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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.  
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ENDORSED  
FILED  
San Francisco County Superior Court

JUN 10 2003

GORDON PARK-LI, Clerk  
BY: KEVIN M. LEE  
Deputy Clerk

No. 312236

DECLARATION OF DANITZA NUNEZ

Hearing: August 25, 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

## Declaration of Danitza Nunez

I, Danitza Nunez, 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 16 years old and in the 11th grade at South Gate High School ("SGHS") in South Gate, California. SGHS is a year round, Concept-6 multi-track school. I am on the "A-track."

3. SGHS has a shortage of novels in English classes. I am required to read certain novels in my English class, but because there are not enough copies of the novel for all the students in my class, I have had to buy my own novels. This year, I bought *The Great Gatsby*, and *The Scarlet Letter*. The few novels that are available in my class are very old and in very poor condition. Many novels are full of writing, missing pages, and have torn pages and covers. There was also a shortage of novels in my English class last year. In that class, my teacher had to buy her own set of the novel, *Fahrenheit 451* for the class to use. Textbooks are also in poor condition. The Algebra II books in my math class have problems, such as the binding is loose, pages are stuck together due to water damage, and they are written in to the point where complete problems are illegible. When I can't read a problem, I have to borrow a book from a friend and copy the problems because there are no extra books available. In a previous year, my math book was in such poor condition that I had to ask my teacher if I could have another copy, but was told that no copies were available. My math book had lots of tagging and pages ripped or falling out. I finally was able to get a replacement copy half way through the year after a student dropped out of my class and another copy became available. The textbook in my Health class is also in really bad condition and I believe it is outdated because most statistics in the book are no longer accurate. For example, the statistics on life expectancy and population counts are outdated and differ from what I learned in my Environmental Science class. Because the book is outdated, my teacher has had to supplement our class work by using a lot of handouts. My Health book is the worst book I have ever had. It has a lot of writing and is missing several pages. There are sections in my book where 10-15 consecutive pages are missing. I did not have a textbook last

1 semester in my AP Spanish Literature class. My teacher had to resort to making copies of  
2 materials for us, but our teacher would complain that the xerox machines would break down and  
3 she had to wait one to two days before she could get copies made. My Spanish Literature teacher  
4 had to also make a xerox copy of the novel, *Don Quixote*, for about half the students in my class  
5 because she did not have enough novels for all the students. I am not enrolled in AP Spanish  
6 Literature this semester and so I do now know whether the class still does not have enough  
7 books. Books in other classes are also in poor condition. I have seen my friend's History book.  
8 It is split in two, the cover and binding are falling apart, and it has a lot of graffiti.

9       4.       South Gate High School is overcrowded. There are approximately 42 students in  
10 my History class. The classroom is very crowded and it is very difficult to move around. I think  
11 this creates a fire hazard because there is very little space to walk in between desks. The space in  
12 between desks is so tight that we have to walk sideways to get through. Every possible space is  
13 taken up in the class. There is even a desk positioned directly below the pencil sharpener. Every  
14 time someone needs to sharpen their pencil, the student in that desk has to either get out of his  
15 seat or sharpen the pencils himself. Many students find this to be funny, but what happens is that  
16 it creates more distraction in an already distracted class. My teacher often says that it's very  
17 difficult to keep such a big class focused. My math class is also overcrowded with  
18 approximately 40 students.

19       5.       The overcrowding at SGHS also affects students during lunch because the lunch  
20 lines get extremely long. There are times when the lunch bell rings and there are still  
21 approximately 100-200 students in line who haven't had lunch. There are also times when the  
22 cafeteria runs out of food because the school is so overcrowded. The hallways are also very  
23 congested during passing periods. This makes it very difficult to get to class on time because  
24 moving down the hallways can be very slow.

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I declare under penalty of perjury of the laws of the State of California and the United States that the foregoing is true and correct. Executed this 5 th day of June, 2003 in South Gate, California.

  
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Danitza Nunez