

# EXHIBIT B

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Civil Action No. 08-11364-GAO

MASSACHUSETTS BAY  
TRANSPORTATION AUTHORITY,

Plaintiff,

v.

ZACK ANDERSON, RJ RYAN,  
ALESSANDRO CHIESA, and the  
MASSACHUSETTS INSTITUTE OF  
TECHNOLOGY,

Defendants.

**AFFIDAVIT OF MARCIA HOFMANN**

I, MARCIA HOFMANN, depose and state as follows:

1. I am an attorney licensed to practice law in the State of California, as well as the United States District Court for the District of California.
2. I am a resident of California.
3. I am counsel at the Electronic Frontier Foundation, located at 454 Shotwell Street, San Francisco, CA 94110. The office telephone number is (415) 436-9333 and my direct extension is 116.
4. I am authorized to practice law in the following federal court districts: United States District Court for the Northern District of California and United States District Court for the Central District of California.
5. I was admitted to practice law in the State of California on June 8<sup>th</sup>, 2007. My California Bar Registration number is 250087.
6. I am a member in good standing and duly licensed and admitted to

practice in each of the jurisdictions listed above.

7. I have never been suspended or disbarred in my jurisdiction, and there are no disciplinary actions pending against me in any federal or state court.

8. I am familiar with the Local Rules of the United States District Court for the District of Massachusetts.

9. If the Court allows the Motion for me to appear *pro hac vice* in this matter, I will represent Defendants in this proceeding until the final determination thereof, and with reference to all matters, incidents, or proceedings, I agree that I shall be subject to the orders and to the disciplinary action and the civil jurisdiction of this Court in all respects as if I were regularly admitted.

Signed under the penalties of perjury on this 18th day of August, 2008.

/s/ Marcia Hofmann

Marcia Hofmann, Esq.