

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

.....X
AMERICAN CIVIL LIBERTIES UNION and
THE AMERICAN CIVIL LIBERTIES UNION
FOUNDATION,

Plaintiffs,

v.

15 Civ. 9317(AKH)

DEPARTMENT OF DEFENSE,
DEPARTMENT OF JUSTICE, including its
components the OFFICE OF LEGAL COUNSEL
and OFFICE OF INFORMATION POLICY,
DEPARTMENT OF STATE, and CENTRAL
INTELLIGENCE AGENCY,

Defendants.

.....X

DECLARATION OF DROR LADIN


I, Dror Ladin, pursuant to 28 U.S.C. § 1746, hereby declare and state under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief:

1. I am an attorney at the American Civil Liberties Union Foundation and co-counsel for Plaintiffs in this litigation.
2. I submit this declaration in opposition to Defendants' motion for summary judgment.
3. Attached hereto are true and correct copies of the following:
 - a. Exhibit 1: Document No. 7, a CIA cable dated July 15, 2002, entitled "Eyes Only – Additional Operational and Security Considerations for the Next Phase of Abu Zubaydah Interrogation"

- b. Exhibit 2: Document No. 46, an email exchange dated April 25, 2005 with the subject: "Re: Interrogation Program--Going Public Draft Talking Points--Comments Due to [REDACTED]me by COB TODAY. Thanks."
- c. Exhibit 3: Document No. 45, an email exchange dated April 21, 2005 with the subject: "Re: Interrogation Program--Going Public Draft Talking Points--Comments Due to [REDACTED]me by COB TODAY. Thanks."
- d. Exhibit 4: Document No. 44, an email exchange dated April 20, 2005 with the subject: "Re: Interrogation Program--Going Public Draft Talking Points--Comments Due to [REDACTED]me by COB TODAY. Thanks."
- e. Exhibit 5: Document No. 8, a cable entitled "Eyes Only – HQS Feedback on Issues Pending for Interrogation of Abu Zubaydah"
- f. Exhibit 6: Document No. 13, an email dated August 12, 2002
- g. Exhibit 7: Document No. 14, an email dated August 15, 2002, with the subject "15 Aug Clinical"
- h. Exhibit 8: Redacted pages excerpted from the CIA's first production, in June 2016, of Document No. 66, a document entitled "Summary and Reflections of Chief of Medical Services on OMS Participation in the RDI Program"
- i. Exhibit 9: Pages excerpted from the CIA's September 2016 re-release, following civil discovery in another lawsuit, of Document No. 66, a document entitled "Summary and Reflections of Chief of Medical Services on OMS Participation in the RDI Program"
- j. Exhibit 10: Document No. 15, a CIA cable dated August 20, 2002 entitled "Eyes Only – Statue of Interrogation Phase"
- k. Exhibit 11: Document No. 9, a cable dated July 26, 2002, entitled "Eyes Only – Next Phase of Abu Zubaydah Interrogations"
- l. Exhibit 12: Document No. 18, an email dated January 22, 2003, with the subject "Concerns Over Revised Interrogation Plan for Nashiri"
- m. Exhibit 13: Document No. 4, an email dated February 1, 2002 with the subject "POW's and Questioning"
- n. Exhibit 14: Page excerpted from the Senate Select Committee on Intelligence's Committee Study of the Central Intelligence Agency's Detention and Interrogation Program

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

Dated: New York, New York
November 18, 2016

A handwritten signature in black ink, appearing to read 'Dror Ladin', written over a horizontal line.

Dror Ladin

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