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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AMNESTY INTERNATIONAL USA, CENTER :
FOR CONSTITUTIONAL RIGHTS, INC., and :
WASHINGTON SQUARE LEGAL SERVICES, :
INC., :

Plaintiffs,

v.

CENTRAL INTELLIGENCE AGENCY, :
DEPARTMENT OF DEFENSE, :
DEPARTMENT OF HOMELAND SECURITY, :
DEPARTMENT OF JUSTICE, DEPARTMENT :
OF STATE, and THEIR COMPONENTS, :

Defendants.
----- X

ECF CASE

07 CV 5435 (LAP)

**SUPPLEMENTAL
DECLARATION OF
JEANNETTE A. VARGAS**

I, Jeannette A. Vargas, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am an Assistant United States Attorney assigned to handle the above-captioned case, and I am fully familiar with all the facts stated herein. I make this declaration in support of the Central Intelligence Agency's Motion for Summary Judgment.

2. Attached as Exhibit A to this declaration is a true and complete copy of an order, dated October 13, 2009, as entered in *American Civil Liberties Union v. Department of Defense*, 04 Civ. 4151 (AKH) (S.D.N.Y.).

3. Attached as Exhibit B to this declaration is a true and complete copy of the publicly-available, redacted transcript of proceedings of an *in camera* session before the Honorable Alvin K. Hellerstein on September 30, 2009, in *American Civil Liberties Union v. Department of Defense*, 04 Civ. 4151 (AKH).

3. Attached as Exhibit C to this declaration is a true and complete copy of the transcript of proceedings in open court before the Honorable Alvin K. Hellerstein on September 30, 2009, in *American Civil Liberties Union v. Department of Defense*, 04 Civ. 4151 (AKH).

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

Dated: New York, New York
March 5, 2010

/s/ Jeannette A. Vargas
JEANNETTE A. VARGAS
Assistant United States Attorney