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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

United States of America,

Plaintiff,

v.

Andy Li,

Defendant.

CASE NO. CR 14-196 CRB (JCS)

DECLARATION OF MICHAEL KIM IN SUPPORT OF DEFENDANT ANDY LI'S MOTION TO REOPEN DETENTION HEARING AND RECONSIDER DETENTION

Hearing:
Date: August 22, 2014
Time: 10:30 AM
Judge: Hon. Joseph C. Spero

DECLARATION OF MICHAEL KIM

I, Michael Kim, declare as follows:

1. My name is Michael Kim, and I am employed by the San Francisco Sherriff's Department.

2. In or around February 2014, I possessed two ballistic vests issued to me by the Sheriff's Department in connection with my employment.

3. On February 2, 2014, my wife, Bonnie, had an appointment at Mimi Li's hair salon located in San Francisco, California.

4. On that day, I stopped by Ms. Li's salon to drop off my work-issued ballistic vest with my wife because I had to run errands and did not want to leave the vest in my car.

5. I asked my wife to bring the vest home for me when she was done at the salon.

6. Unfortunately, my wife forgot the vest at Ms. Li's salon.

7. Because my wife forgot the vest, Ms. Li informed me that she took the vest and put it in her car, intending to return it to me.

8. Due to miscommunication and timing, I never received the vest back from Ms. Li prior to March 26, 2014. We had made plans for her to drop it off at my house and for me to pick it up from her house, but we both got busy and the plans fell through.

9. The vest that federal agents recovered from Ms. Li's vehicle belonged to me.

10. I did not have an immediate need for the vest after my wife left it at Mimi's salon because I had another vest that I could use in connection with my employment.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on August 6, 2014 in San Francisco, California.

Michael Kim