



3. While working with the Central Intelligence Agency in the late 1970's and early 1980's, I took a number of examinations related to my actuarial work and training, as well as other analytical work and training, including most of the actuarial certification exams, which I passed. As stated in my deposition, I did take 7 to 9 of the actuarial exams, but not all the actuarial exams. I described these in my deposition in this lawsuit.

4. Because I took the actuarial exams anonymously, as required by the policy of the Central Intelligence Agency, if I desired to become a member of the civilian actuarial societies, I would have to retake the exams. My business has never required me to do so and I have never represented that I am a "certified" actuary. Therefore, I am not a member of any of the civilian actuarial societies, but am a practicing actuary.

5. Since completing my training, I have applied and developed those actuarial, analytical, and related employee benefits consulting skills for over twenty years, as described above and as listed on my resume.

6. I do not believe it is appropriate for national security and other reasons for me to waive the confidentiality and privacy of my Central Intelligence Agency records. My understanding is that the agency will neither confirm nor deny details about the training I received or the work I have performed over the years, and that the information requested by Mercer is not the type the agency will provide.

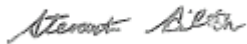
7. The value of a waiver must be balanced against other concerns. Merely requesting a waiver would be considered by the agency -- whose core value is the maintenance of secrecy by current and former employees -- as a breach of its trust by me. I have an interest in preserving that relationship of trust. In addition to the trust I pledged while at the agency, I continue to perform work for the CIA and other pieces of the U.S. intelligence apparatus and I am concerned about protecting those relationships. Moreover, the waiver requested of me is broad and would apply to far more information than testing, and invades national security

issues. As I understand the Agency's practice, the likelihood of the CIA granting such a waiver is nil for personnel such as me.

8. I have no documents of any kind relating to or concerning my training and experience at the CIA in my possession, custody or control.

9. My work at the CIA involved game theory and other issues related to gathering information through the use of scientific and technical systems.

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

A handwritten signature in cursive script, appearing to read "Stuart Piltch".

Dated this 27<sup>th</sup> day of March, 2008.