

The Honorable Edward F. Shea

Thomas D. Adams  
 Celeste Mountain Monroe  
 KARR TUTTLE CAMPBELL  
 1201 Third Avenue, Suite 2900  
 Seattle, Washington 98101-3028  
 (206) 223-1313  
 Attorneys for North Central Regional Library District

UNITED STATES DISTRICT COURT  
 EASTERN DISTRICT OF WASHINGTON  
 AT SPOKANE

SARAH BRADBURN, PEARL	)	
CHERRINGTON, CHARLES	)	
HEINLEN, and THE SECOND	)	NO. CV-06-327-EFS
AMENDMENT FOUNDATION,	)	
	)	SUPPLEMENTAL DECLARATION
Plaintiffs,	)	OF DEAN MARNEY
	)	
v.	)	
	)	
NORTH CENTRAL REGIONAL	)	
LIBRARY DISTRICT,	)	
	)	
Defendant.	)	

I, Dean Marney, declare as follows:

DECLARATION OF DEAN MARNEY -

1           1.     I am over the age of 18 and competent to testify to the matters set  
2 forth herein.

3  
4           2.     I am currently the Director of North Central Regional Library.

5           3.     I was not solely responsible for developing NCRL's current  
6 Internet filtering policy. Howard Purcell, NCRL's IT Manager from 1986 to  
7 2001, drafted the original filtering policy. I was responsible for the final edits  
8 and ultimately presented the policy to the Board for consideration and approval.  
9  
10 Mr. Purcell is deceased.

11  
12           4.     In October 2006, NCRL replaced its former filtering product  
13 (BESS) with the Fortiguard product as part a comprehensive upgrade to the  
14 computer cataloguing system. By January 2007, as our knowledge of the  
15 Fortiguard product grew, NCRL started to remove some of the originally  
16 blocked categories to restrict less content.

17  
18           5.     NCRL stopped blocking the "Drug Abuse" category in January  
19 2007; the "Illegal or Unethical" category in January 2007; and the "Web  
20 Translation" category in February 2007. NCRL began blocking the image  
21 search class in January 2007.


22           6.     NCRL stopped blocking the Plagiarism category in February 2008.

23           7.     NCRL unblocked personal relationships in January 2007.

24  
25  
26  
27  
28 DECLARATION OF DEAN MARNEY -

1 I declare under penalty of perjury under the laws of the United States of  
2 America that the foregoing is true and correct.  
3

4 Dated this 15th day of February,  
5 Washington.

6   
7 Dean Marney  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

28 DECLARATION OF DEAN MARNEY -

3

CV-06-327-EFS  
#650719 -1 / 47703 001

Law Offices  
KARR TUTTLE CAMPBELL  
A Professional Service Corporation

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on February 15, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the persons listed below:

Duncan Manville  
1629 2nd Ave. W  
Seattle, WA 98119


Aaron Caplan  
ACLU of Washington  
705 Second Ave., Ste. 300  
Seattle, WA 98103

Notice has been delivered by U.S. Mail to:

Catherine Crump  
American Civil Liberties Union  
Foundation  
125 Broad Street, 17<sup>th</sup> Floor  
New York, NY 10004

KARR TUTTLE CAMPBELL

By:

  
Heather L. White  
hwhite@karrtuttle.com

DECLARATION OF DEAN MARNEY -

4

CV-06-327-EFS  
#659718 v1 / 42703-001

*Law Offices*  
**KARR TUTTLE CAMPBELL**  
*A Professional Service Corporation*  
1201 Third Avenue, Suite 2900, Seattle, Washington 98101-3028  
Telephone (206) 223-1313, Facsimile (206) 682-7100