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**UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION**

**AYMAN LATIF, et al.,**

Plaintiffs,

v.

**ERIC H. HOLDER, JR., et al.,**

Defendants.

Case No.: 10-cv-750 (BR)

**DECLARATION OF  
BEN WIZNER IN SUPPORT OF  
PLAINTIFFS' MOTION FOR A  
PRELIMINARY INJUNCTION**

I, Ben Wizner, hereby declare and state as follows pursuant to 28 U.S.C. § 1746:

1. I am an attorney at the American Civil Liberties Union Foundation and represent the Plaintiffs in the above-referenced action. I submit this declaration based on my personal knowledge in support of the motion by Plaintiffs Ayman Latif, Faisal Nabin Kashem, Elias Mustafa Mohamed, Samir Mohamed Ahmed Mohamed, Abdullatif

Muthanna, Saleh A. Omar, and Abdul Hakeim Thabet Ahmed for a preliminary injunction in the above-captioned case.

2. For several months, I have been attempting to assist individuals who traveled abroad and were thereafter placed on the government's No Fly List. I have conducted research in the hopes of identifying practicable and affordable means for them to return to the United States without flying over U.S. airspace.

3. In particular, I have attempted to determine whether individuals who are located in the Middle East and are unable to return to the United States by commercial air may be able to do so by ship.

4. I have done extensive internet research and have consulted with travel agents and, to the best of my knowledge, there are no direct boat voyages to the United States from Yemen, Saudi Arabia, or Egypt. Individuals stranded in those countries must make transatlantic voyages to the United States from Europe, and thus must first reach one of various European port cities, such as Southampton, United Kingdom; Liverpool, United Kingdom; Copenhagen, Denmark; Genoa, Italy; Antwerp, Belgium; or Hamburg, Germany.

5. I hereby declare and state under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Executed on August 16, 2010

  
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Ben Wizner