

1 MOVEMENT FOR THE QUALITY OF THE JUDICIARY IN ISRAEL
BY Yehonatan Kapach, Chairman
2 Address: 2764 Pleasant Rd Suite A PMB 10359 Fort Mill SC 29708 USA
Tel: +1-980-422-2322
3 Email: Judiciaryquality@gmail.com

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 WHATSAPP INC., a Delaware corporation,
12 and FACEBOOK, INC., a Delaware
corporation,

13 Plaintiffs,

14 v.

15 NSO GROUP TECHNOLOGIES LIMITED
16 and Q CYBER TECHNOLOGIES LIMITED,

17 Defendants.

Case No. 4:19-cv-07123-PJH

NOTICE OF MOTION

Date:
Time: 9:00 a.m.
Ctrm:

Action Filed: 10/29/2019

18 Please take notice that upon the Declaration of Yehonatan Kapach dated June 11, 2024, the
19 Movement for the Quality of Judiciary in Israel shall move the court for an order allowing it to
20 join as amicus curiae.

21 Dated: June 11, 2024

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23 

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7 UNITED STATES DISTRICT COURT
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9 NORTHERN DISTRICT OF CALIFORNIA, Oakland division

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11 WHATSAPP INC., a Delaware corporation,
12 and FACEBOOK, INC., a Delaware
13 corporation,
14 Plaintiffs,
15 v.
16 NSO GROUP TECHNOLOGIES LIMITED
17 and Q CYBER TECHNOLOGIES LIMITED,
18 Defendants.

Case No. 4:19-cv-07123-PJH

**DECLARATION OF YEHONATAN
KAPACH**

Action Filed: 10/29/2019

DECLARATION OF YEHONATAN KAPACH

I, YEHONATHAN KAPACH declare as follows:

1. I am the Chairman of the nonprofit Movement for the Quality of the Judiciary in Israel. I make this declaration in support of a motion to join as amicus curiae.
2. The reason to join the case is that I have information that the State of Israel conspired with the law offices of Arnold and Porter and Spalding and King to avoid complying with discovery by making a false claim that the State of Israel issued a subpoena and an ex parte order directing search and seizure of NSO records.
3. The records came to my knowledge from an internet publication of a Wikileaks type website “anonymous” and the records appear credible. In fact, I have been threatened by officials of the Israeli Government not to publish them, and all my

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communications to spokesmen of the Israeli Ministry of Justice by WhatsApp and email remain deliberately unanswered.

- 4. The leaked mails show that the law office of Arnold and Porter (John Bellinger and Reeves Anderson) told Ms. Marlene Woods Mazel and Mr. Haim Wismonsky of the Israel Minister of Justice to fake a search and seizure order and draft an affidavit for counsel of MSO Haim Gelfnad putting words in his mouth that he was surprised by the search.
- 5. In fact, the records show that the Judge who signed it knew that it was a fake order intended to deceive the parties in California. He actually made two version, one addressed to the police, and one addressed to Secret Service (SHABAK, A.K.A as G.S.S).
- 6. In a letter from Marlene and Wismonsky to Gelfnad they assured him there is no criminal suspicion and the ex parte order is merely obtained so that NSO can have an excuse not to disclose records in the CA case.
- 7. It is obvious from reading the correspondence that the search and seizure order of Judge Tzachi Uziel is a sham, and that the judge knew it was a sham.
- 8. I complained against these lawyers to the Commissioner of public complaints against DA and Prosecutors, but he declined to intake the complaint.
- 9. The attached records are partial, and indicative, as there are many more.

I declare under the penalty of perjury and the laws of the United States that the foregoing is true and correct this 11th day of June 2024, at North Carolina.



Yehonathan Kapach

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Declaration of Service

I Yehonatan Kapach declare under the penalties of perjury that I served this motion on 11th day of June 2024 to:
JOSEPH N. AKROTIRIANAKIS (NSO Counsel) at jakro@kslaw.com of the KING & SPALDING LLP office, and to
Michael R. Dreeben (WhatsApp and Facebook counsel at mdreeben@omm.com of the office of O'Melveny & Myers LLP.



Yehonatan Kapach