

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

APRIL GALLOP, for herself and as Mother
And Next Friend of ELISHA GALLOP, a Minor,

No. 08 CV 10881

Plaintiff

AFFIDAVIT OF
ROBERT BALSAMO
Exhibit D

vs.

DICK CHENEY, Vice President of the U.S.A.,
DONALD RUMSFELD, former U.S. Secretary of
Defense, General RICHARD MYERS, U.S.A.F.
(Ret.), and John Does Nos. 1-X, all in their
individual capacities,

Defendants

AFFIDAVIT OF ROBERT BALSAMO

I, Robert Balsamo, declare, under the penalty of perjury:

1. I am the Co-Founder of Pilots For 9/11 Truth.
2. I was a pilot for Independence Air and Atlantic Coast Airlines and have over 4000 hours of flight time.
3. In October of 2004, members of Pilots for 9/11 Truth made a request of the National Transportation Safety Board under the Freedom of Information Act for “Investigative Report(s) concerning the Flight Data Records (FDR) of AAL Flight 77”.
4. Pilots For 9/11 Truth received, pursuant to its request, a “Specialist’s Factual Report of Investigation: Digital Flight Data Recorder”, that included two attachments and a CD-Rom.
5. I began an analysis of the material and was joined in my efforts by other members of Pilots For 9/11 Truth.
6. On August 4, 2006, members of Pilots For 9/11 Truth made a request of the NTSB

under FOIA for “reports of the flight path study for American Airlines Flight 11, United Airlines Flight 175, and American Airlines Flight 77.”

7. The NTSB responded by sending 3 CD-Roms in August of 2006.

8. The NTSB responded to a further request dated February 18, 2007 by sending “all Safety Board records that the Board has determined are subject to release under the FOIA.” These included “2 DVD’s consisting of electronic animations that the Safety Board created regarding United Airlines flight 93 and American Airlines flight 77.”

9. I, and the following listed members of Pilots For 9/11 Truth, completed our analysis and arrived at conclusions that we published in a press release dated March 26, 2007:

Glen Stanish 15,000+ Total Flight Time American Airlines, ATA, TWA, Continental Captain Russ Wittenberg (ret) 30,000+ Total Flight Time Former Pan Am, United United States Air Force (ret) Over 100 Combat Missions Flown John Lear Son of Bill Lear Founder, creator of the Lear Jet Corporation More than 40 years of Flying 19,000+ Total Flight Time Captain Jeff Latas USAF (ret) Captain - JetBlue Airways Ted Muga Naval Aviator - Retired Commander, USNR Col Robert Bowman USAF (ret) Directed all the “Star Wars” programs under Presidents Ford and Carter - 101 combat missions

John Panarelli Friend and fellow aviator of John Ogonowski - Capt. AA #11 11,000+ Total Flight Time Eastern Metro, Braniff, Ryan International, Emery Worldwide, Polar Air Cargo Lt. Colonel Shelton F. Lankford United States Marine Corps (ret) 10,000+ Total Flight Time 303 Combat Missions

Captain Dan Govatos 10,000+ Total Flight Time Former Chief Pilot of Casino Express airlines Director of Operations Training at Polar Air George Nelson Colonel USAF (Ret.) Licensed Commercial Pilot and Aircraft Mechanic Dennis Spear Army Aviator (ret) 7000+ Total Flight Time Operations Officer, Aviation Safety Officer Captain Joe H. Ferguson 30,000+ Total Flight Time (ret) USAF (ret)

10. We concluded that:

(1.) The NTSB Flight Path Animation approach path and altitude does not support official events.

(2.) All Altitude data shows the aircraft at least 300 feet too high to have struck the

