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12 ATTORNEYS FOR FEDERAL DEFENDANTS

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 LONG HAUL, INC. AND EAST BAY)
17 PRISONER SUPPORT,)
18 Plaintiffs,)
19 v.)
20 REGENTS OF THE UNIVERSITY OF)
21 CALIFORNIA; VICTORIA HARRISON;)
22 KAREN ALBERTS; WILLIAM KASISKE;)
23 WADE MACADAM; TIMOTHY J.)
24 ZUNIGA; BRUCE BAUER; COUNTY OF)
25 ALAMEDA; GREGORY J. AHERN;)
26 UNITED STATES OF AMERICA; MIKE)
27 HART; LISA SHAFFER; AND DOES 1-25.)
28 Defendants.)

No. C 09-0168 JSW

DECLARATION OF JONATHAN U. LEE IN SUPPORT OF DEFENDANT UNITED STATES' MOTION TO DISMISS PRIVACY PROTECTION ACT CLAIM BASED ON SEARCH WARRANT FOR FAILURE TO STATE A CLAIM UNDER FED. R. CIV. P. 12(B)(6) OR IN THE ALTERNATIVE TO STRIKE

Date: September 4, 2009
Time: 9:00 a.m.
Place: Courtroom 11, 19th Floor
Judge: Hon. Jeffrey S. White

I, JONATHAN U. LEE, declare:

1. I am an Assistant United States Attorney in the United States Attorney's Office for the Northern District of California and am assigned to defend the Federal Defendants in this case, which are the United States, Lisa Shaffer, and Mike Hart.
2. I am licensed to practice law in California and to appear before this Court. I make this declaration from my own personal knowledge, except as indicated when it is from my understanding and belief. If called as a witness, I could and would competently testify to

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the contents of this declaration.

3. Attached hereto as Exhibit A is a true and correct copy of the search warrant application referred to in plaintiffs' complaint.

I declare under penalty of perjury that the foregoing is true and accurate and that I have executed this declaration on July 2, 2009 in San Francisco, California.

/s/

JONATHAN U. LEE