

1 IAN GERSHENGORN
 Deputy Assistant Attorney General
 2 MELINDA L. HAAG
 United States Attorney
 3 VINCENT M. GARVEY
 Deputy Branch Director
 4 JOSHUA E. GARDNER
 District of Columbia Bar No. 478049
 5 KIMBERLY L. HERB
 Illinois Bar No. 6296725
 6 LILY SARA FAREL
 North Carolina Bar No. 35273
 7 BRIGHAM JOHN BOWEN
 District of Columbia Bar No. 981555
 8 JUDSON O. LITTLETON
 Texas Bar No. 24065635
 Civil Division, Federal Programs Branch
 9 U.S. Department of Justice
 P.O. Box 883
 10 Washington, D.C. 20044
 Phone: (202) 305-7583
 11 Facsimile: (202) 616-8460
 12 Email: joshua.e.gardner@usdoj.gov

13 Attorneys for DEFENDANTS

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION

17 VIETNAM VETERANS OF AMERICA, *et al.*,
 18 Plaintiffs,
 19 v.
 20 CENTRAL INTELLIGENCE AGENCY, *et al.*,
 21 Defendants.

Case No. CV 09-0037-CW

**DECLARATION OF LILY SARA
 FAREL IN SUPPORT OF
 DEFENDANTS' OPPOSITION TO
 PLAINTIFFS' MOTION TO EXTEND
 DEADLINES**

1 I, Lily Sara Farel, declare as follows:

- 2 1. I am a Trial Attorney in the Federal Programs Branch, Civil Division of the United States
3 Department of Justice. I represent Defendants in this case. I submit this declaration in
4 support of Defendants' Opposition to Plaintiffs' Administrative Motion to Extend Deadlines.
5 This declaration is based on my personal knowledge and based upon my review of documents
6 provided to me in my official capacity as counsel in this litigation.
- 7 2. Since being named as a Defendant in this lawsuit, the Department of Veterans Affairs has
8 responded to 232 requests for production, 29 interrogatories, many of them with multiple
9 discrete subparts, and 49 requests for admission, as well as designated Rule 30(b)(6)
10 witnesses for seven topics noticed by the Plaintiffs.
- 11 3. Attached hereto as Exhibit A is a true and accurate copy of Plaintiffs' Notice of Depositions
12 to Department of Veterans Affairs Pursuant to Federal Rule of Civil Procedure 30(b)(6), dated
13 March 11, 2011, served on the Department of Veterans Affairs.
- 14 4. Attached hereto as Exhibit B is a true and accurate copy of the Department of Veterans
15 Affairs' written responses to Plaintiffs' Notice of Depositions to Department of Veterans
16 Affairs Pursuant to Federal Rule of Civil Procedure 30(b)(6), dated April 11, 2011.
- 17 5. Attached hereto as Exhibit C is a true and correct copy of a May 19, 2011 letter from Stacey
18 Sprenkel, counsel for Plaintiffs, to Joshua Gardner, counsel for Defendants.
- 19 6. On June 30, 2011, Plaintiffs took six hours of testimony from a Department of Veterans
20 Affairs' Rule 30(b)(6) designee, Mr. Paul Black.
- 21 7. Attached hereto as Exhibit D is a true and correct copy of a September 28, 2011 letter from
22 Stacey Sprenkel, counsel for Plaintiffs, to me.
- 23 8. Attached hereto as Exhibit E is a true and correct copy of an October 4, 2011 letter from me
24 to Stacey Sprenkel, counsel for Plaintiffs.
- 25 9. On September 14, 2011, Plaintiffs hand-served on the Department of Veterans Affairs a
26 Second Set of Requests for Admission, a Third Set of Interrogatories, and a Fifth Set of
27 Requests for Production.

- 1 10. On September 14, 2011, Plaintiffs also hand-served on the Department of Defense and
2 Department of the Army “Further Requests for Production.”
3 11. Attached hereto as Exhibit F is a true and correct copy of a June 20, 2011 letter from me to
4 Gordon Erspamer, counsel for Plaintiffs.
5 12. Attached hereto as Exhibit G is a true and correct copy of a September 28, 2011 letter from
6 Ben Patterson, counsel for Plaintiffs, to Joshua Gardner, counsel for Defendants.

7
8 I declare under penalty of perjury that the foregoing is true and correct. Executed in
9 Washington, D.C. on October 11, 2011.

10 */s/ Lily Sara Farel*
11 Lily Sara Farel
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28