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19 **IN THE UNITED STATES DISTRICT COURT**
20 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

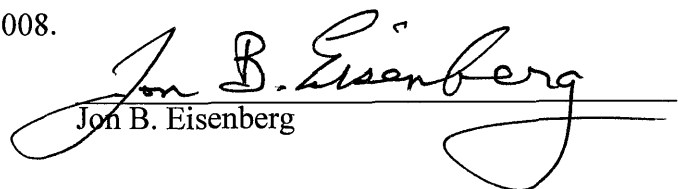
21 **IN RE NATIONAL SECURITY**) MDL Docket No. 06-1791 VRW
22 **AGENCY TELECOMMUNICATIONS**)
23 **RECORDS LITIGATION**) **DECLARATION OF JON B. EISENBERG**
24 This Document Relates Solely To:) **IN SUPPORT OF MOTION PURSUANT**
25 *Al-Haramain Islamic Foundation, Inc., et*) **TO 50 U.S.C. § 1806(f) TO DISCOVER**
26 *al. v. Bush, et al. (C07-CV-0109-VRW)*) **OR OBTAIN MATERIAL RELATING**
27) **TO ELECTRONIC SURVEILLANCE**

26 **AL-HARAMAIN ISLAMIC**) Date: Tuesday, December 2, 2008
27 **FOUNDATION, INC., et al.,**) Time: 10:00 a.m.
28) Court: Courtroom 6, 17th Floor
) Honorable Vaughn R. Walker

- 1 Exhibit L Testimony of John S. Pistole, Senate Committee on Banking, Housing and Urban
Affairs, September 25, 2003
- 2 Exhibit M Excerpts from testimony of R. Richard Newcomb, House Financial Services
3 Subcommittee on Oversight and Investigations, June 16, 2004
- 4 Exhibit N Letter from R. Richard Newcomb to Lynne Bernabei, April 23, 2004
- 5 Exhibit O Letter from R. Richard Newcomb to Lynne Bernebei, July 23, 2004
- 6 Exhibit P Press Release, Treasury Department, September 9, 2004
- 7 Exhibit Q Supplemental Declaration of Frances R. Hourihan, May 10, 2006
- 8 Exhibit R Letter from Adam J. Szubin to Lynne Bernabei and Thomas Nelson, February 6, 2008
- 9 Exhibit S Speech by John S. Pistole to American Bankers Association/American Bar Association
Money Laundering Enforcement Conference, October 22, 2007
- 10 Exhibit T Excerpts from Brief for Appellants [defendants] in Ninth Circuit Court of Appeals,
11 June 6, 2007
- 12 Exhibit U Excerpts from Government's Memorandum In Support Of Pretrial Detention, *United*
13 *States v. Sedaghaty*, August 21, 2007
- 14 Exhibit V Testimony of General Michael V. Hayden, Senate Judiciary Committee, July 26, 2006
- 15 Exhibit W Excerpts from testimony of Mike McConnell, Senate Select Committee on Intelligence,
May 1, 2007
- 16 Exhibit X Excerpts from testimony of Mike McConnell and Kenneth Wainstein, House Select
Intelligence Committee, September 20, 2007
- 17 Exhibit Y Excerpts from transcript of hearing, *American Civil Liberties Union v. National*
18 *Security Agency*, June 12, 2006
- 19 Exhibit Z Excerpts from memorandum of Howard Mendelsohn to Adam J. Szubin regarding
redesignation of Al-Haramain Islamic Foundation, February 6, 2008
- 20 Exhibit AA Excerpts from transcript of Amerithrax Investigation Press Conference, August 6, 2008
- 21 Exhibit BB FBI statement regarding Anthrax Investigation, August 6, 2008
- 22 Exhibit CC Excerpts from Brief for the Respondents in Opposition to Petition for Writ of
23 Certiorari, *American Civil Liberties Union v. National Security Agency*, December
2007

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

25 Executed this 30th day of September, 2008.

26 
27 Jon B. Eisenberg
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