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10 ***UNITED STATES DISTRICT COURT***  
11 ***NORTHERN DISTRICT OF CALIFORNIA***

12 MICHAEL SAVAGE,  
13 aka (Michael Weiner)

No. C 07-06076SI

14 Plaintiff,

15 vs.

16  
17 Counsel on American-Islamic  
18 Relations, Inc., Council on  
19 American Islamic Relations  
20 Action Network Inc., Council on  
21 American Islamic Relations  
22 of Santa Clara Inc., and Does  
23 3-100

Defendants.  
24 \_\_\_\_\_/

25 **DECLARATION IN SUPPORT**  
26 **OF NOTICE THAT DEFENDANT LACKS**  
27 **STANDING TO LITIGATE**  
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I, Daniel Horowitz declare as follows:

1. When I filed this lawsuit I had a great deal of trouble identifying the real corporate entity that was CAIR as we understand it in the context of this lawsuit.

2. I originally named various CAIR entities and then amended. After meeting and conferring with opposing counsel, I named the organization that he identified as the parent corporation of CAIR. I even put language to this effect in the complaint indicating that this was part of a deliberate plan to deceive and disguise ownership and control.

3. I had originally named the Council on American Islamic Relations Action Network but Mr. Burke informed me that the correct group was the Council on American Islamic Relations.

4. I continue to track CAIR and read a series of internet based articles where it was alleged that CAIR's articles of incorporation were revoked as of September 8, 2008.

5. I then went on line and found that the CAIR entity that we finally sued, Council on American Islamic Relations is no longer listed with the Washington D.C. Secretary of State.

6. Listed is the group that I originally served, the Council on American Islamic Relations Action Network.

7. Exhibit 1 shows a search I did on the words "Council on". Two CAIR based groups appeared including the CAIR Action Network. Both have a revoked status. Exhibit 2 is the full record for CAIR Action Network and Exhibit 3 is the full record for the CAIR Foundation.

8. I then accessed my Choicepoint database (KNOWX.com) and located the original record for Counsel on American Islamic Relations Inc.. I noted the corporate ID number of **942995**. That is the number which is shown for the CAIR Action Network on Exhibits 1 & 2.

9. I searched under "CAIR" and "Relations" and "American Islamic" and "American-Islamic) to see if a valid CAIR showed up but it did not. The website is <http://mblr.dc.gov/corp/lookup>.

10. Exhibits 5 & 6 are the fuller files for both CAIR Action Network and CAIR. These

1 documents show that both are revoked. Exhibit 5 shows that the original articles were issued to  
2 “Council on American-Islamic Relations, Inc.” (9/15/1994). Exhibit 6 shows that CAIR Action  
3 Network was revoked on September 8, 2008. The third page of that exhibit shows that the  
4 Council on American-Islamic Relations changed its name to Council on American-Islamic  
5 Relations Action Network as of June 15, 2007.

6 11. This documents shows that the original entity that I named was the correct one since  
7 we filed on December 3, 2007. The name change I was led to make by discussion with counsel  
8 was to the old and invalid name. (So the references in motions to the “twice amended  
9 complaint” which counsel used to imply that I was too inept to find the correct corporate entity  
10 by myself, turns out to have been unfair. In fact, our original research was correct and we had  
11 designated the correct entity.

12 12. In fact, this Court’s order of February 14, 2008 (based upon counsel’s stipulation)  
13 specifically allows paragraph 9 of the complaint to be modified so that it no longer names CAIR  
14 Action Network and instead substitutes CAIR. We now know that plaintiff had it correctly and  
15 this stipulation was in error. The Order is attached as Exhibit 7.

16 13. I do not blame Mr. Burke personally. As far as I know, he has no history of  
17 representing this client. I have no reason to believe that he would deliberately mislead me and I  
18 would not want to imply anything negative towards him personally by this declaration.

19 14. However, CAIR knows their name and the fact that they had changed their name and  
20 registration from Council on American Islamic Relations to Council on American Islamic  
21 Relations Action Network. They let this agreement between counsel take place knowing it was  
22 wrong.

23 15. In any case, as shown by the attached Exhibits, CAIR has no standing to proceed any  
24 further in this action.

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26 I declare the above to be true and correct under penalty of perjury. Executed this

1 December 16, 2008 at Lafayette, California.

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Daniel Horowitz