Exhibit 1



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- I, Warren J. McCarty III, hereby declare as follows:
- 1. I am an associate at the law firm of Caldwell Cassady Curry, P.C. in Dallas, Texas. I am admitted to practice in the State of Illinois and the State of Texas and have been admitted *Pro Hac Vice* in this matter. I submit this declaration based on personal knowledge and following a reasonable investigation. If called upon as a witness, I could and would competently testify to the truth of each statement herein.
- 2. Before filing Windy City's response to Facebook's letter brief requesting a prefiling conference (Dkt. 141), I personally reviewed the Court's Standing Order in Civil Cases.
- I have also previously requested that all attorneys and staff working on the abovecaptioned case review and re-review all applicable standing orders and local rules, including the Court's Standing Order in Civil Cases.



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- 4. I personally drafted Windy City's response to Facebook's letter brief requesting a pre-filing conference (Dkt. 141). In preparing this response, I studied the Court's Standing Order in Civil Cases and coordinated with attorneys and staff at my firm to ensure compliance therewith.
- 5. I did not intend to circumvent the Court's Standing Order in Civil Cases in any way. In preparing and filing Windy City's response, my colleagues and I believed that we were in compliance with the Court's Standing Order in Civil Cases. Any failure to comply was entirely inadvertent.
- 6. After receiving the Court's Order to Show Cause (Dkt. 143), I discussed this matter with members of my firm, including Mr. Bradley Caldwell and staff working on this case. I also consulted with opposing counsel about this matter.
 - 7. I attest that I have reviewed the Court's Standing Order in Civil Cases.

Executed on January 25, 2019
/s/Warren J. McCarty, III
Warren J. McCarty, III

