

EXHIBIT A

Exhibit A is an un-scannable video incapable of electronic filing which has been physically filed with the Clerk of Court along with a Notice of Filing Un-Scannable Exhibit. A copy of Exhibit A will be sent to counsel for all parties via Secure File Transfer.

EXHIBIT B

DECLARATION OF CUSTODIAN OF RECORDS

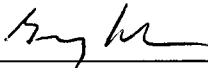
I, Gregory Wilson, declare as follows:

1. I am a duly authorized Custodian of Records for Fox News Network, LLC (“Fox News”). I have personal knowledge of the matters herein and, if called upon as a witness, I could and would testify thereto.

2. The record enclosed herewith is a true and accurate copy of the 18:34 minute-long video titled “Flashback 9/11: As It Happened,” available at <http://video.foxnews.com/v/1151859712001/?#sp=show-clips>, which is in the possession of Fox News and is responsive to the Subpoena dated January 26, 2016, a copy of which is attached hereto.

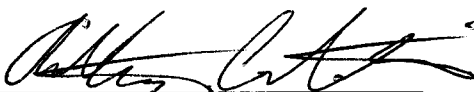
I declare under penalty of perjury that the foregoing is true and correct.

Executed this 16th day of February 2017 at New York, New York.



Gregory Wilson

Notary Public:



Anthony Constantine

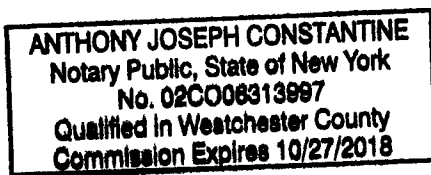


EXHIBIT C

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

Suleiman Abdulah Salim, et. al.

Plaintiff

v.

James Elmer Mitchell and John "Bruce" Jessen

Defendant

Civil Action No. 2:15-CV-286-JLQ

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: Fox News Network, LLC, Attention: Legal Department, 1211 Avenue of the Americas, 15th Floor, New York, NY 10036

(Name of person to whom this subpoena is directed)

Production: YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: See Exhibit 1.

Place: Blank Rome LLP , Attn: Hank Schuelke 1825 Eye Street, NW Washington, D.C. 20006	Date and Time: 02/17/2017 10:00 am
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Inspection of Premises: YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:	Date and Time:
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The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 01/26/2016

CLERK OF COURT

OR 

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Defendants James Elmer Mitchell and John "Bruce" Jessen, who issues or requests this subpoena, are: Brian Paszamant, 1 Logan Sq., 130 N. 18th St., Phila, PA 19103 Tel: 215.569-5791 Email: Paszamant@blankrome.com

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:15-CV-286-JLQ

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____

on *(date)* _____ .

I served the subpoena by delivering a copy to the named person as follows: _____

_____ on *(date)* _____ ; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of \$ _____ .

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc.:

EXHIBIT 1

DOCUMENT REQUESTED FOR PRODUCTION

1. A true and correct copy of the 18:34 minute-long video titled “Flashback 9/11: As It Happened,” in standard video file format (such as .avi, .m4v, .mov, mp4, wav, *etc.*), that was posted to Fox News’s website on September 9, 2011, and which describes “[a] look back at the attacks of Sept. 11, 2001,” *available at* <http://video.foxnews.com/v/1151859712001/?#sp=show-clips>. Please also include a custodial declaration as to authenticity.