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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

**THE STATE OF CALIFORNIA; THE  
STATE OF DELAWARE; THE STATE OF  
MARYLAND; THE STATE OF NEW  
YORK; THE COMMONWEALTH OF  
VIRGINIA.**

**Plaintiffs,**

v.

**ERIC D. HARGAN, IN HIS OFFICIAL  
CAPACITY AS ACTING SECRETARY OF THE  
U.S. DEPARTMENT OF HEALTH & HUMAN  
SERVICES; U.S. DEPARTMENT OF  
HEALTH AND HUMAN SERVICES; R.  
ALEXANDER ACOSTA, IN HIS OFFICIAL  
CAPACITY AS SECRETARY OF THE U.S.  
DEPARTMENT OF LABOR; U.S.  
DEPARTMENT OF LABOR; STEVEN  
MNUCHIN, IN HIS OFFICIAL CAPACITY AS  
SECRETARY OF THE U.S. DEPARTMENT OF  
THE TREASURY; U.S. DEPARTMENT OF  
THE TREASURY; DOES 1-100,**

## Defendants.

4:17-cv-05783-HSG

**DECLARATION OF SHARITA  
GRUBERG IN SUPPORT OF THE  
STATES' REPLY TO OPPOSITION TO  
MOTION FOR PRELIMINARY  
INJUNCTION**

1           **ATTORNEYS FOR ADDITIONAL PLAINTIFFS**

2           MATTHEW P. DENN  
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39          \* Pro hac vice application forthcoming

1 I, Sharita Gruberg, declare as follows:

2 1. I am Associate Director of the LGBT Research and Communications Project at the  
3 Center for American Progress (CAP). I am a lawyer with five years of experience filing Freedom  
4 of Information Act requests.

5 2. On May 31, 2017, CAP submitted a Freedom of Information Act (FOIA) request to  
6 the U.S. Department of Health and Human Services for all records of religious accommodation  
7 requests submitted to the agency under the Affordable Care Act's contraceptive mandate. Records  
8 were requested from when the Affordable Care Act went into effect to the date the FOIA request  
9 was submitted and included filings made by requesting entities as well as the agency's responses.

10 3. We received 558 pages of documents from January 2014 to March 2016 in response  
11 to our request. A true and correct copy of these documents is attached as Exhibit A.

12 I declare under penalty of perjury that the foregoing is true and correct of my own personal  
13 knowledge.

14 Executed on December 6, 2017 in Washington, D.C.

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Sharita Gruberg  
Center for American Progress

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## CERTIFICATE OF SERVICE

Case Name: St. of Ca. et. al v. Health & Human Services, et al. No: 4:17-cv-05783-HSG

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I hereby certify that on December 6, 2017, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

**Declaration of Sharita Gruberg in Support of the States' Reply to  
Opposition to Motion for Preliminary Injunction**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on December 6, 2017, at Sacramento, California.

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Francina M. Stevenson

Declarant

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/s/ *Francina M. Stevenson*

Signature

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