

DECLARATION OF MICHAL ROSENN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

STATE OF WASHINGTON and
STATE OF MINNESOTA,

Plaintiffs,

v.

CIVIL ACTION NO. 2:17-cv-00141-JLR

DONALD TRUMP, in his official
capacity as President of the United
States; U.S. DEPARTMENT OF
HOMELAND SECURITY; JOHN F.
KELLY, in his official capacity as
Secretary of the Department of
Homeland Security; REX W.
TILLERSON, in his official capacity
as Acting Secretary of State; and the
UNITED STATES OF AMERICA,

Defendants.

Pursuant to 28 U.S.C. § 1746(2), I, Michal Rosenn, hereby declare as follows:

1. I am over the age of 18. I have personal knowledge of the matters stated herein, and if called as a witness, I could and would testify competently thereto.

2. I am General Counsel of Kickstarter, PBC ("Kickstarter"). In that role, I oversee the legal team, managing all legal functions, and head all of Kickstarter's public policy efforts.

3. Kickstarter is the world's largest funding platform for creative projects. More than 12 million backers have pledged nearly \$3 billion to projects on the site, helping to bring more than 100,000 creative ideas to life. The artists, musicians, creators, entrepreneurs, and filmmakers who use Kickstarter—and the backers who support them—hail from all over the world.

4. Kickstarter has been based in New York since its founding in 2009 and is

1 | headquartered in Brooklyn. It employs nearly 130 people, and its employees hail from all over
2 | the United States and the world.

3 | 5. Kickstarter is a mission-driven company whose values are at its core. It is
4 | committed to diversity, to inclusivity, and to fighting inequality and discrimination. In 2015,
5 | Kickstarter reincorporated as a Public Benefit Corporation, enshrining in its articles of
6 | incorporation its commitments to these values. Specifically, Kickstarter spelled out its
7 | commitment to fighting systemic inequality, and its support of efforts that aim to end
8 | prejudice. Also in 2015, Kickstarter launched a campaign at the White House's request and in
9 | collaboration with the United Nations Human Rights Campaign ("UNHCR") to raise
10 | awareness and aid for Syrian refugees. The campaign inspired more than 25,000 people to
11 | donate more than \$1.7 million in direct aid.

12 | 6. The Revised Executive Order signed by President Trump on March 6, 2017,
13 | "Protecting the Nation from Foreign Terrorist Entry into the United States" (the "Executive
14 | Order") immediately and negatively impacts Kickstarter's employees, as well as employees'
15 | friends, families, and spouses.

16 | 7. Kickstarter currently employs eleven individuals who are not citizens of the
17 | United States. Nine of these employees are in the United States on a visa, while two are
18 | employed abroad. The Administration's shifting positions and the continued confusion as to
19 | the scope of the Executive Order and its predecessor have resulted in Kickstarter's non-U.S.-
20 | citizen employees feeling unsure of their positions. These employees have expressed fear,
21 | anxiety, and uncertainty regarding the stability of their immigration status and ability to travel
22 | to and from the United States.

