

Exhibit 1

DECLARATION OF MARC ROTENBERG

I, Marc Rotenberg, declare as follows:

1. I am President and Executive Director for the Plaintiff Electronic Privacy Information Center (“EPIC”).
2. Plaintiff EPIC is a non-profit corporation located in Washington, D.C. EPIC is a public interest research center, which was established in 1994 to focus public attention on emerging civil liberties issues and to protect privacy, the First Amendment, and other constitutional values. EPIC has a particular interest in preserving privacy safeguards established by Congress, including the E-Government Act of 2002, Pub. L. 107–347, 116 Stat. 2899 (codified as amended at 44 U.S.C. § 3501 note), EPIC pursues a wide range of activities designed to protect privacy and educate the public, including policy research, public speaking, conferences, media appearances, publications, litigation, and comments for administrative and legislative bodies regarding the protection of privacy.
3. I am a member in good standing of the Bar of the District of Columbia (admitted 1990), the Bar of Massachusetts (1987), the U.S. Supreme Court (1991), the U.S. Court of Appeals—1st Circuit (2005), the U.S. Court of Appeals—2nd Circuit (2010), the U.S. Court of Appeals—3rd Circuit (1991) the U.S. Court of Appeals—4th Circuit (1992), the U.S. Court of Appeals—5th Circuit (2005), the U.S. Court of Appeals—7th Circuit (2011), the U.S. Court of Appeals—9th Circuit (2011), and the U.S. Court of Appeals—D.C. Circuit (1991).
4. I have taught Information Privacy Law continuously at Georgetown University Law Center since 1990.
5. I am co-author with Anita Allen of a leading casebook on privacy law.

6. In my capacity as President and Executive Director, I have supervised both EPIC's response to the Department's rulemaking and EPIC'S participation in all stages of litigation in the above-captioned matter.
7. The statements contained in this declaration are based on my own personal knowledge.
8. EPIC works with an Advisory Board consisting of nearly 100 experts from across the United States drawn from the information law, computer science, civil liberties and privacy communities.
9. Members of the EPIC Advisory Board must formally commit to joining the organization and to supporting the mission of the organization.
10. Members of the EPIC Advisory Board make financial contributions to support the work of the organization.
11. Members of the EPIC Advisory Board routinely assist with EPIC's substantive work. For example, members provide advice on EPIC's projects, speak at EPIC conferences, and sign on to EPIC amicus briefs.
12. In this matter, EPIC represented the interests of more than 30 members of the EPIC Advisory Board, who signed a Statement to the National Association of State Secretaries in Opposition to the Commission's demand for personal voter data.

Under penalty of perjury, I declare that the foregoing is true and correct to the best of my knowledge and belief.



Marc Rotenberg
EPIC President and Executive Director

Executed this 7th day of July, 2017