

Civil Action No. 1:12-cv-00327 (ABJ)

EXHIBIT B

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

ELECTRONIC PRIVACY INFORMATION)	
CENTER, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 1:12-cv-00327 (ABJ)
)	
THE UNITED STATES DEPARTMENT)	
OF EDUCATION,)	
)	
Defendant.)	
)	

DECLARATION OF PLAINTIFF PABLO GARCIA MOLINA

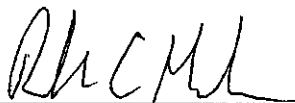
I, PABLO GARCIA MOLINA, of full age, hereby declare to the best of my knowledge and belief:

1. My name is Pablo Garcia Molina. I reside in Washington, District of Columbia. I am a plaintiff in this case.
2. I am an adjunct professor at Georgetown University, where I teach graduate courses in ethics and technology management, managing information security and Internet governance. I am the Executive Director of the International Applied Ethics and Technology Association. I was associate vice president for information technology from 2007 until 2012 and campus chief information officer from 2000 until 2012 at Georgetown University. Prior to that, I worked as director of information technology for the University of Pennsylvania, lecturer/director of information systems for Washington University in Saint Louis, and senior lecturer for the University of Missouri in Saint Louis.
3. I am a member of the Board of Directors of the Electronic Privacy Information Center.

4. I received my B.S. in 1992, and my M.B.A. in 1995, from Saint Louis University in Saint Louis, Missouri. I took graduate engineering courses in 1998 at Washington University in Saint Louis, Missouri. In 2013, I will graduate from Georgetown University in Washington, D.C. with a doctorate degree.
5. Saint Louis University, Washington University, and Georgetown University are subject to the statutory requirements under the FERPA because they receive federal funding.
6. Saint Louis University, Washington University, and Georgetown University continue to maintain education records about me.
7. I object to any disclosure of my education records that arise from the 2011 FERPA regulations.
8. In particular, I do not want the information I disclosed to Saint Louis University, Washington University, and Georgetown University to be re-disclosed to non-governmental actors for purposes I cannot discern, without my authorization.
9. I believe I am adversely affected by the 2011 FERPA regulations because they permit Saint Louis University, Washington University, and Georgetown University to disclose sensitive personal information about me without my consent. It may be incorporated, for example, in databases that are used for employee background checks. By matching my Saint Louis University, Washington University, and Georgetown University education records to other records, a non-educational institution with which I have no personal connection would be able to create a detailed dossier about me for reasons I cannot discern.
10. My Saint Louis University, Washington University, and Georgetown University education records, if released inappropriately, may be used in part for the purpose of

computing my credit score. My credit score is important, not only for borrowing money, but for an increasing number of ordinary transactions. Prospective employers, landlords, and many others look at credit scores. A troubling recent use of the credit score is by insurance companies to establish rates. It has been documented that insurers may raise an individual's rates or even deny coverage based on the credit score. For example, the credit record can cause one's auto insurance premiums to increase, even if one has a perfect driving record.

11. My Saint Louis University, Washington University, and Georgetown University education records, if obtained by commercial institutions, may be used for consumer profiling and "dynamic pricing." It has been documented that financial institutions use consumer profiling to restrict choices, and mislead or exclude consumers.
12. Since accountability and oversight are lacking for commercial databases, I do not want my Saint Louis University, Washington University, and Georgetown University education records to be used as input to any commercial database. I rely on FERPA to ensure the confidentiality of the information I disclosed to Saint Louis University, Washington University, and Georgetown University.
13. I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed in Washington, D.C. on January 14, 2013.



PABLO GARCIA MOLINA
Member,
EPIC Advisory Board
EPIC Board of Directors