

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION – SPECIAL PROCEEDINGS

In the Matter of the Search of Information)	Special Proceedings Nos. 17-CSW-658,
Associated with Facebook Accounts disruptj20,)	17-CSW-659 & 17-CSW-660
lacymacauley, and legba.carrefour That Is Stored)	
at Premises Controlled by Facebook, Inc.)	Chief Judge Morin
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DECLARATION OF LACY MACAULEY

1. My name is Lacy MacAuley, and I am a resident of the District of Columbia. I have personal knowledge of the matters set forth herein, and I am competent to make this declaration.

2. I am the owner of the Facebook account visible at <https://www.facebook.com/lacymacauley>, a target of the search warrant at issue in this case.

3. My Facebook privacy settings are set so that much of the information on my Facebook account, including posts, status updates, photos, videos, and more, is visible only by my Facebook friends, or in the case of private communications, by myself and the individuals with whom I've communicated.

4. My Facebook account contains a significant amount of private material concerning my personal life. For the period November 1, 2016 to February 9, 2017, included among my Facebook posts and private messages that are only visible to my Facebook friends or individuals which whom I have communicated are: communications with numerous friends and family members; pictures and names of my family members, including the pictures and names of minor children and pictures of child relatives in the bath; posts reflecting my friendships and relationships with other individuals, including intimate messages exchanged with a romantic partner; detailed discussions of my own and other individuals' experiences with domestic violence; and death threats referring to specific traumatic incidents from my life.

5. For many years, I have been politically active on behalf of a variety of causes, including among many others voting rights, health care policy, services for homeless youth and marginalized communities, global justice, and opposition to totalitarianism in the U.S. and abroad. Over the past decade, including but not limited to the period November 1, 2016 to February 9, 2017, I have participated in or helped to organize hundreds of demonstrations and events of various types in service of various political causes.

6. My Facebook account contains a significant amount of material concerning the exercise of my free speech and associational rights under the First Amendment. For the period November 1, 2016 to February 9, 2017, included among my Facebook posts and private messages that are only visible to my Facebook friends or individuals which whom I have communicated are: posts advertising or chronicling political demonstrations, rallies, dance parties, teach-ins, and other events in which I participated and that had no connection to any alleged "riot" in the District of Columbia on January 20 (including many events that did not take place in the District of Columbia, did not take place on January 20, or were unrelated to the inaugural ceremonies); posts reflecting the pictures and/or names of additional specific individuals who participated in the particular political events advertised or chronicled; posts reflecting my involvement or affiliation with specific political organizations or groups; posts reflecting my political views and commentary, including advocacy regarding how to vote in the 2016 Presidential election; strings of posts in which individuals other than myself express their own political views and commentary; messages that include lists of attendees at specific political events; and posts in which specific individuals, including but not limited to myself, propose or reveal political or organizational strategies or tactics unconnected to any alleged "riot" in the District of Columbia on January 20.

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

Executed on September 26, 2017



Lacy MacAuley