#661 598 v1 / 42703-001

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1		The Honorable Edward F. Shea
2	Thomas D. Adams	
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5	1201 Third Avenue, Suite 2900 Seattle, Washington 98101-3028	
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7	Attorneys for Defendant North Central Re	egional Library District
8		
9	UNITED STATES D	ISTRICT COURT
10	EASTERN DISTRICT	
11	AT SPOI	KANE
12		
13	CADALIDDADDIDM DEADI	
14	SARAH BRADBURN, PEARL ) CHERRINGTON, CHARLES )	
15	HEINLEN, and THE SECOND )	NO. CV-06-327-EFS
16	AMENDMENT FOUNDATION, )	DECLARATION OF DAN HOWARD
17	Plaintiffs,	IN SUPPORT OF DEFENDANT
18		NORTH CENTRAL LIBRARY
19	v. )	DISTRICT'S REPLY TO ITS MOTION FOR SUMMARY
20	NORTH CENTRAL REGIONAL )	JUDGMENT
21	LIBRARY DISTRICT,	
22	Defendant.	
23		
24		
25	DECLADATION OF DANIEOWARD	
26 27	DECLARATION OF DAN HOWARD IN SUPPORT OF DEFENDANT	
	NORTH CENTRAL LIBRARY	
28	DISTRICT'S REPLY TO ITS MOTION FOR SUMMARY JUDGMENT - 1	1- 0m
	CV-06-327-EFS	Law Offices  KARR TUTTLE CAMPBELL  A Professional Service Comparation

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I, Dan Howard, declare as follows:

- 1. I am over the age of 18 and competent to testify to the matters set forth herein.
  - 2. I am the Director of Public Services for NCRL.
- 3. Of the 81 automated requests NCRL received between October 2007 and February 1, 2008, 65 were evaluated within 24 hours. The remaining 16 requests were typically made over a weekend or holiday. Accordingly, decisions could not be made on the same day.
- 4. NCRL has responded to all requests for unblocking provided a patron provides contact information.
- 5. Certain cites highlighted by Plaintiffs, including: <a href="https://www.keyartpromotions.com">www.keyartpromotions.com</a>, www.artbyjohndan.com.; www.pethandbook.com; www.firstthings1st.com; and <a href="https://www.ourfamily-web.com">www.ourfamily-web.com</a> have all been unblocked.
- 6. NCRL refuses to unblock image search sites on the grounds that it allows patrons to circumvent the filter to obtain obscene, illegal or pornographic material. However, NCRL does provide access to other image databanks and other resources for the requested material.

DECLARATION OF DAN HOWARD IN SUPPORT OF DEFENDANT NORTH CENTRAL LIBRARY DISTRICT'S REPLY TO ITS MOTION FOR SUMMARY JUDGMENT - 2 CV-06-327-EFS #661998 v1 / 42703-001

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7. Mr. Heinlen has not properly submitted a request to have NCRL review the requests identified in his most recent declaration. With respect to the personals webpage contained on craigslist.com, NCRL currently blocks access on the grounds that the content often contains pornographic or other materials that is harmful to minors.

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

Dated this 3rd day of March, 2008 at Wentley, Washington

Dan Howard

DECLARATION OF DAN HOWARD IN SUPPORT OF DEFENDANT NORTH CENTRAL LIBRARY DISTRICT'S REPLY TO ITS MOTION FOR SUMMARY JUDGMENT - 3 CV-06-327-EFS

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1	CERTIFICATE OF SERVICE
2	I haraby cartify that an March 2 2008 I algetranically filed the foregoing
3	I hereby certify that on March 3, 2008, I electronically filed the foregoing
4	with the Clerk of the Court using the CM/ECF system which will send
5	notification of such filing to the persons listed below:
6	
7	Duncan Manville Aaron Caplan 1629 2nd Ave. W ACLU of Washington
8	Seattle, WA 98119 705 Second Ave., Ste. 300
9	Seattle, WA 98103
10	Catherine Crump
11	American Civil Liberties Union
12	Foundation 125 Broad Street, 17 <sup>th</sup> Floor
13	New York, NY 10004
14	
15	KARR TUTTLE CAMPBELL
16	
17	By: Stath Mill
18	Heather L. White hwhite@karrtuttle.com
19	IIWIIIte@kaiituttie.com
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21	
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25 26	DECLARATION OF DAN HOWARD
27	IN SUPPORT OF DEFENDANT
28	NORTH CENTRAL LIBRARY
<b>4</b> 0	DISTRICT'S REPLY TO ITS MOTION FOR SUMMARY JUDGMENT - 4  Law Offices

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