DECLARATION OF ERIKA HERNANDEZ

I, ERIKA HERNANDEZ, hereby declare:

1. I am one of the plaintiffs in this action and if called to testify I could and would do so competently as follows:

2. I am ten years old and in the fifth grade at Gulf Avenue Elementary School in Wilmington.

3. Gulf Avenue Elementary School is a year-round multi-track school, so we have lots of breaks during the school year. I forget stuff that I learned after I have a break, so I have to re-learn it when I come back from one of the vacations. For example, I learned long division before the last break, but I can't remember how to do it now, so I have to learn it again.

4. I cannot take home my books for cursive writing and English. My cursive writing book is all ripped up, especially the top and bottom cover of the book. My teacher told us that we cannot take home the cursive writing books because they might get more torn up if we took them home. For English assignments, my teacher made us paper booklets in which to do homework.

5. The bathrooms are very dirty a lot of the times. There is usually toilet paper on the floor and around the toilets. Sometimes, we have to wait a long time to use the bathrooms.

6. I have seen other classes that have had to do "beautification," which means they have to pick up trash and whatever else is around the school yard.

I declare under penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct. Executed on August 2, 2000 in Wilmington, California.

Erika Hernandez

Erika Hernandez