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 ELIEZER WILLIAMS, etc., *et al.*

17 SUPERIOR COURT OF THE STATE OF CALIFORNIA

18 COUNTY OF SAN FRANCISCO

19 UNLIMITED JURISDICTION

20 ELIEZER WILLIAMS, a minor, by SWEETIE
 WILLIAMS, his guardian ad litem, *et al.*, each
 21 individually and on behalf of all others similarly
 situated,

22 Plaintiffs,

23 v.

24 STATE OF CALIFORNIA, DELAINE EASTIN,
 State Superintendent of Public Instruction,
 25 STATE DEPARTMENT OF EDUCATION,
 STATE BOARD OF EDUCATION,

26 Defendants.

No. 312236

**DECLARATION OF GERALDINE
 MARTINEZ**

Hearing: October 1, 2003
 Time: 3:30 p.m.
 Department: 20, Hall of Justice
 Judge: Hon. Peter J. Busch
 Date Action Filed: May 17, 2000
 Trial Date: August 30, 2004

1 I, GERALDINE MARTINEZ, hereby declare:

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

4 2. I attended Thurgood Marshall High School in San Francisco, California during the
5 2002-2003 school year, when I was a junior, and I will be a senior at Thurgood Marshall next
6 year. I attended Philip and Sala Burton High School for my freshman and sophomore years.

7 3. Thurgood Marshall is too small. It is so crowded in the hallway when people are
8 changing classes that you can't get through without pushing. People are always getting shoved
9 around. I often get to class late because it is so hard to get through the crowded hallway.

10 4. It is also very crowded in my study skills class. We have class in the room where
11 three counselors have their offices. Each counselor has several students in study skills at a time.
12 There are usually about twenty students in and out of the classroom through the course of the
13 period but there are only three desks. Students sit on the bookcases to do their work. Some
14 students ask permission to leave to go to the library to do their work because there is not enough
15 room in the classroom.

16 5. The tiles fall from the ceiling in the hallway at Thurgood Marshall. You see tiles on
17 the floor when you walk down the second floor hallway. In January 2003 I was at the end of the
18 second floor hallway and a piece of tile fell right next to me and almost hit me.

19 6. A lot of the windows are broken in my classrooms. When windows break they just
20 get boarded up. They usually stay boarded up for about a week before they get fixed. About half
21 of the windows in the school have cracks in them and look like they are about to break. They
22 never seem to fix the cracked windows.

23 7. The bathrooms at Thurgood are gross. There is usually a line to use the bathroom
24 because there aren't enough stalls that actually work. A lot of the stalls don't have doors. They
25 often don't have toilet paper. The toilets are sometimes overflowing. There are no little garbage
26 cans in the stalls so girls leave their tampons on the floor. There is never any soap and the water
27 is much too hot. I have left class on the third floor to use the bathroom and had to run to several
28 floors looking for a bathroom that has a stall with a door and toilet paper. Sometimes I just go

1 back to class without going to the bathroom. I usually try to wait until I get home to use the
2 bathroom. I get a stomachache when I don't go to the bathroom all day.

3 8. The floors of the hallway, stairwells, and cafeteria are dirty and sticky. The trash
4 cans in the hallways aren't emptied very often. There is juice, soda, food, and candy wrappers on
5 the floor, especially in the stairwells.

6 9. There were rats in my junior year dance class. Several times rats ran across the dance
7 floor or out of my teacher's closet. There is a hole in the wall by the stairs and I think the rats
8 probably came out of there.

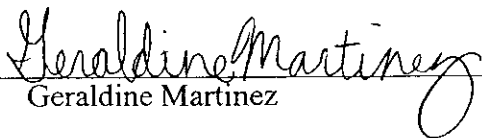
9 10. I didn't get a book for my geometry class until the middle of the second semester of
10 my junior year. My teacher would either give us a packet of handouts or would put problems on
11 the board. It was hard to do the problems in the packets or from our notes off of the board
12 because we didn't have the examples and information that was in the books.

13 I declare under penalty of perjury under the laws of the United States and the State of
14 California that the foregoing is true and correct. Executed this eighth day of July, 2003, in San
15 Francisco, California.

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By: 
Geraldine Martinez

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