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16 **UNITED STATES DISTRICT COURT**  
17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
18 **OAKLAND DIVISION**

19 )  
20 ) CAROLYN JEWEL, TASH HEPTING,  
21 ) YOUNG BOON HICKS, as executrix of the  
22 ) estate of GREGORY HICKS, ERIK KNUTZEN  
23 ) and JOICE WALTON, on behalf of themselves  
24 ) and all others similarly situated,  
25 )  
26 ) Plaintiffs,  
27 )  
28 ) v.  
29 ) NATIONAL SECURITY AGENCY, *et al.*,  
30 )  
31 ) Defendants.

Case No.: 4:08-cv-4373-JSW  
**DECLARATION OF JOICE WALTON IN  
SUPPORT OF MOTION FOR PARTIAL  
SUMMARY JUDGMENT**  
Date: October 31, 2014  
Time: 9:00 a.m.  
Courtroom 5, Second Floor  
The Honorable Jeffrey S. White

1 I, Joice Walton, hereby declare:

2 1. I am a plaintiff in this action, and I reside in San Jose, California. I am a high  
3 technology purchasing agent. I am also a music recording artist. The facts contained in the  
4 following affidavit are known to me of my own personal knowledge and if called upon to testify, I  
5 could and would competently do so.

6 2. I currently receive Internet access at my home through a subscription to AT&T's  
7 High Speed Internet DSL ("AT&T DSL") service. I have been a subscriber and user of this service  
8 since approximately February 2009.

9 3. Previously I was a subscriber and user of AT&T's Worldnet dial-up Internet  
10 ("AT&T Worldnet") service from at least October 2003 until February 2009.

11 4. I use the AT&T DSL service nearly every day. My most frequent uses of the  
12 Internet are email and browsing the Web. My previous use of the AT&T Worldnet service was  
13 very similar and just as frequent.

14 5. I have several email addresses included as part of my AT&T DSL service  
15 subscription (originally provided as part of my AT&T Worldnet subscription), which are hosted  
16 under the domain "att.net." The underlying service for these email addresses is provided by Yahoo!  
17 Inc.

18 6. I have relied on the AT&T DSL and Worldnet services to use the Internet to send  
19 and receive private messages of both a personal and professional nature. I have also accessed and  
20 sent other confidential and personal information via the Internet. I have always expected these  
21 activities to remain private.

22 7. My use of the Internet is particularly important to my career as a recording artist. I  
23 often promote my music to booking agents, promoters and fans, in person and online. I maintain a  
24 website at [www.joicewalton.com](http://www.joicewalton.com), and I correspond with many of these individuals by email.

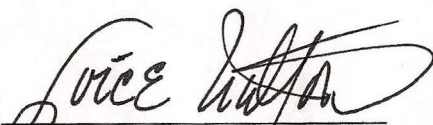
25 8. Some of the people I regularly correspond with about my music and about personal  
26 matters are located in foreign countries, including individuals located in Taiwan, Canada, France,  
27 Germany, the United Kingdom, and Spain. These correspondences have occurred throughout my  
28 time as an AT&T DSL and Worldnet subscriber and many of them continue up to the present. In

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addition, from approximately 2004 to 2006, I corresponded on a near-daily basis with an individual in Saudi Arabia.

9. I occasionally visit websites hosted in foreign countries, but I feel that naming these websites would violate my privacy.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on July 17, 2014 at San Jose, California.

  
JOICE WALTON