

Exhibit 2

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

PEN AMERICAN CENTER, INC., et al., Plaintiffs, vs. ESCAMBIA COUNTY SCHOOL BOARD, Defendant.	CASE NO.: 3:23-CV-10385- TKW-ZCB
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**DECLARATION OF SHALINI GOEL AGARWAL
IN SUPPORT OF MOTION FOR SANCTIONS**

I, Shalini Goel Agarwal, declare as follows:

1. I am over the age of 18 and have personal knowledge of the facts in this declaration.
2. The parties had a series of meet and confer discussions on February 7, 8 and 13, 2024. In the course of these discussions Plaintiffs emailed Defendant a list of proposed custodians—including School Board members, the Superintendent, and the Media Services Coordinator—whose communications should be searched in response to Plaintiffs’ Requests for Production of Documents. At the February 13 meet and confer, Defendant agreed with Plaintiffs’ proposed custodians.
3. In advance of Plaintiffs’ Motion for Sanctions, the parties had a meet and confer discussion on November 13, 2024. Plaintiffs posed basic questions about Defendant’s collection of information from School Board member cell phones and what was done in advance of Board Chair Kevin Adams dropping his phone in the ocean. During this discussion, Defendant’s counsel commented that they assumed that the destroyed text messages from Mr. Adams’ phone

were of the same nature as those that were produced from his social media accounts, which were likely enough for Plaintiffs to prove what they wanted, and thus that the missing messages were likely just cumulative.

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

Executed: November 26, 2024.

/s/ Shalini Goel Agarwal
Shalini Goel Agarwal