

DECLARATION OF OLIVER LEWIS

I, Oliver Lewis, declare and say as follows:

1. I am the Assistant Legal Adviser for Law Enforcement and Intelligence in the Office of the Legal Adviser for the Department of State, Washington, D.C. This declaration relates to the request from India for the extradition of Tahawwur Hussain Rana. I make the following statements based upon my personal knowledge and upon information made available to me in the performance of my official duties.

2. Following a review of all pertinent information, including pleadings and filings submitted by Rana to various courts in the course of the litigation in this case, the relevant court decisions, and Rana's submissions to the Department of State, on February 11, 2025, Secretary of State Rubio authorized Tahawwur Hussain Rana's extradition pursuant to 18 U.S.C. § 3186 and the Extradition Treaty between the United States and India.

3. As a party to the Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment (the "Convention"), the United States has an obligation not to extradite a person to a country "where there are substantial grounds for believing that he would be in danger of being subjected to torture." Pursuant to the implementing regulations found at 22 C.F.R. part 95, this obligation involves consideration of "whether a person facing extradition from the U.S. 'is more likely than not' to be tortured in the State requesting extradition."

4. A decision by the Department of State to surrender a fugitive who has made a claim of torture invoking the Convention reflects either a determination that the fugitive is not more likely than not to be tortured if extradited, or an assessment that the fugitive's claim, although invoking

the Convention, does not meet the Convention's definition of torture as set forth in 22 C.F.R. § 95.1(b). Claims that do not come within the scope of the Convention may otherwise raise significant humanitarian issues. The Department carefully and thoroughly considers both claims cognizable under the Convention and other humanitarian claims and takes appropriate steps to address the identified concerns.

5. As the official responsible for managing the Department's extradition responsibilities, I confirm that the decision to surrender Tahawwur Hussain Rana to India complies with the United States' obligations under the Convention and its implementing statute and regulations.

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

Executed in Washington, DC on February 13, 2025.



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Oliver Lewis