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14 RAZAK; KHALID IBRAHIM; and AARON CONKLIN

15 *Additional Counsel Listed On Signature Page*

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 SAN FRANCISCO-OAKLAND DIVISION

19 WILEY GILL; JAMES PRIGOFF; TARIQ  
20 RAZAK; KHALID IBRAHIM; and AARON  
CONKLIN,

21 Plaintiffs,

22 v.

23 DEPARTMENT OF JUSTICE, LORETTA  
LYNCH, in her official capacity as the  
24 Attorney General of the United States;  
PROGRAM MANAGER – INFORMATION  
25 SHARING ENVIRONMENT;  
KSHEMENDRA PAUL, in his official  
26 capacity as the Program Manager of the  
Information Environment,

27 Defendants.  
28

Case No. 3:14-cv-03120 (RS)

**DECLARATION OF LINDA LYE IN  
SUPPORT OF MOTION FOR LEAVE  
TO FILE SUPPLEMENTAL  
COMPLAINT**

Hearing Date: October 8, 2015  
Time: 1:30 p.m.  
Judge: Hon. Richard Seeborg  
Courtroom: 3, 17th Floor  
Date of Filing: July 10, 2014  
Trial Date: None Set

1 I, Linda Lye, hereby declare:

2 1. I am counsel for Plaintiffs in the above-referenced action and am admitted to the  
3 bar of this Court. The information in this declaration is based upon my personal knowledge and  
4 if called upon to testify, I could and would competently testify thereto.

5 2. Plaintiffs seek to leave to supplement the Complaint to reflect the fact that after the  
6 filing of the original complaint, Defendant Program Manager for the Information Sharing  
7 Environment (“PM-ISE”) issued a new version of the standard for suspicious activity reporting.  
8 The version in effect at the time the original complaint was filed was called Functional Standard  
9 1.5. The new version is called Functional Standard 1.5.5.

10 3. Plaintiffs sought to obtain Defendants’ position in advance of the filing of this  
11 motion to supplement the proposed complaint and provided Defendants with the proposed  
12 supplemental complaint on August 25, 2015.

13 3. On August 31, 2015, Defendants indicated that they had no objection to the filing  
14 of the supplemental complaint but that they reserved the right to present legal arguments to the  
15 allegations and claims presented in the supplemental complaint in Defendants’ motion for  
16 summary judgment.

17 4. Attached as Exhibit 1 to this declaration is Plaintiffs’ proposed supplemental  
18 complaint (without appendices) in “track changes” format, so that the Court may easily view the  
19 proposed changes.

20 5. Attached as Exhibit 2 to this declaration is Plaintiffs’ proposed supplemental  
21 complaint with appendices.

22 I declare under the laws of the United States that the foregoing is true and correct.

23 Executed this 1st day of September 2015 in San Francisco, California.

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*/s/ Linda Lye*