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The Honorable Edward F. Shea

Thomas D. Adams
Celeste Mountain Monroe
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Attorneys for Defendant 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,)
) DECLARATION OF DAN HOWARD
Plaintiffs,) IN SUPPORT OF DEFENDANT
) NORTH CENTRAL LIBRARY
v.) DISTRICT'S REPLY TO ITS
) MOTION FOR SUMMARY
NORTH CENTRAL REGIONAL) JUDGMENT
LIBRARY DISTRICT,)
)
Defendant.)
)

DECLARATION OF DAN HOWARD
IN SUPPORT OF DEFENDANT
NORTH CENTRAL LIBRARY
DISTRICT'S REPLY TO ITS MOTION
FOR SUMMARY JUDGMENT - 1
CV-06-327-EFS

#661 598 v1 / 42703-001

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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: www.keyartpromotions.com, www.artbyjohndan.com; www.pethandbook.com; www.firstthings1st.com; and www.ourfamily-web.com 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
#661598 v1 / 42703-001

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1 **CERTIFICATE OF SERVICE**

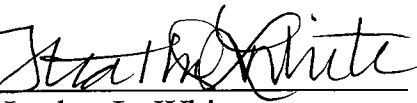
2 I hereby certify that on March 3, 2008, I electronically filed the foregoing
3
4 with the Clerk of the Court using the CM/ECF system which will send
5 notification of such filing to the persons listed below:
6

7 Duncan Manville
8 1629 2nd Ave. W
9 Seattle, WA 98119

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

10 Catherine Crump
11 American Civil Liberties Union
12 Foundation
13 125 Broad Street, 17th Floor
14 New York, NY 10004

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17 By: 
18 Heather L. White
19 hwhite@karrtuttle.com
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26 DECLARATION OF DAN HOWARD
27 IN SUPPORT OF DEFENDANT
28 NORTH CENTRAL LIBRARY
DISTRICT'S REPLY TO ITS MOTION
FOR SUMMARY JUDGMENT - 4

CV-06-327-EFS
#661598 v1 / 42703-001