EXHIBIT C

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MISSOURI

| The Society of Lloyd's, |) | |
|--|----------|-------------------------|
| Plaintiff, |) | |
| |) | Case No: 4:03CV1113 HEA |
| VS. |) | |
| |) | |
| Robert W. Fuerst, Hord Hardin II, Harold I | Ξ .) | |
| Ilg, Walter A. Klein, Meade M. McCain, |) | |
| John J. Shillington, Cynthia J. Todorovich |) | |
| and Michael B. Todorovich, |) | |
| |) | |
| Defendants. |) | |

AFFIDAVIT OF WALTER A. KLEIN

The undersigned, Walter A. Klein, on oath deposes and states as follows:

- 1. I am of the age of majority, under no disability, and if called as a witness would be able competently to testify to the facts asserted herein, all of which are within my personal knowledge.
 - 2. I am one of the defendants in the action captioned above.
- 3. I was born on December 4, 1940, in Missouri, and am 63 years of age. I have been a resident of Missouri since 1940.
 - 4. I have been semi-retired since 2001.
- 5. I was recruited into Lloyd's by Lord Brownlow of the Harris & Dixon Underwriting Agency. He recruited me by telephone in 1997. All of the recruitment took place in Missouri.
- 6. I did not seek the advice of a lawyer or an accountant before joining Lloyd's. I relied on the statements made to me by Lord Brownlow.
- 7. At no time did Lord Brownlow or anyone else at Lloyd's ever mention asbestos to me.

- 8. I began underwriting in 1978.
- 9. Later, neither Lord Brownlow nor anyone at Harris & Dixon Underwriting Agency nor at Lloyd's told me that there was a Lloyd's Act of 1982 which gave Lloyd's certain immunities under English law.
- 10. Neither Lord Brownlow nor anyone at Harris & Dixon Underwriting Agency nor at Lloyd's ever explained to me how syndicates are closed by reinsurance or what an "open year" was.
- 11. When I went to London for my Rota meeting I was given stacks of papers to sign. I was not able to read it all. Lord Brownlow told me not to read the papers, saying if you read it, we'll be here all day; this is where you have to trust me. I mentioned several times that I didn't understand what I was signing. Secretaries were coming in with more papers to sign and taking away the papers I already signed.
- 12. My original letter of credit at Lloyd's was for £59,500. After a few years, my letter of credit was increased several times after my agent insisted that I increase it to £72,900.
- 13. I have already paid Lloyd's more than \$509,512 including draw-downs on my letters of credit and payments of cash calls.
- 14. I did not accept R & R because it didn't offer me finality. Further, in 5 months, my indicative statement went from about £36,000 to £198,000 without any explanation. I felt this sum was astounding and absurd. I was never aware that I could choose between the two.

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

Signed this 12th day of April, 2004, at St. Louis, Missouri.

| /s/ Walter A. Klein | | | |
|---------------------|--|--|--|
| Walter A. Klein | | | |
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On this 12th day of April, 2004, before me personally appeared Walter A. Klein, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed and that the facts contained therein are true and correct to his best knowledge and belief.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year first above written.

/s/ Mary Beth Arredondo
Notary Public

My Commission Expires: 1/13/2007

VERIFICATION OF SIGNED ORIGINAL DOCUMENT

Pursuant to Local Rule 11-2.11, Ted F. Frapolli, Attorney for Defendants Robert W. Fuerst, Hord Hardin II, Walter A. Klein, Meade M. McCain, Cynthia J. Todorovich and Michael B. Todorovich hereby attests to the existence of a paper copy of the Affidavit of Walter A. Klein bearing the original signature of Walter A. Klein. The document was filed electronically on April 15, 2004 as an attachment to Response, Evidentiary Objections and Counterstatements of Defendants Robert W. Fuerst, Hord Hardin II, Walter A. Klein, Meade M. McCain, Cynthia J. Todorovich and Michael B. Todorovich to Plaintiff's Statement of Undisputed Material Facts. Counsel will retain the paper copy bearing the original signature during the pendency of the litigation including all possible appeals.

LAW OFFICES OF TED F. FRAPOLLI

By: /s/ Ted F. Frapolli
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CERTIFICATE OF SERVICE

I certify that on the 15th day of April, 2004, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the following: Martin J. Buckley, Attorney for Plaintiff, 1139 Olive Street, Suite 800, St. Louis, Missouri 63101; Alan C. Kohn, Esq., Attorney for Defendant Shillington, One US Bank Plaza, Suite 2410, St. Louis, Missouri 63101; Blake T. Hannafan, Esq., Michael T. Hannafan & Associates, Ltd., One East Wacker Drive, Suite 1208, Chicago, IL 60601; and Harold F. Ilg, 100 L'Ambiance Circle, Unit 202, Naples, Florida 34108.

| /s/ | Ted F. Frapolli | |
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