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16 **UNITED STATES DISTRICT COURT**
17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
18 **OAKLAND DIVISION**

19)
20) CAROLYN JEWEL, TASH HEPTING,
21) YOUNG BOON HICKS, as executrix of the
22) estate of GREGORY HICKS, ERIK KNUTZEN
23) and JOICE WALTON, on behalf of themselves
24) and all others similarly situated,
25)
26) Plaintiffs,
27)
28) v.
29) NATIONAL SECURITY AGENCY, *et al.*,
30)
31) Defendants.

Case No.: 4:08-cv-4373-JSW
**DECLARATION OF CAROLYN JEWEL
IN SUPPORT OF MOTION FOR
PARTIAL SUMMARY JUDGMENT**
Date: October 31, 2014
Time: 9:00 a.m.
Courtroom 5, Second Floor
The Honorable Jeffrey S. White

1 I, Carolyn Jewel, hereby declare:

2 1. I am a plaintiff in this action, and I reside in Petaluma, California. I am a database
3 administrator. I am also a published author of fiction. The facts contained in the following affidavit
4 are known to me of my own personal knowledge and if called upon to testify, I could and would
5 competently do so.

6 2. I currently receive Internet access at my home through a subscription to AT&T's
7 Mobile Share Value Plan 4G ("AT&T 4G") service. I have been a subscriber and user of this
8 service since approximately February 2014.

9 3. Previously I was a subscriber and user of AT&T's Worldnet dial-up Internet
10 ("AT&T Worldnet") service from approximately June 2000 until approximately 2011. Between
11 2011 and approximately February 2014, I subscribed to a number of Internet service providers,
12 none of them affiliated with AT&T.

13 4. I use the AT&T 4G service nearly every day, to send and receive email, for web
14 browsing, and to access social media services including Facebook and Twitter. I previously used
15 my AT&T Worldnet subscription for the same purposes and with similar frequency.

16 5. I use the AT&T 4G service (and previously used the AT&T Worldnet service) to
17 send correspondence and engage in activities that I expect to remain private, such as personal
18 correspondence, banking, family matters, medical matters of concern to me, and discussions
19 regarding my published and in-progress writing with my literary agent, editors, other members of
20 the publishing industry, and other authors and fans.

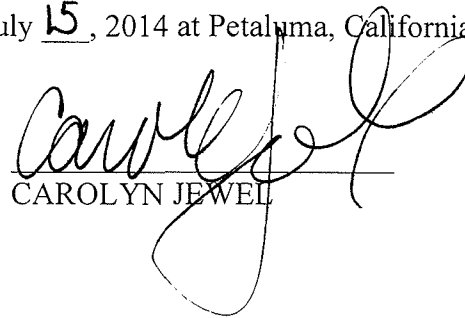
21 6. Throughout my time as a subscriber to AT&T's Worldnet and 4G services and
22 continuing up to the present, I have engaged in e-mail correspondence with individuals in many
23 foreign countries, including England, Germany, Indonesia, New Zealand, and Australia. I regularly
24 receive and respond to emails from fans, translators and others in foreign countries. A consultation
25 of my email records shows that many of the individuals in foreign countries with whom I
26 correspond use email providers whose domains identify them as foreign.

27 7. I have also regularly accessed websites that are hosted in foreign countries. Because
28 many of my novels are set in the historical past, I often research factual material online that is

1 hosted by foreign sites. For example, I published a novel in 2009 called *Indiscreet*, which was set
2 in Turkey and Syria, for which I did significant research on foreign websites about those countries.
3 For other novels, I regularly visit the websites of libraries in the United Kingdom and elsewhere in
4 order to access digitized content from those libraries.

5 8. I have also visited and read the websites of foreign press outlets, including the
6 *Scotsman* and the BBC, as well as foreign archeology blogs, on a near-daily basis.

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8 I declare under penalty of perjury under the laws of the United States of America that the
9 foregoing is true and correct. Executed on July 15, 2014 at Petaluma, California.

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12 CAROLYN JEWEL
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