

1 PETER J. ELIASBERG (189110)
2 peliasberg@aclusocal.org
3 MELISSA CAMACHO-CHEUNG
4 (264024)
5 mcamacho@aclusocal.org
6 **ACLU FOUNDATION OF**
7 **SOUTHERN CALIFORNIA**
8 1313 W. 8th Street
9 Los Angeles, CA 90017
10 Phone: (213) 977-9500
11 Fax: (213) 977-5299

DAVID C. FATHI (*pro hac vice*)*
dfathi@aclu.org
ERIC BALABAN (*pro hac vice*)*
ebalaban@aclu.org
ACLU NATIONAL PRISON
PROJECT
915 15th St., NW
Washington, D.C. 20005
Phone: (202) 393-4930
Fax: (202) 393-4931

*Not admitted in D.C., practice limited to federal courts

8 CORENE T. KENDRICK (226642)
9 ckendrick@aclu.org
10 **ACLU NATIONAL PRISON**
11 **PROJECT**
12 39 Drumm St.
13 San Francisco, CA 94111
14 Phone: (202) 393-4930
15 Fax: (202) 393-4931

Attorneys for Plaintiffs

15 **UNITED STATES DISTRICT COURT**
16 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

No. 75-CV-04111-DDP

18 DENNIS RUTHERFORD,

19 *Plaintiff,*

21 v.

22 ALEX VILLANUEVA, Sheriff of Los
23 Angeles County, in his official
24 capacity, and COUNTY OF LOS
ANGELES

25 *Defendants.*

**DECLARATION OF MELISSA
CAMACHO-CHEUNG IN
SUPPORT OF PLAINTIFFS' EX
PARTE APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION**

26
27
28

Declaration of Melissa L. Camacho-Cheung

I, Melissa L. Camacho-Cheung, hereby declare:

1. I make this declaration based on my own personal knowledge and if called to testify I could and would do so competently as follows:

2. I am a Senior Staff Attorney at the ACLU Foundation of Southern California (ACLU SoCal) and am admitted to practice law in the State of California and before this Court. I am one of the lawyers who represent the plaintiff class in this action.

3. I serve as ACLU SoCal’s lead LA County Jails (Jails) conditions monitor. In that role, I have unescorted access to each of the Jails so that I can talk to individuals incarcerated there and observe conditions first-hand.

4. I receive two daily reports by email from staff in the Los Angeles Sheriff’s Department (LASD) Population Management Bureau. One is the IRC Processing Time report (“IRC Report”), and the other is the IRC Clinic Processing report (“Clinic Report”).

5. Both reports are snapshots of IRC data at a specific point in time and are timestamped accordingly. I usually receive reports time-stamped sometime between 9:00 am and 1:00 pm. On information and belief, LASD does not record the total aggregate length of time each individual spends in all parts of the IRC.

6. The two reports begin with a bar graph, showing the number of people in the IRC (for the IRC Report) and the IRC Clinic (for the Clinic Report) and how long they have been waiting. There follows a table with the Booking Number, Name, Module, Hours, Age, and various classification codes for every person who has been in the IRC or IRC Clinic for at least 24 hours.

7. Relevant Module Codes include: IRCC for IRC Clinic, IRFB for IRC Clinic Front Bench, and IRCL for IRC Custody Line cells.

8. The Clinic Report tracks the time an individual spends in the Clinic portion of the IRC. The clock starts when a person enters the Clinic (generally after

1 going through the various booking stations in IRC) and ends when the person
2 leaves the Clinic, even if they move to another area within IRC.

3 9. Attached to this Declaration as Exhibits A through H are true and
4 correct copies of the Clinic Reports from the following dates: June 6, 2022
5 (Exhibit A), August 22, 2022 (Exhibit B), August 23, 2022 (Exhibit C), August 24,
6 2022 (Exhibit D), August 26, 2022 (Exhibit E), August 29, 2022 (Exhibit F),
7 August 30 (Exhibit G), and August 31 (Exhibit H). Information related to security
8 codes and levels is redacted for privacy.

9 10. Attached to this declaration as Exhibit I is a table titled “Clinic
10 Processing Time,” displaying data from Clinic Reports from August 9, 2022 to
11 September 2, 2022. I created the table by populating the columns with information
12 from the Clinic Reports provided by LASD. The table does not have information
13 for August 16, 2022 because I did not receive the Clinic Report from the
14 Population Management Bureau on that date.

15 11. Attached to this declaration as Exhibit J is a table titled “IRC Front
16 Bench Processing Time,” displaying data from the Clinic Reports from August 9,
17 2022 to September 2, 2022. I created the table by populating the columns with
18 information from the Clinic Reports provided by LASD. The table does not have
19 information for August 16, 2022 because I did not receive the Clinic Report from
20 the Population Management Bureau on that date.

21 12. The IRC Report tracks the length of time people spend in areas of IRC
22 outside of the Clinic. These include the booking front, showers, custody line cells
23 (IRCL), and in-custody release cells (IRIC). On information and belief, the clock
24 on the IRC Report stops when a person enters the IRC Clinic and starts running
25 again from zero if a person moves from the IRC Clinic to another part of the IRC
26 (e.g., a custody line cell).

27 13. Attached to this Declaration as Exhibits K and L are true and correct
28 copies of the IRC Reports for the following dates: August 22, 2022 (Exhibit K) and

1 August 31, 2022 (Exhibit L). Information related to security codes and levels is
2 redacted for privacy.

3 14. Attached to this declaration as Exhibit M is a table titled “IRC
4 Processing Time,” displaying data from IRC Reports from August 9, 2022 to
5 September 2, 2022. I created the table by populating the columns with information
6 from the Clinic Reports provided by LASD. The table does not have information
7 for August 16, 2022 because I did not receive the IRC Report on that date.

8 15. On June 6, 2022 I received a Clinic Report that showed exceptionally
9 long wait times in the IRC Clinic. Exhibit A at 1. I immediately went to the IRC to
10 visit the Clinic and speak to the people there, bringing the IRC Clinic report with
11 me.

12 16. The Clinic area was filthy. My shoes stuck to the floor. One of the
13 two toilets behind the rows of Clinic chairs had soaked towels around the base that
14 appeared to be covered with urine and feces.

15 17. In the same area, I observed more than a dozen people sleeping – or
16 trying to sleep -- on the floor.

17 18. I observed five individuals on the Front Bench, which is the area
18 around the raised deputies’ station. They were wearing suicide gowns and sitting
19 chained to their chairs with handcuffs and waist chains, as is required in the Front
20 Bench area. Checking against the Clinic Report, I noted that two of the five had
21 been on the Front Bench for over 24 hours. Ex. A at 2.

22 19. The energy in the Clinic was tense. People seemed to be on edge and
23 started calling out to me when word spread that I was with the ACLU. One
24 individual told me that he had broken up multiple fights in the Clinic.

25 20. Individuals called out to me that they had missed court, that they were
26 only getting peanut butter and jelly sandwiches to eat, and that they had been stuck
27 in the Clinic for days.

28 21. I checked the June 6, 2022 Clinic Report (Ex. A) as I looked at

1 individuals' wrist bands with their name and booking numbers. I spoke to 14
2 individuals who were listed as being in the Clinic for over 24 hours. Some
3 complained of waiting for psychiatric evaluations, others about missing court and
4 missing medications.

5 22. I looked into the cells marked 122 and 120. They are sometimes
6 called tanks. These tanks have no fresh air coming into them because they are
7 entirely sealed. One can see into the tanks through plexiglass in the door and the
8 front windows. There were four individuals in 122. Food and trash littered the
9 floor. One person in 120 was laying on the floor. There are no mattresses in the
10 tanks, only metal benches and toilets with attached sinks.

11 23. After I left the Clinic and over the next few days, I called and emailed
12 LASD custodial and command staff, Correctional Health Services (CHS) staff, and
13 staff with the Office of the Inspector General (OIG) to ask what could be done
14 about the overcrowding, conditions, and long wait times.

15 24. On June 8, 2022, I received an email from the LASD Custody
16 Compliance & Sustainability Bureau Death Review Team with an in-custody death
17 notice for a 72-year-old individual who collapsed in the IRC Clinic on June 6 and
18 passed away on June 7, 2022. I forwarded the email to LASD command staff,
19 CHS staff, and the OIG, again expressing my concern at the emergency situation in
20 the IRC.

21 25. On June 14, 2022 I visited the IRC again, this time in my role as
22 plaintiffs' counsel in *Rosas v. Villanueva*. My role in this visit was to accompany
23 the *Rosas* monitors and help facilitate their interactions with the plaintiff class in
24 that case.

25 26. As we passed the open clinic area, I noticed that many of the chairs
26 were empty. I thought that was strange because our escort told us that the count at
27 5:00 am that day was 169 individuals in the Clinic. I asked our escorts to walk our
28 group to large cage at the back of the clinic.

1 27. When we arrived outside of the cage, I saw that it was locked. People
2 immediately came up to the bars and started trying to speak to me and plaintiffs'
3 counsel Corene Kendrick. It was very difficult to count how many people were in
4 the cage because of the clamor and the inability to see past the mass of people at
5 the bars to the individuals behind them. The people not at the bars were standing,
6 sitting on metal benches, or laying on the floor.

7 28. Individuals asked us to get the guards to open the door. They
8 complained that it was crowded, that the toilet was disgusting, and that there were
9 people with medical problems. I asked those with medical problems to come closer
10 to the bars to talk to us.

11 29. One individual opened his mouth and pulled his cheek back, and I
12 could see an open wound in his mouth that appeared bloody and unclean. I know
13 that no one in the IRC receives toothpaste or a toothbrush. Another individual
14 raised his pant leg, and I could see a large cut that appeared red and swollen.

15 30. The crowd identified two individuals in medical distress and directed
16 them to the bars closest to us. One person reported being diabetic and that he felt
17 very ill and faint. Another raised his shirt to expose a very large hernia extending
18 from his abdomen. It was approximately the size of a fist. I called out to
19 Commander Tania Plunkett, who was accompanying the tour, and asked her to
20 come to the cage. I explained the apparent medical emergencies, and she directed
21 custodial staff to remove the two individuals in distress. I watched them being
22 escorted from the cage toward the medical offices in the Clinic.

23 31. I left the cage area shortly thereafter to follow the *Rosas* monitors out
24 of the Clinic area. I heard people continuing to yell to me as we walked away.

25 32. Through the end of June and into the beginning of August, I continued
26 conversations with LASD command staff, CHS staff, and two Justice Deputies for
27 LA County Board of Supervisors about conditions and wait times at IRC.

28 33. I initiated a meeting to discuss IRC conditions, wait times, and any

1 possible solutions with all involved parties. The meeting took place on August 11,
2 2022 in the administrative portion of Twin Towers Correctional facility. The
3 meeting included Chief Sergio Aloma, Commander Tanya Plunkett, Captain Roel
4 Garcia, representatives from the Population Management Bureau, Dr. Tim
5 Belavich and Joan Hubbell for Correctional Health Services, Eric Bates for the
6 Office of the Inspector General, attorneys from County Counsel, plaintiffs' counsel
7 Peter Eliasberg, and me. We met for approximately an hour.

8 34. I visited the IRC with my ACLU colleague, Peter Eliasberg, on
9 August 22, 2022. Prior to entering the Clinic, I looked into two of the sealed
10 holding tanks in the hallway outside of the Clinic. Tank 122 was marked K6G in
11 black marker on the plexiglass. The K6G code is given to people who are classified
12 as gay, bisexual, or transgender. There were 6 people in the cell. There were small
13 piles of trash on the floor of the cell. I counted 5 people inside tank 120.

14 35. The Clinic area was filthy and crowded. There were plastic food bags
15 and orange juice cartons in piles throughout the Clinic area. It was difficult to
16 count how many people were sleeping or trying to sleep on the floor in and around
17 the trash. I counted approximately 20 people in the area beneath the TVs, around
18 and between the Clinic chairs trying to sleep.

19 36. I walked to the cage at the rear of the Clinic, and it was unlocked.
20 Upon hearing that we were from the ACLU, people immediately crowded around
21 Peter Eliasberg and me, telling us that they had been stuck in IRC for days. There
22 were about a dozen people trying to sleep on the floor or the metal benches in the
23 cage area.

24 37. Peter Eliasberg and I walked with some people to sit on metal benches
25 just outside of the Front Bench area and to the side of the Front Bench overflow
26 area. These are chairs fitted with handcuffs but outside of the primary Front Bench
27 area.

28 38. I sat in this area and interviewed declarants for approximately two

1 hours. During that time I heard yelling and looked up to see a man standing up in
2 the Front Bunch overflow area and urinating. He appeared to be trying to aim into
3 an orange juice carton, but the urine was splashing all around his feet and the
4 chairs around him. No custodial staff responded to this incident.

5 39. I saw two to three people in wheelchairs one of whom had a leg
6 amputated just above the knee joint.

7 40. I interviewed a man named Gilberto Perez who complained of an
8 infection on his left leg. He raised his pant leg, and I could see a redness and
9 significant swelling from just below his knee to the sock at his ankle. Perez did not
10 remove his sock for me, but I could tell even with the sock that his foot was
11 swollen. He also lifted his shirt to show me where the rash was spreading on his
12 chest.

13 41. Three men I spoke with in the Clinic broke down crying during the
14 interview. One of them cried while shaking plastic bags with peanut butter jelly
15 sandwiches and cookies at me, holding up three fingers to indicate the number of
16 days he'd been at the IRC.

17 42. I heard one incarcerated individual yelling in the Clinic area below the
18 TVs. I looked up and saw that he was standing and yelling. I could not understand
19 what he was saying. After approximately five minutes, multiple deputies forcibly
20 removed him from where he had been standing. They appeared to handcuff him,
21 but I could not see where they took him after that.

22 43. After leaving the Clinic, Peter Eliasberg and I walked upstairs to the
23 Custody Line cells. These cells are completely enclosed, but the inside is visible
24 through plexiglass windows in the door and on the wall of the cell facing the
25 hallway.

26 44. There were approximately 10 large trash bags full of trash lining the
27 hallway. I looked into cell 218 and counted 8 people, some trying to sleep on the
28 floor. The floor had piles of the same type of food trash as the Clinic – plastic bags,

1 orange juice cartons, and left over peanut butter and jelly sandwiches.

2 45. I spent approximately 5 minutes in front of cell 218 to observe the
 3 conditions more closely and try to talk with the people inside through the
 4 plexiglass. I saw trash piled up in the corners of the cell and under the metal
 5 benches. The 8 people inside kept yelling and mouthing toilet paper, saying that
 6 they were not getting any. One person cried. Seven of the eight people lined up to
 7 show me their wristbands with names and booking numbers.

8 46. When I checked their names and numbers against the Clinic and IRC
 9 Reports for that day (Exs. B & K), I saw that they had been in the IRC for between
 10 45 and 81.9 hours.

Booking Number	Name	Hours Spent in IRC as of 8/22/22 at 9:29 AM
6440838	Johnny Garza	50.9
6442182	Eduardo Torrez	76.7
6428941	Raul Diaz	45
6430520	Hector Corteshernandez	59.1
6442242	Jose Mercado	50.7
6442979	Adan Guzman	55.5
6440323	Andres Lizarraga	81.9

19 47. I returned to the IRC at 12:45 pm on August 26, 2022 after receiving a
 20 Clinic Report that showed 274 total people in the IRC Clinic, 123 people there
 21 over 24 hours, two of whom had been there for over 200 hours. Ex. E at 1.

22 48. As I walked into the Clinic I saw multiple Los Angeles Fire
 23 Department officers standing around an incarcerated individual seated on a bed
 24 near the entrance of the medical office. I watched as they put the man onto a
 25 transport chair and wheeled him out of the clinic. He was conscious and alert.

26 49. While I was observing the paramedics, a man sitting in a wheelchair
 27 was talking to me. He was crying and holding up his hands for me to see. His
 28

1 hands were curled up and swollen.

2 50. I took a printed copy of the August 26, 2022 Clinic Report to the
3 deputy station and asked for help locating the two people on the list who had been
4 there for more than 200 hours. Ex. E at 1. One of them, Eddie Velez, booking
5 number 6440601, had just been taken to IRC 231 at 11:00 am. The other, Joshua
6 Robinson, booking number 6440848, was in 122, the K6G tank.

7 51. I walked back to cell 122 and counted 11 people inside. It was
8 crowded, with people trying to sleep on the metal benches and on the floor. I saw
9 trash throughout the cell. A deputy opened the door so that I could speak with the
10 people inside. The air inside was rancid and uncomfortably warm. The people
11 inside told me that the toilet was broken. I asked the deputy who opened the door
12 to come into the cell to check on the toilet. She tried to flush it, and it did not
13 flush. There was urine in the toilet bowl and a plastic food wrapper. The deputy
14 pressed the button above the sink for water, and a little stream dribbled out.

15 52. After I returned to the main part of the Clinic, I observed a crowded
16 Front Bench area. Nearly every seat was filled with people in suicide gowns or jail
17 issued "blues," chained to the seats. I saw two large puddles of urine. I could smell
18 the urine even through my N-95 mask. One man wearing only a suicide gown was
19 lying down on the floor in the middle of the largest puddle of urine. I pointed the
20 puddles out to two deputies who were nearby and asked them to please get
21 someone to come in to clean.

22 53. I walked to the back cage and saw that it was unlocked. There were
23 approximately 30 people inside the cage, many of whom were lying in and around
24 trash on the floor, trying to sleep.

25 54. Walking back behind the rows of chairs in the Clinic I noticed that the
26 movie Groundhog Day, starring Bill Murray, was playing on the TV screens.

27 55. I saw someone who appeared to be medical staff with a rolling tray of
28 approximately 40 dixie cup-sized cups of water. He offered water to those sitting

1 in the main Clinic area. I did not see him offer water to those in the Front Bench,
2 the cage, or any cells before I left the Clinic.

3 56. I left the Clinic and went to IRC 231 to find Eddie Velez. A deputy
4 directed me to a two-person cell and opened the tray slot so that I could speak with
5 him. Velez was sleeping heavily on a metal bunk. He did not have a mattress or
6 bedding. I checked my watch, and the time was 3:14 pm, over 4 hours since Velez
7 had left the Clinic.

8 57. Velez's cell mate woke him up. I introduced myself and tried to talk
9 to him. Velez was very disoriented, and his eyes were red and puffy. I quickly
10 ended the interview when it became apparent that Velez was not awake enough to
11 fully participate in our conversation.

12 58. I visited the IRC again on August 29, 2022 with Peter Eliasberg and
13 ACLU SoCal Criminal Justice Project Director Summer Lacy. Lieutenant Karen
14 Solis and Dylan Ford and Natasha Mosley from County Counsel joined us. The
15 Clinic count during our visit was 129 individuals at 3:26 pm, as shown to me on a
16 print out by Lieutenant Solis.

17 59. I walked into the Mental Health evaluation stations behind the deputy
18 booth. There were five stations, one of which was occupied by mental health staff.
19 There were no incarcerated people present for evaluations.

20 60. I looked into tank 122 and saw K6G written on the plexiglass portion
21 of the door. There were four people inside, two of whom were lying on the floor
22 and trying to sleep. The tank had trash inside around the toilet area and under the
23 bench.

24 61. I walked to cell 111, and when I looked inside, the people there
25 immediately jumped up to try to talk with me through the glass. A deputy from the
26 Population Management Bureau who was taking pictures at our direction opened
27 the door for me.

28 62. Inside I observed a large pile of trash near the bench to the left side of

1 the entrance, a line of orange juice cartons on the floor in front of the door, and
2 trash throughout the tank.

3 63. Someone had put a white undershirt over the toilet in 111. The people
4 told me that it was to try and keep some of the stench out of the air. The air was
5 thick, stuffy, warm, and smelled of body odor and human waste.

6 64. The four people inside showed me their wristbands so that I could
7 check their names against that day's Clinic Report (Ex. F) to find out how long
8 they had been there. One individual was not on the list, and he told me he had just
9 arrived that morning. As of 9:35 that morning, the timestamp on the Clinic Report
10 for August 29, Trent Graddy had been in tank 111 for 133.7 hours (five and a half
11 days), John Chancy for 111.8 hours, and Jose Merino for 80.9 hours. Ex. F at 2, 4.

12 65. Lieutenant Solis came to tank 111 while I was still talking to the
13 people there. The three men who had been there the longest recognized her as a
14 Lieutenant and started begging her for mattresses and blankets. I asked Lieutenant
15 Solis to please get someone to clean the trash out of 111.

16 66. I left the IRC and walked next door to Twin Towers Correctional
17 Facility (TTCF) to visit an individual who had recently spent days on the Front
18 Bench. The Clinic Report on August 24, 2022 showed that Jhean Banos had been
19 on the Front Bench for 99 hours. Ex. D at 3.

20 67. I spoke to Banos through the plexiglass of his one-person cell in
21 TTCF. He was wearing a suicide gown and had a mattress but no bedding. From a
22 sign on his door, I could read that he was approved for a blanket, but he did not
23 have one in his cell.

24 68. I introduced myself and asked Banos if he wanted to talk about the
25 IRC. Unfortunately, Banos could not speak coherently and did not appear to
26 understand who I was or where he was. He spoke in streams of words, but those
27 words were disorganized. I could not discern any clear narrative in what he said.

28 69. At one point during our conversation, Banos lifted his hands, and I

1 noticed marks on his wrists. I asked him to put his hands up to the glass. He did
 2 so, and I saw cuts, redness, swelling, and bruising all the way around both wrists. I
 3 believe that the marks on Banos' wrists were consistent with being handcuffed on
 4 the Front Bench for at least 99 hours.

5 70. After I left Banos' cell, I asked a deputy to give him a blanket.

6 71. I used the Clinic Reports to build a table showing the minimum time
 7 each declarant spent in the IRC Clinic. The times below are hours listed the last
 8 time the declarant's name appeared on the Clinic Report.

Name	Minimum Clinic Wait Time	Date of Last Appearance on Clinic Report
Bethel, Chuck	85.6	8.23.2022 (Ex. C at 5)
Bolton, Diego	154.7	8.23.2022 (Ex. C at 1)
Dubose, Jerome	98.7	8.30.2022 (Ex. G at 2)
Gonzalez, Daniel	36.9	8.29.2022 (Ex. F at 2)
Howard, Curtis	84.6	8.30.2022 (Ex. G at 3)
Jones, Tony	81.9	8.22.2022 (Ex. B at 6)
Payan, Damian	116.5	8.30.2022 (Ex. G at 2)
Perez, Gilberto	83.4	8.23.2022 (Ex. C at 5)
Porter, Ira	106.2	8.23.2022 (Ex. C at 5)
Reese, Giovanny	83.4	8.23.2022 (Ex. C at 5)
Ruiz, George	180.4	8.31.2022 (Ex. H at 1)
Salinas, Bryan	55.1	8.29.2022 (Ex. F at 6)

24
 25 72. When reviewing the IRC Report for August 31, 2022 I noticed that
 26 declarant Tony Jones was listed and had been in IRCL (a custody-line cell) for
 27 34.8 hours. Ex. L. This was after and in addition to the 81.9 hour IRC Clinic stay
 28

1 listed in the table above.

2 73. Attached to this declaration as Exhibit N is a transcript of a portion of
3 a presentation Catie Beltz, then Assistant Inspector General with the Office of the
4 Inspector General, made to the LA County Civilian Oversight Commission on
5 September 23, 2021. An intern with the ACLU of SoCal created the transcript at
6 my direction and by watching the presentation available at
7 <https://www.youtube.com/watch?v=SgZnqc8MfGA>. The transcript corresponds to
8 the portion of the video starting at 38:11 and ending at 49:13.

9 74. Attached to this declaration as Exhibit O is a true and correct copy of
10 a report of an IRC inspection undertaken by Sybil Brand Commission for
11 Institutional Inspections Commissioners on June 16, 2022.

12 75. Attached to this declaration as Exhibit P is a true and correct copy of
13 the Custody Division COVID-19 Fact Sheet for August 31, 2022. LASD
14 continually posts updates to this information at <https://lasd.org/covid19updates/> but
15 does not maintain publicly available historical records.

16 76. On Friday September 2, 2022 my colleague Peter Eliasberg and I
17 spoke with Dylan Ford from the County Counsel's office by telephone at about
18 2:05 pm. Mr. Ford confirmed that he was counsel for the County on the *Rutherford*
19 matter. Mr. Eliasberg told Mr. Ford that we were concerned about conditions in
20 the IRC and would be going into Court the following Wednesday or Thursday to
21 seek a temporary restraining order barring the County from holding anyone in the
22 IRC for more than 24 hours and requiring that the County ensure basic minimum
23 conditions including potable drinking water, access to necessary medical care, and
24 sanitary conditions were provided to those in IRC. Mr Eliasberg said that
25 Plaintiffs would seek a TRO unless the County would stipulate to a TRO.

26 77. Mr. Ford responded that he understood Plaintiffs' position but that he
27 was newly assigned to the case and could not agree to either stipulation without
28 talking to his supervisors. He promised that he would reach out to his supervisors

1 promptly and get back to one of us.

2 78. At about 4:30 pm on the same day, I received a phone call from Mr.
3 Ford. He told me that Defendants could not stipulate to a TRO “at this time.”

4 79. At about 5:15 pm, also on Friday, September 2, 2022, I called Mr.
5 Ford. Mr. Ford confirmed that Defendants would oppose a TRO “at this time.”

6 80. On September 6, 2022 at approximately 3:00 pm, I received 47
7 photographs from Mr. Ford by email. LASD staff took the photographs on August
8 29, 2022 during plaintiffs’ counsel’s visit to IRC. The deputy who took the
9 photographs did so at the direction of Summer Lacey, Peter Eliasberg, and me.
10 Because of the advance communication about the procedure by which LASD
11 would take and share photographs, LASD and County Counsel knew about our
12 planned August 29, 2022 visit days in advance.

13 81. Attached to this declaration as Exhibit Q is a document containing 16
14 photographs and captions. I selected these photographs from the photographs
15 provided to plaintiffs’ counsel. I wrote the captions to the photographs, and those
16 captions are true and correct descriptions of the locations depicted in the
17 photographs.

18 82. According to a printout Lieutenant Solis handed to me during our
19 August 29, 2022 IRC visit, there were 129 people in the IRC Clinic at the time the
20 photographs were taken. Two days later, the Clinic held 319. Ex. I.

21 I declare under penalty of perjury under the laws of the United States that
22 the foregoing is true and correct.

23 Executed on September 7, 2022, in Culver City, California.

24
25 /s/ Melissa L. Camacho-Cheung
26 Melissa L. Camacho-Cheung
27
28