

EXHIBIT 1

THIRD DECLARATION OF BRIGADIER GENERAL GLENN A. GODDARD

I, Glenn A. Goddard, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a Brigadier General in the United States Army and am currently the Deputy Director for Military Programs at the Headquarters of the U.S. Army Corps of Engineers (Corps). Among other duties, I serve as the National Program Manager for the Corps' Southwest Border Infrastructure Program.

2. This declaration is based on my personal knowledge and information made available to me in the course of my official duties.

3. As described in the seventh declaration of Kenneth P. Rapuano, dated February 13, 2020, on February 13, 2020, the Secretary of Defense approved 31 Section 284 projects and segments to be funded in fiscal year 2020 using \$3.831 billion transferred to the counter-narcotics support line of the Drug Interdiction and Counter-Drug Activities, Defense, account. Such funds have been transferred from that account to the Operation and Maintenance, Army, account for use by the Corps to undertake fence and road construction and lighting installation for the approved projects.

4. On April 24, 2020, the Department of Homeland Security submitted a memorandum modifying the January 14, 2020, request for assistance requesting changes to the scope of several projects approved by the Secretary of Defense on February 13, 2020. On May 18, 2020, the Secretary of Defense approved these changes in scope. The revised coordinates for the modified projects and segments are as follows:

Project Name	Coordinates	Miles (approx.)
Tucson B	Start: 31.421325, -111.351619 End: 31.33253, -111.01233	approximately 21 miles
Yuma B (Segment 1)	Start: 32.71813, -114.728515 End: 32.71872, -114.720282	total of approximately .5 miles
Yuma B (Segment 2)	Start: 32.719041, -114.727431 End: 32.719132, -114.720119	
El Paso D	Start: 31.752848, -106.418442 End: 31.552981, -106.26213	approximately 17 miles
El Centro Project A	Start: 32.627285, -115.993205 End: 32.631489, -115.93903	approximately 3.17 miles

5. Additionally, due to the difficult terrain at some of the approved project locations, contractor pricing for certain projects and segments approved by the Secretary of Defense on February 13, 2020, was higher than expected. Based on these higher-than-expected prices, the Corps concluded it would not be able to undertake the Yuma A (Segment 1) project within the \$3.831B

budgeted for construction. On May 18, 2020, the Secretary of Defense authorized the Corps not to undertake contracting actions for this project pursuant to § 284 using the transferred funds.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed this 20th day of May, 2020.

A handwritten signature in black ink, appearing to read "Glenn A. Goddard", written over a horizontal line.

Glenn A. Goddard
Brigadier General, United States Army