

# EXHIBIT II

1 Geraldine A. Wyle (SBN 89735)  
2 Jeryll S. Cohen (SBN 125392)  
3 Jeffrey D. Wexler (SBN 132256)  
4 Vivian Lee Thoreen (SBN 224162)  
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9 Facsimile: (213) 892-7731

10 Attorneys for Temporary Conservator  
11 of the Person and Temporary Co-Conservator  
12 of the Estate James P. Spears

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DISTRICT

In re the Conservatorship of the Person and the  
Estate of:

BRITNEY JEAN SPEARS,  
Temporary Conservatee.

CASE NO. BP 108870

**DECLARATION OF JERYLL S. COHEN  
RE EFFORTS TO CONTACT PVP  
COUNSEL AND FAMILY LAW COUNSEL  
RE CONSERVATORSHIP AND TO  
OBTAIN CAPACITY DECLARATION  
FROM PREVIOUS TREATING  
PHYSICIAN**

Date: February 4, 2008  
Time: 1:30 p.m.  
Department: 9

**FILED**  
LOS ANGELES SUPERIOR COURT

FEB 04 2008

JOHN A. CLARK, CLERK

*Amundock*  
BY ANDREA MURDOCK, DEPUTY

**DECLARATION OF JERYLL S. COHEN**

I, Jeryll S. Cohen, declare:

1. I am an attorney licensed to practice law in the State of California and am a senior counsel at the law firm of Luce, Forward, Hamilton & Scripps LLP ("Luce Forward"), counsel of record for James P. Spears ("Mr. Spears"), the father of Britney Jean Spears ("Britney") and temporary conservator of the person and temporary co-conservator of the estate of Britney Jean Spears. Except as otherwise stated, the statements contained herein are based on my personal knowledge and experience. If called as a witness, I could and would testify competently to those facts.

2. On Friday, February 1, 2008, following receipt of certified copies of the orders appointing temporary conservators and letters of temporary conservatorship for both Britney's estate and person (respectively, the "Orders" and the "Letters"), I returned directly to my office. I arrived there at approximately 5:15 p.m. I am informed and believe that Andrew Wallet, co-conservator of Britney's estate, called Ronald Rale, an attorney at Trope & Trope, to inform him of the appointment of Mr. Spears and Mr. Wallet in the conservatorship. I am further informed and believe that upon Mr. Wallet's receipt of the Orders and Letters sent to him by a colleague of mine at Luce Forward, he forwarded the Orders and Letters to Mr. Rale.

3. While there were many tasks to accomplish to implement the conservatorship – most urgently, securing Britney's Beverly Hills home and vehicles and making arrangements with UCLA Medical Center (where Britney is currently a patient) for the probate investigator to visit Britney that evening – I obtained contact information for the two lawyers at Trope & Trope whom I understand are in charge of Britney's representation in the family law matter regarding custody of her children. I contacted the home and work telephone numbers for Anne Kiley and the work telephone number for Sorrell Trope. I called all of those numbers and left a message on each voice mail informing them of the content of the portions of the Orders and Letters pertaining to the family law matter, and I gave them my cell phone number and asked them to call me to coordinate the representation of Britney, most particularly because of the hearing scheduled for 8:30 a.m. on Monday, February 4, 2008.

1           4.       At approximately 5:00 p.m. on Sunday, February 3, 2008, I sent an e-mail to  
2 Anne Kiley, an attorney at Trope & Trope involved in Britney's representation in the family law  
3 matter, requesting that the Trope & Trope attorneys contact me.

4           5.       I received no contact from Mr. Trope or Ms. Kiley until I received an e-mail from  
5 Ms. Kiley at 8:20 p.m. on Sunday, February 3, 2008 informing me that she had been out of town  
6 and was not available to talk until 6:45 a.m. on Monday, February 4, 2008. I did speak with her  
7 this morning, on February 4, before the Family Court hearing.

8           6.       I am informed and believe that at approximately 9 a.m. on Saturday, February 2,  
9 2008, medical personnel at UCLA Medical Center informed my colleague Geraldine A. Wyle, a  
10 partner at Luce Forward also representing Mr. Spears, that a young lawyer, later identified as  
11 Tara Scott of Trope & Trope, had already been at the hospital for some time waiting to see  
12 Britney. I am further informed that Britney was initially unresponsive to Ms. King's request and  
13 finally, after Ms. Scott visited for a very short while, Britney stated that she was too tired to talk.

14           7.       I am informed that medical personnel at UCLA Medical Center told my  
15 colleague, Vivian Thoreen, an associate at Luce Forward also representing Mr. Spears, on  
16 February 2, 2008 that the attorney who sought to visit Britney on Saturday, February 2, 2008 was  
17 Ms. Scott.

18           8.       I am further informed and believe that Ms. Thoreen telephoned Mr. Rale on the  
19 morning of Saturday, February 2, 2008, to confirm whether or not he was an attorney at the law  
20 firm of Trope & Trope. I am informed and believe that Ms. Thoreen had a pleasant conversation  
21 with Mr. Rale.


22           9.       At approximately 12:58 p.m. on Saturday, February 2, 2008, Ms. Wyle and Ms.  
23 Thoreen received an e-mail communication from Adam Streisand, a partner at Loeb & Loeb  
24 LLP, that mischaracterized the conversation between Ms. Thoreen and Mr. Rale and accused Mr.  
25 Spears of attempting "nothing more than a hostile takeover of our client [Britney] for improper  
26 purposes."

27           10.      Ms. Wyle forwarded the e-mail to me and, at approximately 2:52 p.m. on  
28 Saturday, February 2, 2008, I e-mailed Mr. Streisand, suggesting that we all "put our heads

1 together and come up with the best and least ugly way to save this young woman's life, bring her  
2 back to her babies and keep her safe from predators. ¶ Please call me." Mr. Streisand's  
3 response, more than 24 hours later, was to make a demand for his immediate provision of the  
4 petitions for the two conservatorships for Britney. The email correspondence I exchanged with  
5 Mr. Streisand is attached collectively as Exhibit A. At the time of my execution of this  
6 declaration, I am still unaware of any authority Mr. Streisand has to demand those documents.

7 11. I am informed and believe that Ms. Thoreen left a voicemail for PVP counsel,  
8 Samuel Ingham III at approximately 7:30 p.m. on Saturday, February 2, 2008, and then had a  
9 telephone conversation with him at approximately 11:00 a.m. on Sunday, February 3, 2008,  
10 wherein she informed him that she had arranged for him to see Britney at UCLA Medical Center.  
11 I am further informed and believe that Mr. Ingham later informed Ms. Thoreen that he had  
12 visited Britney on the afternoon of Sunday, February 3, 2008.

13 Executed on February 4, 2008 at Los Angeles, California. I declare under penalty of  
14 perjury of the laws of the State of California that the foregoing is true and correct.

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18 JERYLL S. COHEN  
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**Thoreen, Vivian**

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**From:** Cohen, Jeryll  
**Sent:** Saturday, February 02, 2008 2:52 PM  
**To:** 'astreisand@loeb.com'  
**Cc:** Thoreen, Vivian; Wyle, Geraldine  
**Subject:** Britney

Adam,

Let's talk. I understand you feel you have certain obligations, but you are a father too. Let's see if we can all put our heads together and come up with the best and least ugly way to save this young woman's life, bring her back to her babies and keep her safe from predators.

Please call me  
3104887175

Best regards,

Jeryll

\*\*\*\*\*

CONFIDENTIAL

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