

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

**HII MISSION TECHNOLOGIES CORP.,**

**Interpleader Plaintiff,**

**v.**

**CYBERLUX CORPORATION, *et al.*,**

**Interpleader Defendants/Claimants.**

**Civil Action No. 3:25-cv-483-JAG**

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**DECLARATION OF CHRISTOPHER W. BASCOM IN SUPPORT OF  
LEGALIST SPV III, L.P.’S MOTION FOR SUMMARY JUDGMENT**

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I, Christopher W. Bascom, pursuant to the provisions of 28 U.S.C. § 1746, declare:

1. I am over 18 years old and of sound mind. The following information is based on my personal knowledge, and I am competent to testify on the matters herein.

2. I am an attorney at the law firm Spotts Fain, P.C. and am one of the attorneys representing Defendant/Claimant Legalist SPV III, L.P. (“Legalist”) in this matter. I am duly licensed to practice law in the State of Virginia. I submit this declaration in support of Legalist’s Motion for Summary Judgment.

3. All defined terms herein are the same as those in Legalist’s Motion for Summary Judgment and Memorandum in Support.

4. In the Joint Discovery Plan, the parties to this suit agreed to answer one interrogatory (the “Discovery Plan Interrogatory”) and two document requests (the “Discovery Plan RFPs”) by March 9, 2026. ECF No. 149, ¶ 6.

5. Attached as **Exhibit 8** is a true and correct copy of the Supplemental Response to Interrogatory Number 6 served by Atlantic Wave in response to the Discovery Plan Interrogatory.

6. Attached as **Exhibit 9** is a true and correct copy of the Settlement Agreement entered between Cyberlux and Atlantic Wave on June 15, 2023.

7. Attached as **Exhibit 10** is a true and correct copy of the Amended Final Order and Judgment entered in Atlantic Wave's favor by the Richmond Circuit Court on June 28, 2023.

8. Attached as **Exhibit 11** are true and correct copies of the UCC statements filed by Atlantic Wave in in North Carolina, Texas, and Virginia on July 6, 2023, in California on October 20, 2023, and in Nevada on March 20, 2026.

9. Attached as **Exhibit 12** is a true and correct copy of Petition to Enforce Foreign Judgment filed in the Texas Action on July 30, 2024.

10. Attached as **Exhibit 13** is a true and correct copy of the Motion to Supplement Receivership filed in the Texas Action on August 29, 2025.

11. Attached as **Exhibit 14** is a true and correct copy of Plaintiff's Second Amended Motion for Distribution of Funds filed in the Texas Action on January 6, 2026.

12. Attached as **Exhibit 15** is a true and correct copy of Cyberlux's opposition to the Motion for Distribution of Funds in the Texas Action.

13. Attached as **Exhibit 16** is a true and correct copy of the Amended (Joint) Motion to Supplement Receivership filed in the Texas Action on February 20, 2026.

14. Attached as **Exhibit 17** is a true and correct copy of the Joint Notice of Settlement and Joint Motion for Release of Funds, For Satisfaction of Judgment, and to Dissolve Receivership filed in the Texas Action on February 26, 2026.

15. Attached as **Exhibit 18** is a true and correct copy of the Order on Judgment Creditors' Second Amended Motion for Distribution of Funds signed by the judge in the Texas Action on March 2, 2026.

16. Attached as **Exhibit 19** is a true and correct copy of the Order on Nonsuit signed by the judge in the Texas Action on March 13, 2026.

17. Attached as **Exhibit 20** is a true and correct copy of the transcript of a hearing that took place on March 2, 2026 in the Texas Action.

18. Attached as **Exhibit 21** is a true and correct copy of the U.S. government's response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

19. Attached as **Exhibit 22** is a true and correct copy of the documents produced by the U.S. government in response to the Discovery Plan RFPs.

20. Attached as **Exhibit 23** is a true and correct copy of is a true and correct copy of Confessed Judgment Debtors' response to the Discovery Plan Interrogatory.

21. Attached as **Exhibit 24** is a true and correct copy of relevant documents produced by the Confessed Judgment Debtors in response to the Discovery Plan RFPs.

22. Attached as **Exhibit 25** is a true and correct copy of ANPC's response to the Discovery Plan Interrogatory.

23. Attached as **Exhibit 26** is a true and correct copy of relevant documents produced by the ANPC in response to the Discovery Plan RFPs.

24. Attached as **Exhibit 27** is a true and correct copy of TAG's response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

25. Attached as **Exhibit 28** is a true and correct copy of relevant documents produced by TAG in response to the Discovery Plan RFPs.

26. Attached as **Exhibit 29** is a true and correct copy of TAG's supplemental response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

27. Attached as **Exhibit 30** is a true and correct copy of Fairwinds's response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

28. Attached as **Exhibit 31** is a true and correct copy of relevant documents produced by Fairwinds in response to the Discovery Plan RFPs.

29. Attached as **Exhibit 32** is a true and correct copy of ARG's response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

30. Attached as **Exhibit 33** is a true and correct copy of ARG's supplemental response to the Discovery Plan Interrogatory and Discovery Plan RFPs.

31. Attached as **Exhibit 34** is a chart summarizing Legalist's position on all parties' claims, security, and priority.

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on April 15, 2026

By: /s/ Christopher W. Bascom  
Christopher W. Bascom