

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION**

CURTIS J. NEELEY, JR.,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 12-CV-5208-JLH
)	
FEDERAL COMMUNICATIONS)	
COMMISSION, MICROSOFT CORP.,)	
and GOOGLE INC.,)	
)	
Defendants.)	

DECLARATION OF MAUREEN DUIGNAN

I, Maureen Duignan, state as follows:

1. I am Assistant General Counsel in the Office of General Counsel (“OGC”) of the Federal Communications Commission. I have held that position during all times relevant to the events at issue in this case.

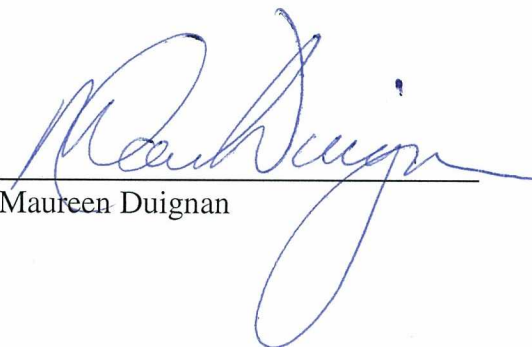
2. Among my duties as Assistant General Counsel is responding to internal and external inquiries regarding the filing of administrative claims made upon the FCC pursuant to the Federal Tort Claims Act (FTCA) and supervising other OGC attorneys who work on FTCA claims. As to the claims themselves, because no personnel in the agency other than those in the OGC have the authority to assess and recommend the disposition of FTCA claims, it has been the practice of our office to refer FTCA claims received by OGC to me or my staff. *See* 47 C.F.R. § 0.41(j) and 47 C.F.R. § 0.231(d).

Declaration of Maureen Duignan
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3. The FTCA files that are maintained by me and my staff have been reviewed. This review did not reveal any filing by Curtis J. Neeley Jr. (or anyone with a similar name) of a claim against the FCC pursuant to the FTCA or any claim response issued by the agency pursuant to the statute. We also conducted a search of the Commission's Electronic Comment Filing System and did not locate any SF-95 forms or other filings by Mr. Neeley that constituted a claim for money from the FCC for its alleged commission of a tort.

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

Executed on 2/5/2013



Maureen Duignan