

AMERICAN EDUCATIONAL RESEARCH	)	
ASSOCIATION, INC., AMERICAN	)	Civil Action No. 1:14-cv-00857-TSC-DAR
PSYCHOLOGICAL ASSOCIATION, INC.,	)	
and NATIONAL COUNCIL ON	)	<b>DECLARATION OF JONATHAN</b>
MEASUREMENT IN EDUCATION, INC.,	)	<b>HUDIS IN SUPPORT OF</b>
	)	<b>PLAINTIFFS’ OPPOSITION TO THE</b>
Plaintiffs,	)	<b>MOTIONS EMBEDDED WITHIN</b>
	)	<b>DEFENDANT-COUNTERCLAIMANT</b>
v.	)	<b>PUBLIC.RESOURCE.ORG’S</b>
	)	<b>OBJECTIONS TO PLAINTIFFS’</b>
PUBLIC.RESOURCE.ORG, INC.,	)	<b>SUPPLEMENTAL EVIDENCE</b>
	)	<b>[ECF No. 98-3 (Sealed)]</b>
Defendant.	)	<b>[ECF No. 99-4 (Redacted)]</b>
	)	

1. I am a partner with Quarles & Brady LLP, counsel for Plaintiffs, American Educational Research Association, Inc., American Psychological Association, Inc. and National Council on Measurement in Education, Inc. (collectively, “Plaintiffs”) in this action.

2. I make this Declaration, based upon my personal knowledge and review of relevant documents, in support of Plaintiffs' Opposition to the Motions Embedded Within Defendant-Counterclaimant Public.Resource.Org Inc.'s Objections to Plaintiffs' Supplemental Evidence. If called upon to do so, I would, and could, testify competently as to the information set forth herein.

3. On July 15, 2015, Plaintiffs served the rebuttal expert report of Dr. S.E. Phillips on Defendant.

4. On September 22, 2015, Defendant deposed Dr. S.E. Phillips. True and correct excerpts from the deposition transcript of Dr. S.E. Phillips are attached hereto as Exhibit 1.

5. Prior to Defendant filing the Motion to Strike the Declaration of Kurt Geisinger, counsel for Defendant, Matthew Becker, contacted me, via telephone, to meet and confer, as required by Local Civil Rule 7(m).

6. Prior to the filing of the motions embedded within Defendant's Objections to Plaintiffs' Supplemental Evidence on March 3, 2016, counsel for Defendant **never** contacted me or, to my knowledge, any of Plaintiffs' counsel, to meet and confer, as required by Local Civil Rule 7.1(m), before the filing of those motions.

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

Executed on March 21, 2016, in Washington, D.C.

/s/ Jonathan Hudis  
Jonathan Hudis

# EXHIBIT 1

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FILED UNDER SEAL