

**Declaration of Michael H. McGinley in Support of Appellant's  
Motion For Leave to File a Surreply Opposing Respondent's  
Reply and Motion to Dismiss Appeal**

I, Michael H. McGinley, declare the following:

1. I am a partner of the law firm Dechert LLP, counsel to Plaintiff-Appellant DotConnectAfrica Trust ("DCA") in the above-captioned action. I have personal knowledge of the matters set forth herein and am competent to testify as to those matters. I make this declaration in relation to DCA's Motion for Leave to File a Surreply Opposing Respondent's Reply and Motion to Dismiss Appeal.

2. I make this declaration pursuant to California Rules of Court, rule 8.57(b), requiring any motion filed before the record is filed to be accompanied by a declaration setting forth the facts relevant to the relief requested.

3. On December 3, 2019, DCA filed its notice of appeal. On December 13, 2019, DCA filed its notice designating the record.

4. On December 20, 2019, Defendant-Respondent Internet Corporation for Assigned Names and Numbers ("ICANN") filed a motion to dismiss DCA's appeal.

5. On December 31, 2019, DCA filed its opposition to ICANN's motion to dismiss.

6. On January 8, 2019, ICANN filed a reply to DCA's opposition.

7. Attached hereto is a true and correct copy of the surreply brief that DCA wishes to have filed if this Court grants leave to file.

Dated: January 13, 2020 By: /s/ Michael H. McGinley

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