

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DR. ROBERT M. GOLDMAN and
DR. RONALD KLATZ,

Plaintiffs,

—against—

DR. STEPHEN J. BARRETT and
QUACKWATCH, INC.,

Defendants.

15 Civ. 9223 (PGG) (HBP)

DECLARATION OF DR. STEPHEN J. BARRETT

1. I am a defendant in the above lawsuit and submit this declaration in support of my motion to dismiss this case in its entirety.

2. Attached are true copies of the following documents:

Ex.	Document
A	Complaint (Dkt. 1)
B	Printouts from the website of the Illinois Department of Financial and Professional Regulation showing that the plaintiffs, Dr. Robert Goldman and Dr. Ronald Klatz, agreed to pay a fine for improperly referring to themselves as “M.D.s” (the “proceeding” and “settlement” referenced in ¶ 22 of the Complaint)
C	Consent Orders between Dr. Goldman and Dr. Klatz and the Illinois Department of Financial and Professional Regulation, dated December 6, 2000 (the “proceeding” and “settlement” referenced in ¶ 22 of the Complaint)
D	Printout of the homepage of the Quackwatch website (www.quackwatch.org)
E	Printout from the website of the Pennsylvania Department of State showing that the Quackwatch defendant was dissolved in 2009
F	Quackwatch, <i>Anti-Aging ‘Gurus’ Pay \$5,000 Penalties</i> (last rev. March 6, 2001), the article at issue, which has not been altered since 2001

Ex.	Document
G	A compilation of how the article (Ex. F) and its source code appeared at various points in time from October 2002 (the earliest date available) to the present as preserved via the website archive.org
H	Duff Wilson, <i>Aging: Disease or Business Opportunity?</i> , N.Y. TIMES (Apr. 15, 2007)
I	Order from Illinois Department of Financial and Professional Regulation, dated February 26, 2006 (referenced in ¶ 24 of the Complaint)
J	Pre-motion letter from Charles Michael (my attorney) to the Court, dated December 15, 2015 (Dkt. 9)
K	Plaintiffs' response letter to the Court, dated December 23, 2015 (Dkt. 11)

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

Dated: Pittsboro, North Carolina
January 21, 2016



Dr. Stephen J. Barrett