

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

STEVEN A. AVERY,

Plaintiff,

v.

04-C-00986

MANITOWOC COUNTY,
THOMAS H. KOCOUREK and
DENIS R. VOGEL,

Defendants.

SECOND AFFIDAVIT OF ROBERT J. GINGRAS

STATE OF WISCONSIN)
)§
COUNTY OF DANE)

Robert J. Gingras, being first duly sworn, hereby testifies and avers as follows:

1. I am an attorney with the firm of Gingras, Cates & Luebke, S.C.
2. When I met with Steven Avery on October 30, 2003, I explained to Avery that the contingent fee would be the greater of either 40% of a settlement or verdict, or, in the alternative, the actual attorney's fees that would be awarded by a court after a trial.
3. I also explained to Avery that the costs of litigation would be taken out after the fee was calculated.

The above statements are true and accurate to the best of my recollection.

s/ Robert J. Gingras

Subscribed and sworn to before me
this 23rd day of March, 2006.

s/ Heath P. Straka
Heath P. Straka, Notary Public
State of Wisconsin
My commission is permanent