

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA**

MARC HALL,

Petitioner,

v.

**JOHN McHUGH, in his official capacity
as SECRETARY OF THE ARMY and
MAJOR GENERAL JEFFREY PHILLIPS,
in his official capacity as SENIOR
COMMANDER FORT STEWART**

Respondents.

**DECLARATION OF DAHR JAMAIL
UNDER PENALTY OF PERJURY**

Dahr Jamail states as follows:

1. My name is Dahr Jamail and I have been working for the last several years as an independent journalist reporting primarily on the war in Iraq and its effects on members of the United States military. In addition to maintaining my web site, I have written for the Inter Press Service, the Asia Times, the Nation, the Independent, the Guardian, Foreign Policy in Focus, Le Monde Diplomatique, and others and have reported for Democracy Now and the BBC. In addition, I have

written two books, one of them about soldiers who have resisted fighting the wars in Iraq and Afghanistan.

2. I have been covering the story of Marc Hall for the past month for two Internet news services, Inter Press Service and Truthout, and have discussed his case on numerous interview shows. It is my desire and intent to attend his court martial and other proceedings related to his case. His case has generated considerable interest and publicity generally in the United States and with my readers and those of Truthout and Inter Press Service in particular.

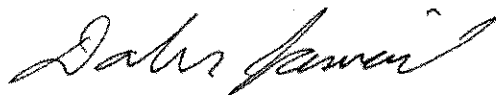
3. The Army has announced its intent to move SPC Hall to Iraq for his court martial. If that were to happen, it would be impossible for me to attend the trial and cover the case properly. The costs of travel and inherent danger would be prohibitive.

4. My inability to attend the court martial would deprive my audience of a first-hand account of the proceedings. Based upon what I have learned from my reporting from Iraq, I am always concerned when the United States government or its military attempts to veil its activities. I and other reporters have uncovered many examples of questionable, if not clearly illegal, actions taken by soldiers and the government. I am therefore always suspicious and especially inquisitive when it appears that matters are being hidden from public view. This appears to me to be the case with SPC Hall.

5. Not only do I wish to cover the court martial, but I am aware of several other reporters, most of whom are independent, who have been following and reporting on the case. Independent reporters often cover stories that are not covered by the mainstream media, or are not covered in the same depth. It would be impossible for that kind of coverage of SPC Hall's case to continue if he is sent overseas.

6. I make this declaration under penalty of perjury pursuant to 28 U.S.C. §1746.

Dated: 14 February 2010



Dahr Jamail

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**DECLARATION OF JEFF PATERSON
UNDER PENALTY OF PERJURY**

Jeffery A Paterson states as follows:

1. My name is Jeffery A Paterson and I am a co-founder and the currently project director of the group Courage to Resist, an advocacy organization for those in military service who are speaking out against, or who are refusing to participate in, the wars in Iraq and Afghanistan.

2. We have been involved with the case of Marc Hall since he was taken into custody over his rap song protesting the Army's "stop loss" policy. Our organization, along with others, such as Iraq Veterans Against the War, have been

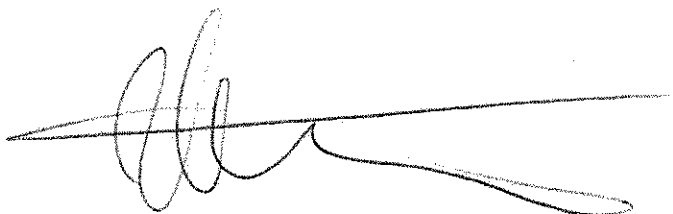
publicizing the case and seeking to build support for SPC Hall. The case has resonated with many people in the United States and has generated a great deal of interest. Among the numerous issues of significant public debate involved in SPC Hall's case include: The military's "Stop-loss" program, the limits on artistic expression by Soldiers, the treatment of Soldiers with post traumatic stress disorder (PTSD) while on active duty, and opposition to the continuing Iraq occupation from within the military. We want at least one person, if not more, from our organization to attend his court martial and would make plans to do so if it were possible. We wish to report our observations to the general public and we want to insure that SPC Hall gets as fair a hearing as possible.

3. The Army has announced its intent to move SPC Hall to Iraq for his court martial. If that were to happen, it would be impossible for me, or any member of Courage to Resist, to attend the trial. The costs of travel would be prohibitive.

4. We are concerned that the Army appears to be planning to conduct the court martial in virtual secrecy, under circumstances where only its reports of what occurs would be available to the public. We want to be sure that SPC Hall's positions are seen and heard as well. This cannot be accomplished if the court martial is held outside the United States.

5. I make this declaration under penalty of perjury pursuant to 28 U.S.C.
§1746.

Dated February 15, 2010

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

Jeffery A Paterson

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**DECLARATION OF MARY A. WRIGHT
UNDER PENALTY OF PERJURY**

Mary A. Wright states as follows:

1. My name is Mary A. Wright and I am a retired U.S. Army colonel. I have testified for the accused's in the Article 32 investigation hearing of 1LT Ehren Watada and in the court-martial of Specialist Robin Long. Both were prosecuted for their expressed opposition to the war in Iraq.

2. While I understand that Marc Hall is accused of communicating threats, I also understand that the genesis of his prosecution was his stated opposition to the Army's "stop loss" policy and his growing opposition to being

required to serve further in Iraq. I therefore believe that I could provide testimony on his behalf similar to the testimony I provided for LT Watada and SPC Long.

3. The Army has announced its intent to move SPC Hall to Iraq for his court martial. If that were to happen, it would be impossible for me to testify.

4. I make this declaration under penalty of perjury pursuant to 28 U.S.C. §1746.

Dated: February 15, 2010



Mary A. Wright

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**DECLARATION OF DAVID GESPASS
UNDER PENALTY OF PERJURY**

David Gesspass states as follows:

1. My name is David Gesspass and I am an attorney practicing law in Birmingham, Alabama. I have been approached by supporters and friends of Marc Hall about representing him at his court-martial and have been retained to file the above-entitled action seeking to keep him in the United States for trial.

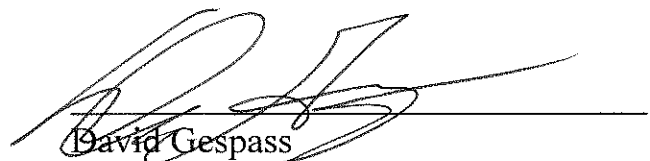
2. There is only one other attorney in my office. In addition, I am the president of the National Lawyers Guild which entails a significant amount of time. I also have several trips I am scheduled to take in the coming months.

3. It would be impossible for me to represent SPC Hall if his court-martial were to take place in Iraq for several reasons. I could not afford the time away from my office. The costs would be prohibitive as his supporters have limited funds. I would not be in a position to make more than one trip. Travel alone would likely take twenty-four hours or more each way. By contrast, Fort Stewart is within relatively close driving distance, which would enable me, if necessary, to make multiple trips. I would also have the ability to communicate regularly with SPC Hall and his military lawyer, Capt. Schiavetti and would have the resources of my office. In addition, I have many friends with expertise in military law with whom I could consult in preparation for SPC Hall's defense. All these resources would be unavailable to me, or far more difficult to utilize, in Iraq.

4. I have not yet made any arrangements for representing SPC Hall beyond this action, so cannot represent that, if he remains in the United States I will represent him. I **can** say, however, that it will be impossible for me to represent him in Iraq and that he has expressed an interest in my further representation.

5. I make this declaration under penalty of perjury pursuant to 28 U.S.C. §1746.

Dated: February 15, 2010


David Gesspass