Honorable Christopher M. Alston 1 Michael J. Gearin, wsba # 20982 David C. Neu, wsba # 33143 Chapter 11 2 Brian T. Peterson, WSBA # 42088 **K&L GATES LLP** 925 Fourth Avenue, Suite 2900 3 Seattle, WA 98104-1158 4 (206) 623-7580 5 6 7 UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF WASHINGTON 8 AT SEATTLE 9 Case No. 16-11767-CMA In re: 10 **DECLARATION OF MARTY** NORTHWEST TERRITORIAL MINT, LLC, 11 Debtor. **COLWELL** 12 13 14 Marty Colwell declares as follows: 15 1. I am over the age of 18 years old and, if called as a witness, could and would testify 16 to the matters set forth herein based on my personal knowledge. Unless otherwise stated herein, I 17 make the following statements based upon my personal knowledge. 18 2. I was employed as a sales agent by Northwest Territorial Mint ("NWMT") from 19 November, 2000 until January, 2018. In late February, 2018, I was offered employment at Sierra 20 Mint in the capacity as its sales director. Sierra Mint sells challenge coins and other items which it 21 has manufactured in China. Jason Fleet, Paul Wagner and I are the only employees of Sierra Mint. 22 3. In my job at Sierra Mint, I contact and assist customers regarding orders of challenge 23 coins or similar items which Sierra Mint then has manufactured in China. Some of the parties that 24 contact me, or who I contact, are former customers of NWTM. I do not have a list of NWTM 25 customers nor did I take one when I was terminated. Rather, from my eighteen years of working 26 K&L GATES LLP 925 FOURTH AVENUE, SUITE 2900

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1	with NWTM I have relationships with former customers. I do not have copies of NWTM's art files,
2	nor do I have access to NWTM's art files.
3	4. Neither I, nor to my knowledge any of Sierra Mint's employees, have ever taken
4	possession of or used assets of the bankruptcy estate other than in the course of employment at
5	NWTM.
6	I declare under the penalty of perjury under the laws of the United States that the foregoing is
7	true and correct to the best of my knowledge.
8	EXECUTED this 14th day of November, 2018, at Dayton, Nevada.
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10	/s/ Marty Colwell
11	Marty Colwell
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## **CERTIFICATE OF SERVICE**

The undersigned declares as follows:

That she is a Paralegal in the law firm of K&L Gates LLP, and on November 14, 2018, she caused the foregoing document to be filed electronically through the CM/ECF system which caused Registered Participants to be served by electronic means, as fully reflected on the Notice of Electronic Filing.

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

Executed on the 14th day of November, 2018 at Seattle, Washington.

/s/ Denise A. Lentz Denise A. Lentz

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**DECLARATION OF MARTY COLWELL - 3** 501952365 v1

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