that "[t]he contents of this envelope are

'CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER,' is a complete copy of "The Wind Done Gone" that contains the underlined passages, characters and descriptions referred to above.


CAMILLE CAINE DUERR

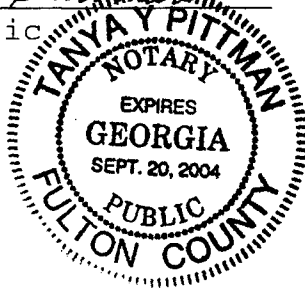
STATE OF GEORGIA)

 ss. :

COUNTY OF FULTON)

Sworn to before me this
28th day of March, 2001.

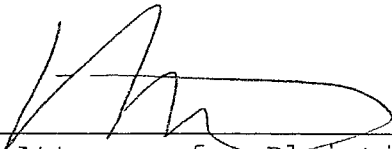

Notary Public



CERTIFICATE OF SERVICE

This is to certify that I have this 28th day of March, 2001, caused a true and correct copy of the **AFFIDAVIT OF CAMILE CAINE DUERR, LEGAL ASSISTANT, IN SUPPORT OF PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION** to be hand delivered, addressed to counsel for Defendant as follows:

Miles J. Alexander, Esq.
Jerre B. Swann, Esq.
Joseph M. Beck, Esq.
KILPATRICK STOCKTON LLP
1100 Peachtree Street, N.E.
Suite 2800
Atlanta, Georgia 30309-4530



An Attorney for Plaintiff