

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ABDIQAFAR WAGAFE, *et al.*, on behalf  
of themselves and others similarly situated,

Plaintiffs,

v.

JOESEPH R. BIDEN, President of the  
United States, *et al.*,

Defendants.

No. 2:17-cv-00094-RAJ

**DECLARATION OF HEATH HYATT IN  
SUPPORT OF PLAINTIFFS' MOTION  
FOR SUMMARY JUDGMENT**

**FILED UNDER SEAL:  
EXHIBITS A, B, C, D**

I, Heath L. Hyatt, hereby declare:

1. I have personal knowledge of the facts stated below and am competent to testify regarding the same. I am one of the attorneys for Plaintiffs in this matter, *Wagafe v. Biden*, No. 17-cv-00094 RAJ.

2. On November 9, 2020, Defendants produced 2020 versions of CARRP training modules nearly a year after the close of fact discovery in this case and over two months after Plaintiffs took a Federal Rule of Civil Procedure 30(b)(6) deposition of USCIS.

3. I compared the 2020 CARRP training modules produced after the close of discovery with 2017 training modules produced during discovery. In the attached exhibits I indicated, through highlighting and other markers, some of the changes that USCIS made in the 2020 trainings. Some of those revisions simply deleted or altered evidence that clearly support Plaintiffs' claims.

1           4.       Attached as **Exhibit A** are true and correct copies of excerpts from documents  
2 produced in this case with a Bates range of DEF-00431842-1971 and DEF-00429688-9801. I  
3 added highlighting and other marks to these excerpts to indicate to the Court where USCIS made  
4 changes to the documents.

5           5.       Attached as **Exhibit B** are true and correct copies of excerpts from documents  
6 produced in this case with a Bates range of DEF-00432000-53 and DEF-00429804-48. I added  
7 highlighting and other marks to these excerpts to indicate to the Court where USCIS made  
8 changes to the documents.

9           6.       Attached as **Exhibit C** are true and correct copies of excerpts from documents  
10 produced in this case with a Bates range of DEF-00431062-1178 and DEF-00429503-574. I  
11 added highlighting and other marks to these excerpts to indicate to the Court where USCIS made  
12 changes to the documents.

13           7.       Attached as **Exhibit D** are true and correct copies of excerpts from documents  
14 produced in this case with a Bates range of DEF-00431307-453 and DEF-00429575-682. I  
15 added highlighting and other marks to these excerpts to indicate to the Court where USCIS made  
16 changes to the documents.

17  
18           I declare under penalty of perjury that the foregoing is true and correct.

19  
20           EXECUTED this 11th day of June, 2021, in Santa Rosa, California

21   /s/ Heath L. Hyatt  
22   Heath L. Hyatt

**EXHIBIT A**  
**FILED UNDER SEAL**

**EXHIBIT B**  
**FILED UNDER SEAL**

**EXHIBIT C**  
**FILED UNDER SEAL**

**EXHIBIT D**  
**FILED UNDER SEAL**