

1 KING, HOLMES, PATERNO & SORIANO, LLP
HOWARD E. KING, ESQ., STATE BAR NO. 77012
2 JOHN G. SNOW, ESQ., STATE BAR NO. 280790
JACKSON S. TRUGMAN, ESQ., STATE BAR NO. 295145
3 JSNOW@KHPSLAW.COM
1900 AVENUE OF THE STARS, TWENTY-FIFTH FLOOR
4 LOS ANGELES, CALIFORNIA 90067-4506
TELEPHONE: (310) 282-8989
5 FACSIMILE: (310) 282-8903

6 Attorneys for Defendants BRIAN
WARNER and MARILYN MANSON
7 RECORDS, INC.

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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA
12 WESTERN DIVISION

13 ESMÉ BIANCO,
14 Plaintiff,
15 vs.

16 BRIAN WARNER a/k/a MARILYN
17 MANSON, individually; MARILYN
MANSON RECORDS, INC.,
18 Defendants.
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CASE NO. 2:21-CV-3677-FLA-MAR
**DECLARATION OF BLAIR BERK
IN SUPPORT DEFENDANTS'
MOTION TO STAY
PROCEEDINGS PURSUANT TO 18
U.S.C. § 1595(b)**

*Notice of Motion and Motion,
Memorandum of Points and Authorities,
Declaration of Howard E. King, and
Proposed Order filed concurrently*

Date: January 13, 2023
Time: 1:30 p.m.
Crtrm.: 6B

The Hon. Fernando L. Aenlle-Rocha

SAC Filed: May 12, 2022
Trial Date: June 20, 2023

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DECLARATION OF BLAIR BERK

I, Blair Berk, declare as follows:

1. I am an attorney licensed to practice law in the State of California and serve as counsel for Brian Warner p/k/a Marilyn Manson. I have personal knowledge of the facts set forth herein, which are known by me to be true and correct, and if called as a witness, I could and would competently testify thereto.

2. For approximately the last two years, I have represented Mr. Warner in connection with a criminal investigation being conducted by the Los Angeles County Sheriff’s Department. In connection with that representation, I am informed that Esmé Bianco is a complaining witness in the criminal investigation and has made criminal allegations of sexual assault against Brian Warner which are the subject of a pending investigation. I have had numerous conversations with the detectives conducting the investigation, including Detective David Van Dyke. In those conversations, Detective Van Dyke has confirmed that Esmé Bianco is a complaining witness in the investigation and that the investigation covers the allegations she has made against Mr. Warner in her civil lawsuit against him.

3. I have also confirmed with the Los Angeles County District Attorney’s Office that they are reviewing the investigation conducted by the L.A. County Sheriff’s Department for consideration of filing of criminal charges. As recently as November 16, 2022, I spoke with representatives of the Los Angeles District Attorney’s Office who confirmed the case is being reviewed and that the filing determination remains pending.

Executed on this _12th_ day of December, 2022, at Los Angeles, California. I declare under penalty of perjury that the foregoing is true and correct.



Blair Berk