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 FILED-Central District
SUPERIOR COURT
SAN BERNARDINO COUNTY
JUL 15 2008
By Stephanie Chandler
Deputy

5 Attorneys for Plaintiffs
6 BENCHMARK YOUNG ADULT SCHOOL, INC.
7 AND JAYNE LONGNECKER

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF SAN BERNARDINO, CENTRAL CIVIL DISTRICT

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12 BENCHMARK YOUNG ADULT SCHOOL,)
13 INC., a California corporation; and JAYNE)
14 LONGNECKER, an individual,)
15
16 Plaintiff,)
17
18 v.)
19 MICHAEL CRAWFORD, an individual; and)
20 DOES 1 through 50, inclusive,)
21
22 Defendant.)

CASE NO.: CIVSS 803920
DECLARATION OF JAMES STEPHEN MAURER IN SUPPORT OF PLAINTIFFS' OPPOSITION TO SPECIAL MOTION TO STRIKE COMPLAINT PURSUANT TO CCP §425.16

22 I, Dr. James Stephen Maurer, declare as follows:

- 23 1. I make this declaration in support of Plaintiffs' Opposition To Special Motion To Strike
24 Complaint Pursuant To CCP §425.16. I have personal knowledge of, and if called as a witness
25 to testify could and would testify to, the following facts:
26 2. I received my Board Certification in General Psychiatry in the State of California in 1996. I
27 am currently Chief of Staff at Patton State Hospital in Patton CA, and have held that position
28 since 2007. I have been a Staff Psychiatrist at Patton State Hospital since 2004. I have been

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27 am currently Chief of Staff at Patton State Hospital in Patton CA, and have held that position
28 since 2007. I have been a Staff Psychiatrist at Patton State Hospital since 2004. I have been

1 an Assistant Professor at Loma Linda University School of Medicine from 1996 to the present.

- 2
- 3 3. I graduated from Loma Linda School of Medicine in 1991 and received a California Physician
4 and Surgeon License, License # G75446. I completed a four (4) year Combined Residency in
5 Psychiatry Loma Linda University Department of Psychiatry in 1995. I was Chief Resident
6 there from 1994-1995.
- 7 4. In 1995 I served as Director of Behavioral Health Services, Indian Health, Inc., in Banning
8 California. I was in private practice at New Hope Christian Counseling in Moreno Valley,
9 California from 1994-1997.
- 10 5. I served as Medical Director of Behavioral Health Services at San Bernardino Community
11 Hospital from 1998-1999. I was a Staff Psychiatrist at the Continuing Community Care
12 Riverside County Department of Mental Health from 1995-2003. I served as Medical Director
13 at Loma Linda University Behavioral Medicine Center Partial Hospitalization Program from
14 2000-2003. I was President of Medical Staff, Loma Linda University Behavioral Medicine
15 Center from 2002-2003.
- 16 6. In addition to the above position, I have been in private practice in Redlands, California since
17 1996 and continuing to the present. Since August 1997, I have limited my private practice to
18 seeing BENCHMARK students for psychiatric evaluation and treatment. I provide my
19 services to the students primarily on the premises of the school or at the student living quarters.
- 20 7. When I initially began treating BENCHMARK students, I treated only those students who
21 were being prescribed psychotropic medication. I provided both medication management and
22 psychotherapy services to those students.
- 23 8. Sometime in late 1997, BENCHMARK, through Jaynie Longnecker (“Mrs. Longnecker”), the
24 Director of BENCHMARK, requested that I perform a psychiatric evaluation of each and every
25 student being admitted to BENCHMARK. At the request of BENCHMARK, therefore, I
26 began performing evaluations of all incoming BENCHMARK students beginning in late 1997.
27 I have continued to do so to the present time. My evaluation consists of a standard psychiatric
28 clinical interview, along with some paper and pencil tests. If there is a history of a psychiatric

1 illness or one is diagnosed by me, I inform Mrs. Longnecker and provide any treatment
2 recommendations. If deemed appropriate, BENCHMARK takes measures to ensure ongoing
3 treatment, which generally includes medication management by myself, and if indicated based
4 on my evaluation, individual psychotherapy by qualified therapists.

5 9. Depending on the needs and stability of the student, if follow up is needed I will see the student
6 in follow up sessions anywhere from once per week to once every two or three months. For
7 students who do not require treatment, or who decline treatment for less severe illnesses such
8 as Adult Attention Deficit Hyperactivity Disorder, I will not see them again unless specifically
9 asked by BENCHMARK, the student's counselor, or the student himself.

10 10. Sometimes, if indicated, I will provide brief psychotherapy in addition to medication
11 management. From time to time I may also make a referral for individual psychotherapy. In
12 such instance, BENCHMARK and I review and discuss the referral. On the rare occasions that
13 we have disagreed on a course of treatment BENCHMARK has always deferred to my
14 judgment if I have strongly advocated for the recommendation.

15 11. From time to time I have also recommended inpatient hospitalization for a student.
16 BENCHMARK has always been helpful in assisting the student safely to the hospital. At
17 other times I have recommended partial hospitalization in lieu of inpatient hospitalization, or
18 for issues relating to substance use disorders, a level of care consistent with an intensive
19 outpatient program. BENCHMARK has always followed proper substance abuse protocols for
20 providing a higher level of care for an individual with a substance use disorder who relapses
21 in one way or another.

22 12. BENCHMARK has made remarkable progress with certain individuals who, without the
23 ongoing assistance of BENCHMARK, would in my opinion currently reside in an institutional
24 or similar setting. I believe they are to be applauded for this work. As for the other
25 BENCHMARK students who are not psychiatrically disabled, many have decided to receive
26 the help offered by Benchmark staff, worked hard, and have gone on to graduate into
27 adulthood, where they are now living successfully. Because of this I derive great satisfaction
28 from my work with Benchmark and am hopeful that they will continue to do this for many

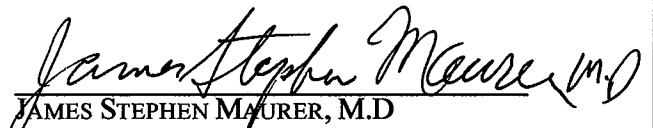
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more young adults both now and in the future.

13. I do not have any financial arrangement with BENCHMARK. I operate on a fee for service basis only. I also carry my own malpractice insurance.

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

Executed on July 11, 2008 in Yuccaipa, CA.


JAMES STEPHEN MAURER, M.D