

(c) In Attorney's sole discretion, prior to taking any of the actions authorized hereunder, to seek on my behalf and at my expense a declaratory judgment from any court of competent jurisdiction interpreting the validity of any or all acts authorized by this special power of attorney, but such declaratory judgment shall not be necessary in order for Attorney to perform any act authorized hereunder.

(d) In Attorney's sole discretion, in my name, on my behalf and at my expense to bring an action against any hospital staff, physician, nurse or other medical personnel who fail to comply with actions taken by Attorney under this special power of attorney and to demand damages of all kinds, including actual and punitive damages.

2. RESIGNATION AND REVOCATION

(a) This Power of Attorney shall not be affected by physical disability or mental incompetence of the principal which renders the principal incapable of managing his own estate. It is my intent that the authority conferred herein shall be exercisable notwithstanding my physical disability or mental incompetence.

(b) This Power of Attorney shall remain in full force and effect until the earlier of the following events:

(i) Attorney has resigned as provided herein;

(ii) I have revoked this special Power of Attorney by written instrument recorded in the public records of the county aforesaid; or

(iii) A committee shall have been appointed for me by a court of competent jurisdiction.

(c) In the event that Attorney shall become unable or unwilling to serve or to continue to serve, then Attorney may resign by delivering to me in writing a copy of his resignation and recording the original in the public records of the county aforesaid. Upon such resignation and recording, Attorney shall thereafter be divested of all authority under this special Power of Attorney.

JSD
PBW
RXC
Carman H. Moore

10719

4328 RV-2