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10	Mitchell and Jessen		
11			
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13			
	UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF WASHINGTON		
14	AT SPOKANE		
15	AAAATTA TAAATTA AATTAAATTAA AATTAAATTA	1	
16	JAMES ELMER MITCHELL and JOHN "BRUCE" JESSEN,	NO. 16-MC-	-0036-JLQ
17	JOHN BROCK JESSEN,		
18	Petitioners,		TION OF BRIAN S. NT IN SUPPORT OF
	VS.		ERS' MOTION TO
19	¥3.		CONSIDERATION OF
20	UNITED STATES OF AMERICA,	PENDING 1	MOTION
21	Respondent.		
22	Ttospondon.		
23		_	
24			Betts
25	DECLARATION OF BRIAN S. PASZAMANT IN SUPPORT OF		Patterson Mines
	PETITIONERS' MOTION TO EXPEDITE	- 1 -	One Convention Place Suite 1400 701 Pike Street
	NO. 16-MC-0036-JLQ		Seattle, Washington 98101-3927 (206) 292-9988

139114.00602/104867616v.2

Related Case:

SULEIMAN ABDULLAH SALIM, et al.,

Plaintiffs,

VS.

JAMES E. MITCHELL and JOHN JESSEN,

Defendants.

NO. CV-15-0286-JLQ

- I, Brian S. Paszamant, hereby certify under penalty of perjury, that the following is true and correct and within my personal knowledge:
- 1. I am over the age of 18, have personal knowledge of all facts contained in this declaration, and am competent to testify as a witness to those facts.
- 2. I am one of the attorneys representing Petitioners/Defendants, James Elmer Mitchell and John "Bruce" Jessen (collectively, "<u>Petitioners</u>") in this action.
- 3. Petitioners and the Government could not reach an agreement on the redaction and privilege assertion issues, issues over which Petitioners have raised concerns for months. In fact, prior to the production of the Government's privilege log on December 20, 2016 (the last day afforded the Government by the Court), Petitioners had no knowledge as to specifically why the Government felt that it was entitled to redact the information that it was redacting.

- 2 -

DECLARATION OF BRIAN S.
PASZAMANT IN SUPPORT OF
PETITIONERS' MOTION TO EXPEDITE
NO. 16-MC-0036-JLQ

Betts

Mines

Patterson

One Convention Place Suite 1400 701 Pike Street Seattle, Washington 98101-3927 (206) 292-9988

Case 2:16-mc-00036-JLQ Document 57 Filed 01/20/17

1	4. Counsel for Petitioners communicated with counsel for the			
2	Government regarding this Motion, and the Government opposes Defendants'			
3	Motion to Expedite.			
4	5. Counsel for Petitioners notified chambers of this Motion on January			
5	20, 2017.			
6	s/ Brian S. Paszamant			
7	Brian S. Paszamant			
8	Executed this 20th day of January, 2017			
9	at Philadelphia, Pennsylvania.			
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25	DECLARATION OF BRIAN S. PASZAMANT IN SUPPORT OF PETITIONERS' MOTION TO EXPEDITE NO. 16-MC-0036-JLO Betts Patterson Mines One Convention Place Suite 1400 701 Pike Street Scottle, Markington 99101, 2027			

139114.00602/104867616v.2

NO. 16-MC-0036-JLQ

Suite 1400 701 Pike Street Seattle, Washington 98101-3927 (206) 292-9988 1

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DECLARATION OF BRIAN S. PASZAMANT IN SUPPORT OF PETITIONERS' MOTION TO EXPEDITE NO. 16-MC-0036-JLQ

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of January, 2017, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Emily Chiang echiang@aclu-wa.org ACLU of Washington Foundation 901 Fifth Ave, Suite 630 Seattle, WA 98164	Kate E. Janukowicz, admitted <i>pro hac vice</i> kjanukowicz@gibbonslaw.com Lawrence S. Lustberg, admitted <i>pro hac vice</i> llustberg@gibbonslaw.com Gibbons PC One Gateway Center Newark, NJ 07102
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By s/Shane Kangas Shane Kangas skangas@bpmlaw.com Betts, Patterson & Mines, P.S.

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