

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

LEONARD FRENCH,

Plaintiff,

CV 08-171

v.

BOARD OF COUNTY COMMISSIONERS  
FOR THE COUNTY OF EDDY,  
DAVID EDMONDSON, Commander of the  
Pecos Valley Drug Task Force, and  
JOHN DOES # 1-4, Eddy County Sheriffs' Deputies,

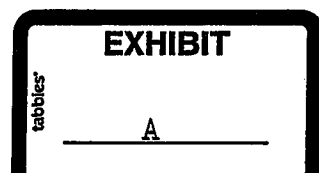
Defendants.

AFFIDAVIT OF DAVID EDMONDSON

STATE OF NEW MEXICO            )  
  )SS.  
COUNTY OF EDDY                )

DAVID EDMONDSON, being first duly sworn, deposes and states:

1. My name is David Edmondson and I am one of the named Defendants in the above-referenced matter.
2. I am a certified law enforcement officer within the State of New Mexico currently employed by the County of Eddy but assigned and working at the Pecos Valley Drug Task Force.
3. I currently am, and was on August 28, 2007, the Commander of the law enforcement officers assigned to the Pecos Valley Drug Task Force.
4. Law enforcement officers assigned to the Pecos Valley Drug Task Force, including those employed by the Board of County Commissioners for the County of Eddy



are normally deputized to act as agents of the United States Drug Enforcement Administration (the "DEA").

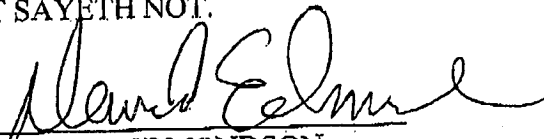
5. On August 28, 2007, agents assigned to the Pecos Valley Drug Task Force seized marijuana from Plaintiff Leonard French. (Mr. French has apparently erroneously indicated that the seizure was on September 4, 2007. All records pertaining to the seizure confirm that it took place on August 28, 2007).

6. Pursuant to the incident reports filed by the agents, the seizure of the Plaintiff's marijuana plants was performed by two Pecos Valley Drug Task Force agents who, at the time of the seizure, were deputized by the DEA.

7. The seizure was done at the direction of and under the guidance and control of the DEA, and specifically pursuant to the Controlled Substances Act (CSA) (Title II of the Comprehensive Drug Abuse Prevention and Control Act) (21 U.S.C.S. §§ 801 *et seq.*).

8. The marijuana and all items seized from the Plaintiff on August 28, 2007 were turned over to the DEA.

FURTHER AFFIANT SAYETH NOT.

  
\_\_\_\_\_  
DAVID EDMONDSON

SUBSCRIBED AND SWORN TO before me this 14<sup>th</sup> day of February, 2008, by  
DAVID EDMONDSON.

  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

7/24/11