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STATE OF NEW YORK                    )  
COUNTY OF NEW YORK                ) ss.:

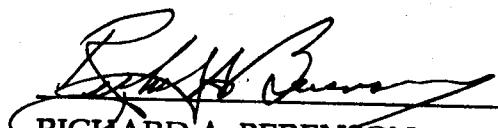
RICHARD A. BERENSON, being duly sworn, deposes and says:

1. I am a Certified Public Accountant and have been for 30 years. I am a partner in the firm, Berenson, Berenson, Adler & Co., with offices at 100 Park Avenue, New York, New York 10017 (tele: 212-889-8610).
2. I have reviewed Section II of the public portion of the Senate Judiciary Committee questionnaire, submitted by Andrew O'Rourke, and dated January 10, 1992. That section is entitled: "FINANCIAL DATA AND CONFLICT OF INTEREST" (p.11). As part thereof, I have also reviewed the attached 5-page "Financial Disclosure Report" (pp. 14-18) and the 5-page "Financial Statement-Net Worth"(pp. 19-23).
3. Mr. O'Rourke has prepared his submission without care given to the specific questions asked. The following is illustrative:
  - a. Item VII--Investments and Trusts: Mr. O'Rourke's attached sheet (p.17) is prepared without compliance with headings. He confuses interest, dividends, and partnership interest. Moreover, his annexed sheet does not agree with a similar schedule in his Financial Statement (p. 19).
  - b. Financial Statement--Net Worth (p. 19)
    - i. The balance sheet schedule of stocks and bonds is omitted (List "B")
    - ii. Mr. O'Rourke attaches a list instead of the requisite "Schedules". "List A" is meaningless since it has no details and does not agree with the Schedule in the questionnaire. Additionally, "List A" is poorly presented because it lists in the "Type" column U. S. Treasury Strips (a poor description) as stocks.
    - iii. The result of the omissions of the stocks and bonds is that Mr. O'Rourke's net worth is understated by \$263,000 or 17%.
4. For purposes of conflicts of interest, Mr. O'Rourke responses do not provide the necessary full and complete description of each asset and liability. For example, he includes a securities account "Bear Stearns Stock Account", without detailing the

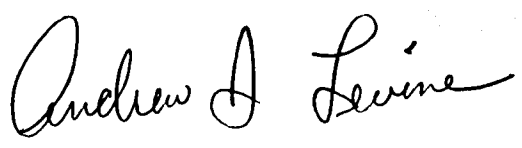
EX "CCC"

names of the securities included in that account. It would seem logical for conflict of interest purposes to include such information.

Mr. O'Rourke's financial questionnaire is amaturishly completed by one who is either careless or unknowledgable.

  
RICHARD A. BERENSON

Sworn to before me this  
15 day of April 19 92



ANDREW D. LEVINE  
NOTARY PUBLIC, State of New York  
No. 41-4611048  
Qualified in Queens County  
Commission Expires August 31, 1993