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Attorneys for the United States of America

11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
13 **WESTERN DIVISION**

14 AMHET DOĞAN, individually and on
15 behalf of his deceased son, FURKAN
16 DOĞAN; and HIMET DOĞAN,
individually and on behalf of her
deceased son, FURKAN DOĞAN,

17 Plaintiffs,

18 v.

19 EHUD BARAK,

20 Defendant.

No. 2:15-CV-08130-ODW (GJSx)

Assigned to the Honorable Otis D. Wright II

**NOTICE BY THE UNITED STATES OF
POTENTIAL PARTICIPATION**

1 The United States of America respectfully notifies the Court that the United States is
2 considering whether to participate in this litigation, pursuant to 28 U.S.C. § 517. That statute
3 authorizes the Attorney General of the United States to send any officer of the Department of
4 Justice to “attend to the interests of the United States in a suit pending in a court of the United
5 States, or in a court of a State, or to attend to any other interest of the United States.” 28 U.S.C.
6 § 517.
7

8 Plaintiffs bring this action against former Israeli Minister of Defense Ehud Barak for
9 compensatory and punitive damages based on claims related to the death of Furkan Doğan in a
10 May 2010 action by the Israeli Defense Forces. The United States has been made aware of this
11 litigation and understands that defendant’s motion to dismiss is fully briefed and scheduled to be
12 heard on May 23, 2016. The State of Israel has formally requested that the Government file a
13 Suggestion of Immunity on behalf of the defendant. *See* Decl. of Christopher M. Egleson in
14 Supp. of Def.’s Mot. to Dismiss Ex. H, ECF No. 26. The Department of State has conferred with
15 counsel for the plaintiffs concerning whether the defendant is immune in this action. The
16 process for deciding whether to file a Suggestion of Immunity has been ongoing and involves
17 coordination among government agencies and the approval of the U.S. Department of Justice
18 through the Principal Deputy Assistant Attorney General for the Civil Division, and is not yet
19 complete. The United States expects to complete its deliberations by no later than June 10, 2016,
20 and on or before that date, will advise the Court of its determination and file any Suggestion of
21 Immunity pursuant to 28 U.S.C. § 517. The United States appreciates the Court’s consideration
22 of its potential interest in this matter.
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26 DATED: May 17, 2016

Respectfully submitted,

27 BENJAMIN C. MIZER
Principal Deputy Assistant Attorney General

28 ANTHONY J. COPPOLINO

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Deputy Director
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/s/ Jason Lee
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