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10
11 UNITED STATES DISTRICT COURT
12 FOR THE EASTERN DISTRICT OF WASHINGTON
13

<p>14 STATE OF WASHINGTON, <i>et al.</i>, 15 16 Plaintiffs, 17 18 v. 19 U.S. FOOD AND DRUG 20 ADMINISTRATION, <i>et al.</i>, 21 22 Defendants.</p>	<p>No. 1:23-cv-03026 DECLARATION OF NOAH T. KATZEN</p>
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23 Pursuant to 28 U.S.C. § 1746, I, Noah T. Katzen, hereby declare:

24 1. I am an attorney in the U.S. Department of Justice, Civil Division,
25 Consumer Protection Branch. I am assigned to represent Defendants in the above-
26 captioned case. The statements made herein are based on my personal knowledge,
27 and on information made available to me in the course of my duties and
responsibilities as Government counsel in this case.

1 annotated bibliography linked to on the cited page, which I downloaded from
2 <https://www.ansirh.org/sites/default/files/2022->
3 [12/turnawaystudyannotatedbibliography122122.pdf](https://www.ansirh.org/sites/default/files/2022-12/turnawaystudyannotatedbibliography122122.pdf) and captured at
4 <https://perma.cc/5TNG-GQKA> on February 2, 2024.
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6 12. Attached hereto as **Exhibit 10** is a true and correct copy of Letter
7 from Advancing New Standards in Reproductive Health (ANSIRH) et al, to
8 Stephen Ostroff, M.D., Acting Commissioner of Food and Drugs, Robert M.
9 Califf, M.d., Deputy Commissioner for Medical Products and Tobacco, and Janet
10 Woodcock, M.D., Director of the Center for Drug Evaluation and Research (Feb.
11 4, 2016), included in the administrative record in this case at Bates Numbers FDA
12 1254-1262.
13
14
15

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

17 Executed on February 2, 2024.
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20 /s/ Noah T. Katzen
21 NOAH T. KATZEN
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DECLARATION OF NOAH T. KATZEN