

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, :

S1 12 Cr. 185 (LAP)

- v. - :

JEREMY HAMMOND, :

**AFFIRMATION**

a/k/a "Anarchaos," :

a/k/a "sup\_g," :

a/k/a "burn," :

a/k/a "yohoho," :

a/k/a "POW," :

a/k/a "tylerknowsthis," :

a/k/a "crediblethreat," :

a/k/a "ghost," :

a/k/a "anarchacker," :

Defendant. :

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STATE OF NEW YORK )

COUNTY OF NEW YORK : ss.:

SOUTHERN DISTRICT OF NEW YORK )

THOMAS J. KAVALER, under penalty of perjury, pursuant to 28 U.S.C. § 1746, hereby affirms as follows:

1. I am a member of the Bar of this Court and of the law firm of Cahill Gordon & Reindel LLP ("Cahill Gordon"), where I have practiced law since approximately 1975.

2. Since 1983, I have been married to the Honorable Loretta A. Preska, a United States District Judge for the Southern District of New York, who I understand is the presiding judge in the above-referenced case.

3. I have been informed that my email address at Cahill Gordon, which is publicly available on the firm's website, was among those listed on the website

<http://dazzlepod.com/stratfor>, which apparently purports to list “leaked accounts” that were stolen from the computer systems belonging to a company called “Stratfor.”

4. I have further been informed that defense counsel in the above-referenced case has claimed that, as such, I was a “victim” of this data theft from Stratfor’s computer systems and has moved to recuse Judge Preska on this basis. I have never been contacted by defense counsel in connection with this motion or otherwise.

5. I regularly receive unsolicited emails from businesses and other organizations, Stratfor among them. I receive from Stratfor from time to time emails that contain, among other things, newsletters and solicitations to become a subscriber or to purchase Stratfor’s products. I have never accepted any of Stratfor’s offers to become a subscriber or to purchase any product.

6. To be clear, I have never provided Stratfor with my credit card number or any other personal financial or identifying information such as my name, address, Social Security number or telephone number. To my recollection, I have not knowingly been a client, a customer, a member, or a subscriber of Stratfor. Stratfor has never been a client of mine or, on information and belief, a client of Cahill Gordon’s. I have been informed that there is a record of a two-week subscription for the period between March 18, 2008 and April 1, 2008 associated with my Cahill Gordon email address in the Stratfor database. I do not recall requesting that subscription or anything about it.

7. To my knowledge, only my publicly available Cahill Gordon email address was purportedly disclosed as a result of the above-described data theft from Stratfor. To my knowledge, other than that publicly available Cahill Gordon email address, Stratfor does not

have any personal information of mine that could have been stolen and disseminated, and never did have such information.

8. I have been informed that a class action lawsuit has been filed on behalf of Stratfor customers whose personal information was stolen from Stratfor's computer systems, as described above. I have never received any notification that I am a member of that class and have never received any benefit in connection with this or any other lawsuit filed in connection with Statfor.

I declare under penalties of perjury that the foregoing is true and correct, pursuant to 28 U.S.C. § 1746.

Dated: New York, New York  
December 21, 2012



THOMAS J. KAVALER