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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 ERIK KNUTZEN 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, Erik Knutzen, hereby declare:

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

5 2. I currently receive Internet access at my home through a subscription to AT&T's
6 High Speed Internet DSL ("AT&T DSL") service. I have been a subscriber and user of this service
7 since approximately May 2005.

8 3. Previously I was a subscriber and user of AT&T's Worldnet dial-up Internet
9 ("AT&T Worldnet") service from at least October 2003 until May 2005.

10 4. I use the AT&T DSL service on a daily basis. I routinely use this service for email,
11 to browse the web, and to access social media services including Facebook and Twitter. During my
12 time as an AT&T Worldnet subscriber, I also used the service very frequently, primarily for email
13 and web browsing.

14 5. I use several email addresses included as part of my AT&T DSL service
15 subscription (originally provided as part of my AT&T Worldnet subscription), which are hosted
16 under the domain "sbcglobal.net." The underlying service for these email addresses is provided by
17 Yahoo! Inc.

18 6. I use the Internet to send private messages and correspondence and to conduct other
19 private activities online. I expect my use of the AT&T DSL service (and my prior use of the AT&T
20 Worldnet service) for these private activities to remain private.

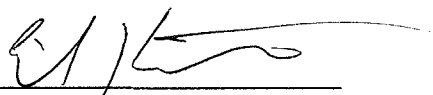
21 7. Since approximately 2006, I have published a blog and recorded a podcast about
22 urban homesteading and related issues. As part of these activities I have often corresponded with
23 readers and listeners.

24 8. Some of these readers and listeners are in foreign countries. Throughout my time as
25 an AT&T DSL and Worldnet subscriber and continuing up to the present, I have regularly
26 exchanged private messages with individuals in many countries, including New Zealand, Holland,
27 Denmark, and South Africa. A consultation of my email records shows that many of the
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1 individuals in foreign countries with whom I correspond use email providers whose domains
2 identify them as foreign.

3 9. I have also visited and read the websites of foreign press outlets and blogs on a
4 regular basis, including the *Guardian* and the BBC.

5
6 I declare under penalty of perjury under the laws of the United States of America that the
7 foregoing is true and correct. Executed on July 18, 2014 at Los Angeles, California.

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10 _____
11 ERIK KNUTZEN

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