

EXHIBIT D

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON
AT SPOKANE

SULEIMAN ABDULLAH SALIM,)	
MOHAMED AHMED BEN SOUD,)	
OBAID ULLAH, (as personal)	
Representative of GUL RAHMAN),)	Civil Action No.
)	2:15-CV-286
Plaintiffs,)	
)	
v.)	
)	
JAMES ELMER MITCHELL and)	
JOHN "BRUCE" JESSEN,)	
)	
Defendants.)	

DECLARATION OF JAMES COTSANA

I, JAMES COTSANA, hereby declare and state:

1. I am a retired Central Intelligence Agency ("CIA") officer. Prior to joining the CIA, I attended Doane College, graduating with a bachelor's degree in Mathematics and Physics in 1970. From 1970 to 1974, I was a 1st Lieutenant Infantry Officer in the United States Marine Corps, serving in the Vietnam War. I then obtained my master's degree in Philosophy from San Diego State University in 1976, and was a Ph.D. candidate in Philosophy at the University of Iowa from 1976 to 1979. Around this time, I also worked at a halfway house and a Boys & Girls Club.

2. I began working for the Government in 1983. At the CIA, I served as an operations officer and senior manager with the CIA's Directorate of Operations and Directorate of Science and Technology, and was selected for promotion into the CIA's Senior Intelligence Service. After retiring from the CIA in 2004, I now do a variety of volunteer work in the vicinity of Concord, NH, which is where I currently reside.

3. As part of my employment with the CIA, I signed multiple secrecy and non-disclosure agreements. These agreements set forth the conditions under which I was given access to classified national security information, including Sensitive Compartmented Information ("SCI"). By signing these agreements, I agreed to never publicly divulge, publish, or reveal classified information, and agreed to submit any intelligence-related writing or oral presentation to the CIA for a prepublication classification review. These are lifelong obligations. Consistent with my obligation to protect classified information, I understand that the Government has indicated that I would not be permitted to answer any questions related to the former detention and interrogation program that the Defendants provided to the Government on December 29, 2016, including providing any information that would tend to confirm or deny whether I had a role in the CIA's former detention and interrogation program. Given that the Government will not

permit me to answer any questions related to the former detention and interrogation program, pursuant to an agreement between the Defendants and the Government, I understand that this written declaration is being submitted in lieu of my oral deposition that was originally scheduled for January 10, 2017.

* * *

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed this 10 day of January 2017.



James Cotsana