

HONORABLE THOMAS O. RICE

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ROGELIO MONTES and MATEO
ARTEAGA,

Plaintiffs,

vs.

CITY OF YAKIMA; MICAH
CAWLEY, in his official capacity as
Mayor of Yakima; and MAUREEN
ADKISON, SARA BRISTOL, KATHY
COFFEY, RICK ENSEY, DAVE Ettl,
and BILL LOVER, in their official
capacity as members of the Yakima City
Council,

Defendants.

NO. 12-cv-3108-TOR

DECLARATION OF JOHN A.
SAFARLI IN SUPPORT OF
DEFENDANTS' RESPONSE TO
PLAINTIFFS' MOTION TO
EXCLUDE EXPERT TESTIMONY

1 I, John A. Safarli, hereby state and declare as follows:

2 1. I represent Defendants in this matter and have personal knowledge of
3 the matters stated herein.

4 2. Attached to my declaration as **Exhibit A** is a true and correct copy of
5 the deposition transcript of Stephan Albert Thernstrom, Ph.D., dated January 14,
6 2014.

7 3. Attached to my declaration as **Exhibit B** is a true and correct copy of
8 the "Expert Report Submitted on Behalf of Plaintiffs in *Montes v. City of Yakima*"
9 by Luis Ricardo Fraga, Ph.D., dated February 22, 2013.

10 4. Attached to my declaration as **Exhibit C** is a true and correct copy of
11 "Defendants' Senate Factors Expert Report" by Stephan Thernstrom, Ph.D., dated
12 April 5, 2013.

13 5. Attached to my declaration as **Exhibit D** is a true and correct copy of
14 "Defendants' Senate Factors Expert Rebuttal Report (Corrected)" by Stephan
15 Thernstrom, Ph.D., dated November 1, 2013.

16 6. Attached to my declaration as **Exhibit E** is a true and correct copy of
17 the redacted deposition transcript of Luis Ricardo Fraga, Ph.D., dated February
18 10, 2014. Instead of filing Defendants' response under seal, the parties mutually
19 agreed to redact certain portions of the transcript that are not relevant to the
20 response.
21

22 7. Attached to my declaration as **Exhibit F** is a true and correct copy of
23 the deposition transcript of Frances Contreras, Ph.D., dated July 18, 2013.
24

CERTIFICATE OF SERVICE

The undersigned hereby certifies under penalty of perjury under the laws of the State of Washington, that on the date noted below, a true and correct copy of the foregoing was delivered and/or transmitted in the manner(s) noted below:

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DATED this 15th day of July, 2014

s/ Yalda Biniazan
Yalda Biniazan, Legal Assistant