

1 **Declaration of Rachele Rodrigues**

2 I, Rachele Rodrigues, hereby declare:

3 1. I am the mother of Elly Rodrigues, who is a seventh grader at Luther Burbank Middle
4 School in San Francisco and a Plaintiff in the above-captioned action. If called to testify I could and
5 would do so competently as follows:

6 2. I am familiar with the conditions at Luther Burbank from going to the school for parent
7 teacher conferences and from talking with my daughter. I am very concerned about Elly's health and
8 safety because the conditions at the school are unsanitary and dangerous.

9 3. My daughter will not go to the bathroom at school. She tells me that the bathrooms are
10 so filthy that she cannot use them. They smell atrocious, there is stuff all over the floor, the sinks
11 are clogged and dirty. The bathrooms generally do not have toilet paper, or seat covers for the toilet
12 seats. Even if she were willing to use the sinks, there is no soap or paper towels with which she can
13 wash her hands. The absolute first thing Elly does when she comes home is race to the bathroom
14 because she has not gone all day while at school.

15 4. I worry that it is not good for Elly's health to forego going to the bathroom all day. She
16 complains about stomach aches, and I am worry that she might develop bladder infections.

17 5. The condition of the school is very poor. When I have gone to the school, I have seen
18 broken and boarded up windows, and the paint is dirty and peeling.

19 6. Elly also has told me that it is often very cold in her classroom and that sometimes she
20 keeps her mittens and coat on while she is inside. She also says that some teachers won't let the
21 students leave their coats on, so she gets very cold.

22 7. I want much better for my daughter. I worry about her health and I don't think she is
23 getting the education she deserves. I cannot believe that the Burbank has been allowed to become
24 so dirty and run down. Because the school has so many problems, I have thought about trying to find
25 another school for Elly. But I would like her to be able to go to school in her own neighborhood
26 with her friends. She should not have to go to a strange school in another part of the city to find a
27 safe place to get a good education.

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I swear under penalty of perjury of the laws of the State of California and the United States
that the foregoing is true and correct. Executed by me this 5th day of May, 2000 in San Francisco,
California.


Rachelle Rodrigues