## DECLARATION OF MICHAEL HANS

I, MICHAEL HANS, declare as follows:

- 1. I have knowledge of the facts set forth herein and could and would testify to those facts fully and truthfully if called and sworn as a witness.
- 2. I currently own and operate IT Werks, LLC, in Denver, Colorado, and my role is Principal Consultant for Information Technology matters. From May 2006 to July 2008, I was employed by Best Buy/Geek Squad in its Brooks, Kentucky facility as a Deputy Director of Counterintelligence overseeing several departments, including Data Recovery. I continued to work at Best Buy at a different location from July 2008 until February 2014.
- 3. During my time at Best Buy, a technician alerted me that the technician had come across suspected child pornography in the course of carrying out data recovery on a customer's device. I felt I needed to report it to law enforcement, because my understanding was that possession of such images itself was illegal and I needed to get the images out of the hands of Best Buy Geek Squad. I called the Louisville Metro Police Department, and they directed me to a detective. After explaining the situation, the detective directed me to call the FBI. I called the FBI and was eventually referred to Richard Boswell. I reached out to the FBI about reporting these materials; the FBI did not reach out to me.
- 4. During my time at Best Buy, technicians occasionally came across suspected child pornography on customers' devices submitted for data recovery during the phase in which the technician was validating the recovery to ensure the recovery was successful.

- 5. I was never instructed by any agent of the FBI, or any officer or agent of any other law enforcement agency, to search for child pornography, or evidence of any other crime, on customers' computers at Best Buy, at any time. I was also never instructed by anyone at the FBI or at Best Buy to ask my subordinates to do so. I never instructed my subordinates to search for child pornography, or evidence of any other crime, on customers' computers at Best Buy, at any time. I am unaware of any other supervisor at Best Buy instructing anyone at Best Buy Geek Squad to search for evidence on behalf of the FBI. My intent in contacting the FBI about any evidence found by technicians was simply to do the right thing and get the evidence out of the hands of Best Buy/ Geek Squad.
- 6. I received money from the FBI on one occasion in 2008. I was extremely reluctant and irritated that the FBI gave me money, and tried to give it back. I contacted our legal department, and ultimately gave the money to a local charity that benefits battered women. I did not understand the payment to be given as encouragement to find child pornography on behalf of the FBI, and was never encouraged to find child pornography on customers' computers for the FBI. The money was entirely irrelevant to me. The FBI indicated to me they could not take the money back because they had to spend it as part of their budget.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration is executed at Denver, Colorado, on January 4, 2017.

MICHAEL HANS