



UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED

2005 JAN 7 PM 5 00

CLERK

BY _____
Civil No. 1:04 CV-258
DEPUTY CLERK

MICHAEL CASSIDY, *et al.*,)
)
Plaintiffs,)
)
v.)
)
TOM RIDGE, Secretary, United States)
Department of Homeland Security, *et al.*,)
)
Defendants.)
)

DECLARATION OF LIEUTENANT COMMANDER BRUCE WALKER

I, Lieutenant Commander Bruce Walker, make the following declaration in lieu of affidavit pursuant to 28 U. S.C. § 1746. I am aware that this declaration is the legal equivalent of a statement under oath and that it will be filed in the United States District Court for the District of Vermont.

1. I am providing this declaration based on my personal knowledge and on information obtained in the course of my employment. If called as a witness, I could competently testify to the facts set forth herein.

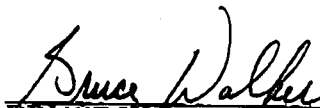
2. I am assigned as a port security specialist in the Office of Port and Cargo Security at Coast Guard Headquarters, Washington, DC. Although trained as an attorney, I am currently assigned in a program management capacity. One of my responsibilities is to provide recommendations to Coast Guard policy makers regarding the applicability of the Transportation Security Administration regulations on sensitive security information (SSI) relating to port security issues, particularly the Maritime Transportation Security regulations contained in Subchapter H of Title 33 Code of Federal Regulations.

3. I have reviewed the affidavit of Erika Tourville (Tourville Affidavit), which was filed in the above-captioned case, as well as the SSI designations in the affidavit made by TSA. I concur that TSA has properly exercised its authority to determine that the redacted portions of paragraphs 6-8, 11-13, and 15 of the Tourville Affidavit constitute SSI.

4. I am unaware of any request by Ms. Tourville to the Coast Guard to authorize her release of the SSI contained in the Tourville Aff.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 7th day of January, 2005 at Washington, D.C.


BRUCE WALKER
Lieutenant Commander, U.S. Coast Guard
Port Security Specialist